



**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES  
FULL BOARD MEETING**

Monday, October 14, 2013  
2:20 p.m. (EST)  
*Via Conference Call*  
*Listen-Only Dial-in # 1-800-899-2086*

**AGENDA**

- |   |                              |
|---|------------------------------|
| <b>1. Call to Order and Chair's Remarks</b>   | <b>Chairman Albert Maury</b> |
| <b>2. Action Items</b>  |                              |
| FA1. Fair Relocation Project  | <b>Mark B. Rosenberg</b>     |
| FA2. Reauthorization of Production, Rehearsal and Performance Facility at Biscayne Bay Campus                             | <b>Sukrit Agrawal</b>        |
| AP1. Naming of the College of Nursing and Health Sciences as the "Nicole Wertheim College of Nursing and Health Sciences" | <b>Cesar L. Alvarez</b>      |
| AP2. Performance Funding Metric   | <b>Cesar L. Alvarez</b>      |
| <b>3. New Business <i>(If any)</i></b>  | <b>Albert Maury</b>          |
| <b>4. Concluding Remarks and Adjournment</b>  | <b>Albert Maury</b>          |

**Conference Call information:**

- Please call (800) 899 - 2086 promptly at 2:20 p.m. (EST) on Monday, October 14, 2013.
- If you are disconnected, please redial the conference call number.
- If you have any problems with the above, contact the BOT office at 305.348.6495

**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

October 14, 2013

**Subject: Fair Relocation Project**

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**Proposed Board Action:**

Approve the following resolution:

WHEREAS, in the fall of 2010, FIU, the Miami-Dade County Fair & Exposition, Inc. (the Fair), and Miami-Dade County established a Joint Relocation Task Force, the main purpose of which was to assess the viability of relocating the Fair; and

WHEREAS, the parties have worked together to find solutions that will enable FIU to expand onto the land adjacent to its MMC Campus currently leased to the Fair by Miami-Dade County and allow the Fair to re-locate to an alternative site that will allow the Fair to continue its established mission at a new location; and

WHEREAS on June 14, 2012, this Board passed a resolution expressing its continued support of the parties' efforts to identify sites that will allow for the relocation of the Fair and expansion of FIU onto the current Fair site; and

WHEREAS, the Joint Relocation Task Force thereafter continued to study the issue of a new site for the Fair, carefully examining 24 sites for the potential relocation of the Fair, and the Task Force agreed to complete an in-depth analysis of 3 sites; and

WHEREAS, the parties are ready to move forward to take the next steps in the process, including the identification of funding for the relocation of the Fair; and

WHEREAS, Miami-Dade County will consider a resolution at its meeting on October 22, 2013, urging the Florida Legislature to commit state funding in support of the relocation and to identify the Fair relocation as a critical county priority for the 2014 session; and

WHEREAS, this Board desires to express its gratitude for the efforts of the parties and to express its continued support for the relocation of the Fair.

NOW, THEREFORE, BE IT RESOLVED BY THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, that this Board:

Section 1. Expresses its gratitude for the efforts of the Fair and Miami-Dade County, through the Joint Relocation Task Force, to identify potential sites for the relocation of the Fair.

Section 2. Urges the Board of County Commissioners of Miami-Dade County to adopt the proposed resolution urging the Florida Legislature to commit state funding in support of the relocation of the Fair and to identify the Fair relocation as a critical county priority for the 2014 legislative session; and

Section 3. Commits that FIU will (i) continue to work in a collaborative fashion with the Fair and Miami-Dade County to identify a final site that is mutually beneficial, economically feasible and respectful of the Fair’s and FIU’s mission of service to the community -- and (ii) work to identify funding sources to support the relocation.

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**Supporting Documentation:** Information located in the Finance and Audit agenda

**Facilitator/Presenter:** Mark B. Rosenberg

**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

October 14, 2013

**Subject: Reauthorize and Ratify: (1) Negotiating and entering into the agreements specified below with Royal Caribbean Cruises Ltd or an affiliated entity (collectively RCL) for RCL to fund and develop a state-of-the art Production Rehearsal and Performance Facility on FIU's Biscayne Bay Campus to be used by both Parties pursuant to FIU ITN 012-016 (ITN); and (2) delegation of authority to the University President or his designee to negotiate and execute all agreements deemed necessary to consummate the FIU-RCL transaction.**

**Note: This Board Item is intended to provide the Board with updated information on the FIU-RCL Transaction initially presented to the Board on September 10, 2013 and to provide the Board with copies of pertinent draft documents covering the transaction. The updates: (i) confirm that the proposed Sublease will be between FIU and an RCL affiliated entity, subject to the condition that RCL provides FIU with a guarantee of the Sublease and (ii) provide summary of additional areas (including square footage) to be licensed to RCL under the Sublease.**

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**Proposed Board Action:**

1. Approve that the University President or his designee may negotiate and execute the following agreements on mutually agreeable terms:
  - (i) a Long-Term Ground Sublease to Royal Caribbean Cruises, Ltd. or an affiliated entity ("RCL") to allow RCL to design, construct, operate and maintain at its expense a Production, Rehearsal, and Performance facility ("PRP Facility") at the Florida International University Biscayne Bay Campus ("BBC"). The Sublease will also provide RCL with appropriate easements/licenses for (a) the development of the PRP Facility; (b) parking, building and service access areas immediately adjacent to the PRP Facility; and (c) a Landscape buffer surrounding the PRP Facility desired by both parties.
  - (ii) RCL Guarantee to FIU covering the Sublease Transaction in the event the Sublease is entered into between FIU and an RCL Affiliated Entity;
  - (iii) a License Agreement(s) and Service Contract to RCL: (a) to improve and use, at RCL's sole expense, the Bay Vista Residence Hall for RCL teachers, performers, cast members and support employees; and (b) to provide for parking immediately adjacent to Housing to be paid for by RCL and/or RCL related parties based on the highest faculty/staff decal rates in effect at time of purchase; and (c) a landscape buffer surrounding the Housing Facility.
  - (iv) a Facilities Use and License Agreement to RCL for the use and payment for use of certain university facilities at BBC and construction of mutually agreed upon improvements to be used and funded by RCL, if applicable; and,

- (v) a Memorandum of Understanding for Collaborative Partnership (MOU).
2. Authorize the University President or his designee to carry out all acts and to execute all other documents deemed necessary by FIU for the FIU-RCL transaction.
  3. Approve the removal of the Bay Vista Residence Hall at BBC from the Florida International University Housing System.

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**Background Information:**

Section 1013.171, Florida Statutes, authorizes the FIU BOT to negotiate and enter into a long-term ground lease of land for purposes of erecting facilities and accommodations which are necessary and desirable to serve the University needs and purposes. FIU and RCL believe the creation of a Production, Rehearsal and Performance facility at FIU’s BBC Campus would serve both parties goals and missions.

On August 16, 2012, FIU issued FIU ITN 012-016 to enable FIU to establish a long-term collaboration with an organization that develops and presents performing arts productions. The anticipated benefits of this collaboration are to enhance the curricula of FIU’s Colleges and Schools and the educational experiences of students by (i) providing access to state-of-the-art Production, Rehearsal and Performance (PRP) facilities for student learning, training and productions; (ii) creating opportunities for student and faculty scholarly work; and (iii) creating internship opportunities for FIU’s students pursuing careers in the entertainment and hospitality fields. The collaboration also serves FIU’s commitment to community engagement by connecting the corporate community with bright student talent and a world-class faculty in the context of the arts-, tourism-, and hospitality-driven South Florida economy.

Royal Caribbean Cruises, Ltd. submitted an ITN response on September 6, 2012. An evaluation committee, comprised of individuals with the appropriate expertise to complete a comprehensive evaluation of the proposal was established. The following individuals served on the committee:

Vojkan Dimitrijevic, Associate Vice President, Auxiliary and Enterprise Development  
Mohammad Qureshi, Associate Dean, Chaplin School of Hospitality and Tourism Management  
Brian Schriener, Dean, College of Architecture + The Arts  
James Wassenaar, Executive Director, Student Affairs Operations and Auxiliary Services  
John Cal, Associate Vice President, Facilities Management

The evaluation committee reviewed the solicitation response and evaluated the response on the basis of fit with FIU priorities, consideration paid to FIU, corporate profile, entertainment production experience, and facility sustainability. The committee met with RCL for negotiation purposes and RCL was invited to submit a “Best and Final Offer” which was submitted by RCL on March 12,

2013. On April 1, 2013, the committee recommended that FIU award the ITN to RCL, contingent upon the satisfactory development of all appropriate and required agreements and approvals.

The terms of the Royal Caribbean Cruise Lines, Ltd. collaboration require RCL to design, construct, and operate, at their sole expense, a Production, Rehearsal and Performance facility containing approximately 130,000 occupied square feet at a cost of approximately \$20 million. The Sublease will be entered into between the FIU Board of Trustees and an affiliated entity of RCL subject to the condition that RCL must guaranty the Sublease Transaction. This is also to clarify that the PRP building will be constructed on a footprint of approximately 2.5 acres of land through a long-term ground sublease with an initial term of 40 years with up to four 5-year renewal options, for a total period of 60 years. Additionally, the FIU BOT will provide a License to the RCL affiliated entity to cover parking adjacent to the PRP and service and access areas (approximately 0.79 acres), and a landscape buffer desired by both parties consisting of approximately 1.04 acres. In addition to BOT approval of the sublease, approval by the State of Florida Department of Environmental Protection is also required. Section 1013.171, Florida Statutes, requires that as part of the consideration for these types of leases, the state must own the completed facilities constructed at the end of the lease term.

The PRP facility will be available for FIU students and faculty as part of innovative state-of-the-art performing arts curricula, back-of-the-house operations, and participation in training programs as part of comprehensive experiential learning opportunities for students. RCL will provide workshops and guest lectures to FIU's students and faculty; participate on FIU's Industry Advisory Councils and Leadership Advisory Boards; provide paid internships to our students; work with academic units on creating and monitoring custom curricula, master classes and workshops, and participate in post-graduate career placement in multiple fields. RCL will hire an employee whose sole function is to work closely with FIU and RCL staff in implementing and administering the academic and other initiatives of the collaboration. Additionally, RCL will give FIU access to propriety research data for faculty and student research opportunities that will be especially helpful in the development and analysis of entertainment programs, market trends, consumer behavior, and market research.

In addition to the teaching, research and employment benefits of the RCL collaboration, RCL will make a one-time payment of \$2.2 million to FIU. This payment will be used to supplement housing revenue in 2014 and provide scholarship and research support in the College of Architecture + The Arts and the Chaplin School of Hospitality and Tourism Management.

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**Supporting Documentation:** Information located in the Finance and Audit agenda

**Facilitator/Presenter:** Sukrit Agrawal

**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

October 14, 2013

**Subject: Naming of the College of Nursing and Health Sciences as the “Nicole Wertheim College of Nursing and Health Sciences”**

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**Proposed Board Action:**

Approve the naming of the College of Nursing and Health Sciences as the “Nicole Wertheim College of Nursing and Health Sciences” in accordance with the gift agreement related thereto.

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**Background Information:**

Trustee Emeritus Dr. Herbert A. Wertheim and his wife, Nicole Wertheim, recently expressed the Wertheim family’s continued dedication to the University and commitment to clinical and interdisciplinary research and preventive care through a generous gift in the amount of \$10 million to endow the College of Nursing and Health Sciences. The gift will help the College to recruit and retain nationally recognized researchers and leaders in nursing and health sciences education, attract and enroll outstanding students in the college’s Ph.D. and other doctoral programs, strengthen its graduate educational programs, and support the scholarly activities of its faculty and students.

In light of this transformational gift, the University proposes to name the College as the “Nicole Wertheim College of Nursing and Health Sciences.”

State University System of Florida Board of Governors Regulation 1.001, University Board of Trustees Powers and Duties (7)(g) states:

Each board of trustees shall be responsible for the use, maintenance, protection, and control of, and the imposition of charges for, university-owned or university-controlled buildings and grounds, property and equipment, name trademarks and other proprietary marks, and the financial and other resources of the university.

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**Supporting Documentation:** N/A

**Facilitator/Presenter:** Cesar L. Alvarez

**THE FLORIDA INTERNATIONAL UNIVERSITY  
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October 14, 2013

**Subject: Selection of UBOT Metric for Board of Governors Performance Funding Model**

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**Proposed Board Action:**

Select one metric of the ten in the Board of Governors Performance Funding Model for FIU.

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**Background Information:**

The Board of Governors has instituted a Performance Funding Model consisting of eight metrics common to all SUS institutions and two specific to each university. The BOG selected as FIU's institution-specific metric "Bachelor's without excess hours" in September 2013. The FIU BOT needs to select one in October. The BOT has previously identified three FIU institution-specific metrics in the annual WorkPlan. Those three are among the 28 options available to the BOT. The President recommends that the BOT select "Bachelor's degrees awarded to minorities" as the FIU BOT selection for the BOG Performance Funding Model.

Pursuant to Florida Statute 1011.905, state performance funds for the State University System shall be based on indicators of system and institutional attainment of performance expectations. To implement performance funding, the Florida Board of Governors has developed the Board of Governors Performance Funding Model and requires the University Board of Trustees to select its own "Choice Metric" for inclusion in the Performance Funding Model to represent the particular goals or challenges of the University.

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**Supporting Documentation:** Information located in the Academic Policy and Student Affairs agenda

**Facilitator/Presenter:** Cesar L. Alvarez