



**FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES  
FULL BOARD MEETING  
JUNE 2, 2016  
MINUTES**

**1. Call to Order and Chair's Remarks**

Board Chair Claudia Puig convened the meeting of the Florida International University Board of Trustees at 2:14 p.m., on Thursday, June 2, 2016, at the Modesto A. Maidique Campus, MARC International Pavilion.

The following attendance was recorded:

**Present:**

Claudia Puig, *Chair*  
Jorge L. Arrizurieta, *Vice Chair*  
Jose J. Armas  
Leonard Boord  
Alian Collazo  
Michael G. Joseph  
Gerald C. Grant, Jr.  
Natasha Lowell  
Justo L. Pozo  
Marc D. Sarnoff  
Kathleen L. Wilson

**Excused:**

Cesar L. Alvarez  
Albert Maury

Chair Puig welcomed all Trustees, University faculty, and staff. She reported that Florida Governor Rick Scott appointed Marc D. Sarnoff to the FIU Board of Trustees, succeeding Mayi de la Vega. Chair Puig noted that Trustee Sarnoff, former Miami commissioner, is a partner in the Miami office of Shutts & Bowen, where he practices land use and government relations law and is a member of the Real Estate Practice Group. Chair Puig also welcomed Alian Collazo as the newly elected Student Government President for the Modesto A. Maidique Campus. On behalf of the Board, Chair Puig congratulated Trustee Kathleen L. Wilson on her recent election to a second term as the Chair of the University's Faculty Senate.

Chair Puig provided an update on the April 28, 2016 meeting of the Board's External Relations Committee, noting that University President Mark B. Rosenberg discussed plans to build a new engineering building just south of the Modesto A. Maidique Campus in land currently occupied by the Fair. She added that Sr. Vice President for External Relations Sandra B. Gonzalez-Levy

reported that for the second year in a row, FIU has made the “America’s Best Large Employers” list by Forbes magazine. Chair Puig also provided an update on the May 4, 2016 meeting of the Board’s Governance Committee, noting that the Committee conditionally approved the honorary degree nomination for Mrs. Marcia Jo Zerivitz pending the results of a background check, the results of which, she reported, were satisfactory. Chair Puig reported that the Governance Committee recommended that the University conduct full background checks of nominees and to factor those findings into the evaluation process.

Chair Puig noted that in May she was joined by Trustees Jorge L. Arrizurieta, Gerald C. Grant, Jr., and Marc D. Sarnoff and President Mark B. Rosenberg for Governor Scott’s Degrees to Jobs Summit. She added that the Summit consisted of a mixture of national speakers, policy breakout sessions and brought together business leaders and educational stakeholders together to focus on best practices that will help students secure jobs upon graduation.

## **2. Public Appearances**

There were no public appearances.

Chair Puig requested to take the agenda out of order. There were no objections.

## **3. Action Items – Consent Agenda**

Chair Puig noted that the Finance and Audit Committee and Academic Policy and Student Affairs Committee each recommended approval by the Board of the respective action items contained in the Consent Agenda.

Chair Puig asked for comments on any of the items included in the Consent Agenda. Hearing none, a motion was made and passed to accept the Consent Agenda, and members of the Board concurred with the following actions:

- **BT1. Minutes, February 10, 2016** - Approval of Minutes of the Florida International University Board of Trustees, Full Board meeting held on Wednesday, February 10, 2016 via conference call.
- **BT2. Minutes, March 11, 2016** - Approval of Minutes of the Florida International University Board of Trustees, Full Board meeting held on Friday, March 11, 2016 at the Modesto A. Maidique Campus, Parkview Hall, Multipurpose Room.
- **FA2. Proposed 2016-17 Fixed Capital Outlay Budget** - Approve FIU’s 2016-17 Fixed Capital Outlay Budget and authorize the University President to amend the budget as necessary, consistent with Legislative, Florida Board of Governors’ and Florida International University Board of Trustees directives and guidelines.
- **FA3. Request for Approval of FIU’s 2017-18 Fixed Capital Outlay Legislative Budget Request, Consisting of the five-year Capital Improvement Plan** - Approve FIU’s 2017-2018 Fixed Capital Outlay Legislative Budget Request, consisting of the 5- year Capital Improvement Plan and authorize the University President to amend the Legislative Budget

Request as necessary, consistent with Florida Board of Governors and Florida International University Board of Trustees directives and guidelines.

▪ **FA4. Approval for FIU to Undertake a Competitive Bid Process to Sublease the Wolfsonian-FIU Annex Building and Parking Lot –**

Approve the following:

- (a) The undertaking of a competitive bid process to sublease the Property for the purpose of generating revenue that (i) will allow for the leasing of a collections storage facility, which will be designed and outfitted with the appropriate environmental and physical systems to provide a more secure and protected space for the museum collections, and will meet the standards of the American Association of Museums for collections management and storage; and (ii) will help sustain and grow the educational activities of the Wolfsonian-FIU through its exhibitions, University and public programs and collections care and research;
- (b) A finding that the sublease of the Property is necessary and desirable to serve the needs and purposes of the University;
- (c) The University seeking TITF's confirmation that it is not exercising its right of rejection as provided in the lease between FIU BOT and TITF; and
- (d) Upon the successful completion of the competitive bid process, the University seeking approval from FIU BOT and the Florida Board of Governors to enter into the sublease with the selected sublessee

- **AP1. Tenure Nominations** - Approve the Tenure Nominations as specified in the Board materials.
- **AP2. Tenure as a Condition of Employment Nomination** - Approve one (1) candidate for Tenure as a Condition of Employment.
- **AP3. New Program Proposal: Doctorate of Business Administration in** - Approve the Doctorate of Business Administration in International Business (CIP 52.1101) new program proposal. International Business.

#### 4. Action Items

##### **FA1. Proposed 2016-17 University and DSO Operating Budgets**

Trustee Gerald C. Grant, Jr., Finance and Audit Committee Chair, reported that the Finance and Audit Committee met earlier in the day. He noted that Senior Vice President of Administration and Chief Financial Officer Kenneth A. Jessell presented the University and DSO Operating Budgets totaling \$1,377.3M and provided a detailed summary of key aspects of each budget. He added that authority for the University President to amend the budget is necessary to accommodate changes in circumstances.

A motion was made and passed that the FIU Board of Trustees approve the FIU 2016-17 University and Direct Support Organizations Operating Budgets and authorize the University President to

amend the budgets consistent with Legislative, Board of Governors' and Florida International University Board of Trustees directives and guidelines.

### **G1. University Work Plan**

Board Chair Puig reported that the Governance Committee met earlier in the day. She noted that Provost and Executive Vice President Kenneth G. Furton provided a detailed overview of the 2016 University Work Plan. She noted that all State University System institutions must submit their work plans to the Florida Board of Governors (BOG), fully vetted by their respective board of trustees.

A motion was made and passed that the FIU Board of Trustees approve the 2016-17 University Work Plan.

### **G2. University and President's Performance Goals, 2016-17**

Board Chair Puig noted that President Rosenberg submitted a list of goals to be considered for his 2016-17 management review. She stated that in accordance with the President's employment agreement, the goals were taken directly from the University's Work Plan, which she noted consisted of the BOG's 10 performance funding metrics given the increasing importance of Performance Funding to the University's budget.

A motion was made and passed that the FIU Board of Trustees adopt the University and President's Performance Goals for the 2016-17 academic year as included in the Board materials.

## **5. Foundation Report**

Sr. Vice President for University Advancement Howard R. Lipman provided the Foundation Report. He presented a campaign and fundraising update. He stated that as of May 26, 2016, the Foundation's investment portfolio totaled approximately \$237.9 million, down an estimated 3.5% fiscal year-to-date. He added that \$29.4 million has been raised towards the \$56 million fundraising goal, adding that to date the fundraising total is \$323 million.

## **6. President's Report**

President Rosenberg reported that the University was first among Florida's 11 law schools on the February 2016 bar examination, adding that FIU College of Law graduates exceeded the statewide average bar passage rate of 58.4 percent by more than 25 percentage points. He noted that the Institute of International Education honored FIU with its 2016 Andrew Heiskell Award for Internationalizing the Campus, recognizing the University's Global Learning for Global Citizenship initiative.

## **7. Status Reports, Board Committees**

### **Finance and Audit Committee Report**

Trustee Gerald C. Grant Jr., Chair of the Finance and Audit Committee, presented highlights from the Committee's meeting earlier in the day. He reported that Sr. VP and CFO Jessell provided an update on the Budget Variance for the third quarter of FY 2015-16, noting that operating revenues were above estimates by \$5.5M (or 1 percent) and that expenses were below estimates by \$45.8M (or 6 percent). Trustee Grant stated that the Committee approved the 2016-17 work plans for Internal Audit and Compliance. He stated that as is stipulated in the Finance and Audit Committee Charter,

the Committee met with Senior Management without the presence of Internal Audit, to discuss the performance of the Internal Auditor.

### **Academic Policy and Student Affairs Committee Report**

Trustee Natasha Lowell, Vice Chair of the Academic Policy and Student Affairs Committee, presented highlights from the Committee's meeting earlier in the day. She reported that Provost Furton and Vice President for Research Andres G. Gil facilitated a presentation on achieving the highest Carnegie Research Classification and striving for the Emerging Preeminent Research University Designation.

### **Health Affairs Committee Report**

Trustee Jose J. Armas, Chair of the Health Affairs Committee, presented highlights from the Committee's meeting earlier in the day. He reported that Senior Vice President of Medical Affairs John A. Rock and Nicole Wertheim College of Nursing and Health Sciences Dean Ora L. Strickland provided updates. He added that Chief Executive Officer of FIU Health Eneida O. Roldan presented an update on the integration of FIU Student Health Services with the FIU HealthCare Network.

### **Governance Committee Report**

Board Chair Puig presented highlights from the Governance Committee's meeting earlier in the day. She reported that the Governance Committee reviewed and approved the President's Incentive Goals for the 2016-17 academic year. She added that the Incentive Goals focus on increasing patent production to 10 while achieving at least \$166M in research expenditures, raising at least \$50M toward the capital campaign and increasing the number of students participating in internships to 5,242. She noted that the fifth goal relates to other major priorities, such as various workforce development and community engagement initiatives.

## **8. New Business**

Chair Puig noted that a Board retreat would provide the opportunity to examine and evaluate performance, both individually and collectively, noting that a retreat would be scheduled prior to the end of the academic year. She discussed her disappointment with the content and tone of the OpEd *Complacent Legislature' is stifling FIU's progress* and provided each Trustee with the opportunity to comment.

Board Vice Chair Jorge L. Arrizurieta read an excerpt from the June 12, 2009 FIU Board of Trustees Full Board Meeting Minutes, which noted that he voted against the extension to the Employment Agreement for then University President Modesto A. Maidique. Vice Chair Arrizurieta added that his sentiments remain the same, stating that President Rosenberg should be afforded the professional courtesy and space necessary to effectively carry out his duties and responsibilities free of any external interference.

Trustee Grant stated that the authors should have specified that they were expressing their own opinions and not speaking on behalf of the University. He added that the content of the piece was disappointing and inconsistent with the demeanor of a past president. Trustee Leonard Boord stated that the article did not warrant or merit a response or further attention. Trustee Justo L. Pozo

added that the piece was not an accurate representation of FIU and that a response to address the inaccuracies would be an appropriate course of action. Trustee Marc D. Sarnoff noted that his comments would be limited given his short tenure on the Board of Trustees and urged the University to continue to increase its footprint in the community and beyond.

Trustee Kathleen L. Wilson expressed, as a faculty member and spokesperson for the University's Faculty, that the piece was inaccurate and embarrassing and lacked the academic rigor that forms part of any publication. She added that the co-author of the OpEd piece is not a spokesperson of the Faculty and was not elected or appointed by the University's Faculty Senate, adding that the Board should issue a response. Trustee Alian Collazo stated that FIU students are qualified and hardworking and are not to be categorized as bottom-tiered.

Trustee Michael G. Joseph noted that a past president possessing emeritus status is expected to conduct themselves with more uniform decorum and propriety. Trustee Armas expressed his discontent, noting that the piece contained inaccuracies. Trustees Armas and Joseph requested a review of University policies and procedures and recommended that Board Chair Puig form a committee to continue the discussion and make a recommendation for the Board's consideration.

In response to Trustee comments, Trustee Natasha Lowell recommended that Chair Puig draft an OpEd letter in order to address the facts. Board Chair Puig noted the benefits of a retreat given that the Board has welcomed new members since the last retreat. She then summarized the next steps: (1) a Board retreat will be scheduled in the coming months; (2) the formation of a committee of the Board to review current naming policies and make a recommendation for the Board's consideration; and (3) a letter would be drafted, not in response to the article, but to address inaccuracies and reaffirm the Board's unified support of the University.

## **9. Concluding Remarks and Adjournment**

With no other business, Board Chair Claudia Puig adjourned the meeting of the Florida International University Board of Trustees on Thursday, June 2, 2016 at 3:31 p.m.

*There were no Trustee requests.*

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Claudia Puig  
*Chair*  
*FIU Board of Trustees*

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Mark B. Rosenberg  
*Corporate Secretary*  
*FIU Board of Trustees*