



FLORIDA INTERNATIONAL UNIVERSITY

BOARD OF TRUSTEES

FULL BOARD MEETING

FIU, Modesto A. Maidique Campus, Graham Center Ballrooms

Thursday, June 12, 2025

1:00 PM

or

Upon Adjournment of Previous Meeting

AGENDA

- | | |
|--------------------------------------|-----------------------------|
| 1. Call to Order and Chair's Remarks | Vice Chair Carlos A. Duarte |
| 2. Public Appearances | Carlos A. Duarte |
| 3. Foundation Report | Adalio T. Sanchez |
| 4. President's Report | Jeanette M. Nuñez |
| 5. Action Items: Consent Agenda | Carlos A. Duarte |

BT1. Minutes, March 28, 2025

BT2. Minutes, April 15, 2025

Audit and Compliance Committee

AC1. Proposed Revisions to Audit and Compliance Committee Charter

AC2. Proposed Revisions to Office of Internal Audit Policy and Charter

Finance and Facilities Committee

FF1. Approval of Contracts greater than or equal to \$3,000,000:

1. Mythics, LLC.

2. Oracle America, Inc.

3. Amazon.com Services LLC

FF3. Proposed 2025-26 Appropriated Fixed Capital Outlay Budget/Capital Improvement

FF4. Request for Approval of Florida International University's 2026-27 Fixed Capital Outlay Legislative Budget Request, Consisting of the five-year Capital Improvement Plan

Academic Policy and Student Affairs Committee

AP1. Tenure Nominations

AP2. Tenure as a Condition of Employment Nominations

AP3. Proposed Amendment to Regulation FIU-2501 Student Conduct and Honor Code

6. Action Items: Non-Consent

Finance and Facilities Committee

Marc D. Sarnoff

FF2. Proposed 2025-26 University and University Organizations Operating Budgets

FF5. Ambulatory Care Center Sublease to Baptist Health South Florida, Inc.

7. Status Reports, Board Committees

▪ Audit and Compliance Committee

Alan Gonzalez

▪ Finance and Facilities Committee

Marc D. Sarnoff

▪ Academic Policy and Student Affairs Committee

Dean C. Colson

8. Election of Officers

Carlos A. Duarte

9. New Business

Carlos A. Duarte

10. Concluding Remarks and Adjournment

Carlos A. Duarte



June 12, 2025

Subject: Approval of Minutes of Meetings held March 28, 2025 and April 15, 2025

Proposed Board Action:

Approval of Minutes of the FIU Board of Trustees, Full Board Meetings held on March 28, 2025 and April 15, 2025.

Background Information:

Board members will review and approve the Minutes of the FIU Board of Trustees, Full Board Meetings held on March 28, 2025 and April 15, 2025.

Supporting Documentation: Minutes: Full Board Meetings, March 28, 2025 and April 15, 2025

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Full Board
March 28, 2025
Zoom

MINUTES

1. Call to Order and Chair's Remarks

Board Chair Roger Tovar convened the meeting of the Florida International University Board of Trustees at 11:00 AM on Friday, March 28, 2025.

General Counsel Carlos B. Castillo conducted roll call of the Florida International University Board of Trustees and verified a quorum. Present were Roger Tovar, *Board Chair*; Carlos A. Duarte, *Board Vice Chair*; Noël C. Barengo; Francesca Casanova; Dean C. Colson; Alan Gonzalez; George Heisel; Jesus Lebeña; Alexander M. Peraza; Yaffa Popack; and Chanel T. Rowe.

Trustees Marc D. Sarnoff and Alberto R. Taño were excused.

Board Chair Tovar welcomed all Trustees, members of the University administration, and the University community. He indicated that, as part of the presidential search process, he appointed the members of the FIU Presidential Search Committee in February. He added that the Committee members were appointed in accordance with Florida Board of Governors regulations and represent the Florida Board of Governors, FIU Board of Trustees, FIU Foundation Board of Directors, faculty, students, alumni, and members from the community. Board Chair Tovar stated that Board Vice Chair Carlos A. Duarte is serving as chair of the Presidential Search Committee and Trustee Marc D. Sarnoff is serving as the Committee's vice chair. Board Chair Tovar thanked the Presidential Search Committee members for their dedication to the search process and for giving of their time to assist the University during this time of transition. Board Chair Tovar commented that the search committee is being assisted by the Dallas-based search firm Funk Associates to identify, recruit and vet candidates. Board Chair Tovar remarked that the Presidential Search Committee held its first meeting on March 17, 2025.

2. Public Appearances

There were no requests for public appearances.

3. Action Items

BT1. Presidential Position Criteria

Board Vice Chair and Presidential Search Committee Chair Carlos A. Duarte presented the Presidential Position Criteria. He pointed out that, as required by Florida Board of Governors Regulation, the Presidential Position Criteria was developed with the assistance of Funk Associates, and are consistent with FIU's mission, strategic plan and aspirational goals. He noted that the Presidential Search Committee unanimously recommended Board of Trustees approval of the

Presidential Position Criteria.

A motion was made and unanimously passed that the FIU Board of Trustees approve, pursuant to Florida Board of Governors Regulation, the Presidential Position Criteria.

BT2. Range of Compensation

Board Vice Chair and Presidential Search Committee Chair Duarte explained that, as required by Florida Board of Governors regulation, the Presidential Search Committee established a range of compensation at its March 17, 2025 meeting, which was submitted to the Board of Trustees for review and approval as part of today's agenda. He added that upon the Board's approval, the range of compensation will be utilized by the Board of Trustees or its designee in negotiating the employment contract with the final candidate.

Associate Vice President for the Division of Human Resources, Carlos A. Flores, presented the executive compensation analysis for the Board's review. He presented a presidential compensation comparison, delineating annual base salary, incentive bonus opportunities, housing and car allowances, and other major compensation components for the following Florida State University System institutions: Florida State University, University of Central Florida, University of Florida, University of South Florida, Florida Atlantic University, and Florida International University. Mr. Flores indicated that the total compensation for said institutions, not including FIU, ranges from \$1.1M to \$2.1M. He described the proposed range of compensation, specifically a total compensation package ranging from \$1,825,186 as the 75th percentile to \$1,243,000 as the 25th percentile.

Board members engaged in a discussion regarding the range of compensation. Board Chair Tovar commented that the total compensation package should be fair but also fiscally responsible. Board Chair Tovar and Board Vice Chair and Presidential Search Committee Chair Duarte recommended that the range of compensation should be between \$1.1M and \$1.6M. Board members concurred with the recommendation.

A motion was made and unanimously passed that the FIU Board of Trustees approve, pursuant to Florida Board of Governors Regulation, the range of compensation of \$1.1M to \$1.6M to be used by the FIU Board of Trustees or its designee in negotiating the employment contract with the final candidate for president of FIU.

4. Presidential Search Update

4.1 Presidential Search Marketing Plan

Board Vice Chair and Presidential Search Committee Chair Duarte pointed out that, in accordance with Florida Board of Governors Regulation, the Presidential Search Committee unanimously approved the Presidential Search Marketing Plan at its March 17, 2025 meeting. He commented that the timeline for the presidential search process began in February with organizational meetings, including consultations with Funk Associates and launch of the website for the search and the survey for stakeholder input. Board Vice Chair and Presidential Search Committee Chair Duarte urged the University community to visit the presidential search website to submit nominations and to stay informed about the process. He remarked that it is anticipated that the Committee will

submit by early May 2025, its recommended unranked list of qualified applicants to the Board of Trustees, consistent with the requirements of Florida Board of Governors Regulation 1.002.

Mr. R. William “Bill” Funk commented on the Presidential Search Marketing Plan, solicitation letters sent to the Funk Associates proprietary list, and next steps. Senior Vice President for Operations and Safety and Chief of Staff Javier I. Marques recognized Associate Vice President Anthony Rionda and the team in Strategic Communications for their work relating to the Presidential Search Marketing Plan.

5. New Business

No new business was raised.

6. Concluding Remarks and Adjournment

With no other business, Board Chair Roger Tovar adjourned the meeting of the Florida International University Board of Trustees Full Board on Friday, March 28, 2025, at 11:45 AM.

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**Full Board
April 15, 2025
FIU, Modesto A. Maidique Campus, Graham Center Ballrooms**

MINUTES

1. Call to Order and Chair's Remarks

Board Chair Roger Tovar convened the meeting of the Florida International University Board of Trustees at 12:48 PM on Tuesday, April 15, 2025.

General Counsel Carlos B. Castillo conducted roll call of the Florida International University Board of Trustees and verified a quorum. Present were Roger Tovar, *Board Chair*; Carlos A. Duarte, *Board Vice Chair*; Noël C. Barengo; Francesca Casanova; Dean C. Colson; Alan Gonzalez; George Heisel; Jesus Lebeña; Alexander M. Peraza; Yaffa Popack; Chanel T. Rowe (*Zoom*); Marc D. Sarnoff; and Alberto R. Taño.

Board Chair Tovar welcomed all Trustees, members of the University administration, and the University community. He also welcomed Mr. R. William "Bill" Funk of Funk Associates. Board Chair Tovar also extended a special welcome to former Trustees Francis A. Hondal, Natasha Lowell, and Gene Prescott who concluded their respective service on the FIU Board of Trustees in January 2025. Board Chair Tovar thanked the former Board members for their service and presented each with a plaque. He congratulated Trustee Francesca Casanova on her election to a second term as President of the Student Government Association.

Board Chair Tovar indicated that, in accordance, with Florida Statutes, he appointed Trustee Albert R. Taño to serve on the Board of Directors of the FIU Foundation and its Executive Committee as the FIU Board of Trustees Chair appointed representative to that Board. Board Chair Tovar pointed out that at its February meeting, the Board of Trustees approved the establishment of a health services support organization that will serve to coordinate, enhance and help facilitate oversight of the relationship between FIU and Nicklaus Children's Hospital. Board Chair Tovar added that he appointed Trustee Alan Gonzalez to serve as the FIU Board of Trustees Chair appointed representative to the Board of Directors of the HSSO, referred to as the FIU Children's Alliance for Research and Education, Inc. or FIU CARE.

Board Chair Tovar commented that as part of the Board's self-evaluation process, the Board set a goal to attend the annual Florida Board of Governors Trustee Summits. He noted that this year's Summit will be held at the University of Florida on November 5, 2025. He urged Trustees to attend.

2. Public Appearances

There were no requests for public comment.

3. Foundation Report

FIU Foundation Inc. Board of Directors Secretary Jill M. Granat indicated that, to date, \$52M has been raised toward the fiscal year goal of \$90M and that pipeline proposals delivered total \$75M and projected pipeline proposals total \$114M. She commented on the FIU alumni breakfast with Coach Willie Simmons. Director Granat remarked on the 19th annual Torch Awards, scheduled for May 17, 2025. She also highlighted this year's honorees. She noted that as reported at the Board of Trustees February meeting, the Foundation contracted with Huron | GG+A to conduct a philanthropic growth and optimization study. She presented an overview of the study's key takeaways and progress made toward completing GG+A's recommendations. Director Granat illustrated current Foundation staffing data by category in comparison to the recommended fully staffed levels. She provided a Foundation staffing review for the fiscal year to date and added that the Foundation will soon partner with a professional search firm to fill key development roles.

Director Granat indicated that, for the eight (8) months ending February 28, 2025, philanthropy totaled \$48.5M and cash received was \$30.4M. She pointed out that, as of February 28, 2025, the FIU Foundation has total assets of approximately \$470.7M and that on a fiscal year-to-date basis, performance of the main investment portfolio is estimated to be 5.65% net of fees. Director Granat added that it is estimated that the main investment portfolio returned .41% for the three (3) months ending February 28, 2025 mainly due to uncertainty around the impact of U.S. tariffs weighing on investors perspectives regarding the long-term growth potential for different economies around the world. She stated that the fully marketable position of the strategy returned 7.05% fiscal year-to-date relative to the 7.72% returned for the 80-20 policy index over the same period. She mentioned that, as of February 28, 2025, the main investment portfolio stands at an estimated \$448.2M market value.

4. President's Report

Interim University President Jeanette M. Nuñez commented on the first 60 days of her presidency. She noted that she met with Trustees, Faculty Senate, deans, student government, alumni, donors, local, state, and federal elected officials, toured FIU's campuses, attended University and community events, and traveled across the state and to Washington D.C. for important conversations surrounding FIU. Interim President Nuñez indicated that the 2025 Food Network South Beach Wine & Food Festival presented by Capital One (SOBEWFF®) had over 100 events made possible by more than 1,500 FIU students who volunteered for over 4,000 shift hours and got invaluable firsthand experience. She added that SOBEWFF has raised over \$40M for FIU since its inception, with over \$700,000 going directly to scholarships annually.

Interim President Nuñez indicated that FIU earned an A grade from the Anti-Defamation League for its efforts in combatting antisemitism on-campus and is the only public university in Florida that earned the designation and one (1) of only eight (8) universities across the country. She commented on the visit by Florida Governor Ron DeSantis and first lady Casey DeSantis for their announcement of a \$2M investment from the Florida Cancer Innovation Fund towards the incredible and transformational work of FIU professor and researcher, Diana Azzam. Interim President Nuñez stated that Relay for Life, an annual student-run fundraiser benefitting the American Cancer Society, took place on March 7, 2025 and raised over \$40K. She remarked on FIU Day and U.S. Secretary of Education Linda E. McMahon's visit to Miami. Interim President Nuñez indicated that for the third year in a row, FIU Herbert Wertheim College of Medicine students

achieved a 100% match rate with every member of the 2025 graduating class securing a residency. She noted that the University was prominently represented at this year's eMerge with FIU students showcasing their research, faculty taking part in several panels, and Provost and Executive Vice President Elizabeth M. Bejar participating on a panel on the "Critical Nexus of Academia, Defense and Strategic Investment."

Interim President Nuñez commented on the partnership with CodePath, which aims to elevate computer science education, expand career opportunities and equip students with the skills needed to thrive in an evolving tech landscape. She mentioned meeting with City of Miami Mayor Francis Suarez to discuss Miami's role as the next tech capital and participating in the Miami Tech Summit. Interim President Nuñez stated that during a visit to FIU in Washington D.C., she was able to hear from state, national, and international leaders about the impact of the Green Family Foundation and their close to 40 years of support to FIU. She remarked that for the second year in a row, FIU and Baptist were silver sponsors of Miami Dade county days in Tallahassee and dedicated a full day of meetings to advocate for the allocation of the remaining funds necessary to break ground on the clinical partnership facility. Interim President Nuñez noted that the University community celebrated the Human Resources Service and Recognition awards on April 11, 2025. She highlighted student athlete achievement and commented on the upcoming commencement ceremonies.

5. Action Items – Consent Agenda

Board Chair Tovar indicated that, in addition to Full Board minutes, the Consent Agenda includes action items FF1 and FF2 recommended for Board approval by the Finance and Facilities Committee, AP1 – AP4 recommended for Board approval by the Academic Policy and Student Affairs Committee, and G1 and G2 recommended for Board approval by the Governance Committee.

A motion was made and unanimously passed to accept the Consent Agenda, and members of the Board approved the following actions:

- **BT1. Minutes, February 7, 2025** - Approval of Minutes of the FIU Board of Trustees, Special meeting held on February 7, 2025.
- **BT2. Minutes, February 13, 2025** - Approval of Minutes of the FIU Board of Trustees, Full Board meeting held on February 13, 2025.
- **FF1. Proposed Amendment to Regulation FIU-1111 Employee Debt Collection** - Approval of the proposed amendments to Regulation FIU-1111 Employee Debt Collection and delegation of authority to the University President to approve any subsequent non-material amendments based on comments to the Regulation received from the Florida Board of Governors or as a result of the regulation-making process.
- **FF2. University Depositories, Amendment to Signature Authority, and Authorization to Transfer Funds** - Adoption of resolution that pursuant to Section 1011.42, Florida Statutes:

1. continues to designate the financial institutions approved by the FIU Board of Trustees on December 5, 2019 as University depositories; and
2. amends the signature authority approved by the FIU Board of Trustees on March 3, 2022 to designate the following officers and employees of the University as authorized to sign checks to pay legal obligations of the University from any and all designated University depositories:

Adding:

Jeanette M. Nuñez, Interim President

Retaining and updating titles:

Aime Martinez, Senior Vice President for Finance and Administration and Chief Financial Officer
Alexandra Mirabal, Controller and Associate Vice President

Removing:

Kenneth A. Jessell, Senior Vice President and Chief Administrative Officer

3. and authorizes the University president or her designee to transfer funds from one depository to another, within a depository, to another institution, or from another institution to a depository for investment purposes and may transfer funds to pay expenses, expenditures, or other disbursements, evidenced by an invoice or other appropriate documentation.
- **AP1. Proposed Amendment to Regulation FIU-108 Access to Student Education Records** - Approval of the proposed amendments to Regulation FIU-108 Access to Student Education Records, and delegation of authority to the University President to approve any subsequent non-material amendments based on comments to the Regulation received from the Florida Board of Governors and as a result of the regulation-making process.
 - **AP2. New Program Proposal: Bachelor of Science in Business and Government Leadership** - Approval of the Bachelor of Science in Business and Government Leadership (CIP 30.5101) new program proposal.
 - **AP3. New Program Proposal: Master of Science in Business and Government Leadership** - Approval of the Master of Science in Business and Government Leadership (CIP 52.0213) new program proposal.
 - **AP4. Program Termination: Master of Science in Telecommunications and Networking** - Termination of the Master of Science in Telecommunications and Networking (CIP 14.1004).
 - **G1. Board Appointment, Florida International University Foundation, Inc.** - Approval of the appointment of Francis A. Hondal '87, MBA '94, as described in the board materials, to the Florida International University Foundation, Inc. Board of Directors.

- **G2. University President's Performance and Incentive Goals, 2025-26** - Adoption of the Interim President's Performance and Incentive Goals for fiscal year 2025-26.

6. Action Items

FF3. Naming of the FIU Softball Stadium as "Baptist Health Softball Stadium"

Trustee Marc D. Sarnoff, Finance and Facilities Committee Chair, pointed out that the Finance and Facilities Committee met earlier and reviewed the request for the naming of the FIU Softball Stadium as the "Baptist Health Softball Stadium". He added that the initial term of the Naming Rights and Sponsorship Agreement is five (5) years, September 2024 – August 2029, and requires from Baptist Health total cash payments of \$2.5M. There were no further questions from the Trustees.

A motion was made and unanimously passed that the Florida International University Board of Trustees approve the naming of the FIU Softball Stadium as "Baptist Health Softball Stadium".

Trustee Sarnoff provided highlights from the Finance and Facilities Committee's earlier meeting. He noted that in addition to the items approved as part of the Board's Consent Agenda, the Finance and Facilities Committee also reviewed and approved the following contracts: 1. contract renewal of TotalCAREiQ™ Platinum Agreement with Education Management Solutions, LLC for three (3) years for a total spend of over \$1.6M since the contract's initial term, which began January 1, 2021; and 2. continued issuance of engagement letters, pursuant to the piggyback agreement with Hammes Company Healthcare, for a combined total cost from the initial term and including future renewals of \$1.98M through March 31, 2028.

Trustee Sarnoff indicated that Chief Financial Officer and Senior Vice President for Finance and Administration Aime Martinez presented the final audited financial statements for the University and direct support organizations issued by the State of Florida Auditor General for the fiscal year ending on June 30, 2024. He noted that the auditors did not identify any deficiencies in internal control over financial reporting considered to be a material weakness or any instances of non-compliance or other matters required to be reported under Government Auditing Standards. Trustee Sarnoff stated that CFO Martinez also provided an update on the upcoming student residence facility and the FIU-Baptist Health clinical partnership facility to be located at the Modesto A. Maidique campus.

AP5. Request for Approval to Seek a New Institutional Accreditor

Academic Policy and Student Affairs Committee Chair, Dean C. Colson, pointed out that the Academic Policy and Student Affairs Committee engaged in a discussion on seeking a new institutional accreditor. There were no further questions from the Trustees.

A motion was made and unanimously passed that the Florida International University Board of Trustees authorize the University to seek approval from the United States Department of Education to apply for accreditation by the Higher Learning Commission.

SP1. Florida International University Annual Accountability Plan, 2025

Strategic Planning Committee Chair, Carlos A. Duarte, indicated that the Strategic Planning Committee engaged in a thorough review of the 2025 Accountability Plan. There were no further questions from the Trustees.

A motion was made and unanimously passed that the Florida International University Board of Trustees approve (1) Florida International University's Annual Accountability Plan as provided in the Board materials and (2) delegate authority to the University President to perform finish editing as needed and to amend consistent with comments received from the Florida Board of Governors.

7. Status Reports, Board Committees

Finance and Facilities Committee Report

Committee Chair Sarnoff presented the Committee's status report after the Boards' review of agenda item FF3.

Academic Policy and Student Affairs Committee Report

Committee Chair Colson provided highlights from the Academic Policy and Student Affairs Committee's earlier meeting.

Strategic Planning Committee Report

Committee Chair Duarte provided highlights from the Strategic Planning Committee's earlier meeting. He noted that Provost Bejar provided an update on the implementation of the University's strategic plan.

Governance Committee Report

Board Chair Tovar provided highlights from the Governance Committee's earlier meeting.

8. Presidential Search Update

Presidential Search Committee Chair, Carlos A. Duarte, provided an update on FIU's presidential search. He noted that Committee members were provided access to the Funk Associates encrypted password protected website to view the resume and cover letters of all the active candidates. He added that at its April 11, 2025 meeting, the Committee selected five (5) individuals for interviews with the Committee and Funk Associates is in the process of vetting them utilizing available public records and/or online resources. Committee Chair Duarte stated that, in the coming weeks, it is anticipated that the Committee will begin conducting the applicant interviews, based on the format and parameters that the Committee has established. He pointed out that the Committee will utilize the same preliminary questions for each applicant. Committee Chair Duarte commented that the Committee will then recommend an unranked list of final applicants who are qualified under the position criteria for on-campus meetings or forums with faculty, students, and other stakeholders and for consideration and on-campus interviews by the Board of Trustees, subject to the prior review and approval by the Chair of the Board of Governors. He remarked that the references of the candidates to be referred to the Board of Trustees will be thoroughly checked and reviewed by the Committee prior to advancing applicants to the Board of Trustees.

Mr. Funk described the results to date, noting the strong pool of candidates who are fully capable of leading the University. He indicated that as was stated by Committee Chair Duarte, the Funk Associates team has contacted the five (5) individuals selected by the Committee, noting that said individuals have confirmed their interest and have been scheduled on the appropriate dates for interview. Mr. Funk pointed out that the Funk Associates team will ensure that criminal, financial, education and background checks are conducted for the final applicants who are recommended by the search committee for interviews with the Board of Trustees.

Board Chair Tovar thanked the members of the Presidential Search Committee for dedicating their time and efforts and recognized the Committee's Chair, Carlos A. Duarte and the Committee's Vice Chair, Marc D. Sarnoff for their leadership. Board Chair Tovar commented that it is anticipated that the search committee will send its list of recommended candidates in May to the Board of Trustees and that the search process will then enter the next phase, which will be public. Board Chair Tovar added that in the 21 days that follow, the Board of Trustees can expect to interview and spend time with those candidates and the University community will also have an opportunity to engage with the candidates through on-campus forums. He mentioned that in early June, if there are no changes to the timeline, the Board of Trustees will meet to consider the Presidential Search Committee's recommendation and the community's feedback.

9. New Business

No new business was raised.

10. Concluding Remarks and Adjournment

With no other business, Board Chair Roger Tovar adjourned the meeting of the Florida International University Board of Trustees Full Board on Tuesday, April 15, 2025, at 1:40 PM.

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June 12, 2025

Subject: Proposed Revisions to Audit and Compliance Committee Charter

Proposed Action:

Florida International University Board of Trustees approval of the proposed revisions to the Audit and Compliance Committee Charter.

Background information:

The Florida International University Board of Trustees (the BOT) Audit and Compliance Committee Charter states, in relevant part, that the Committee will review the Committee charter, at least every three (3) years, and discuss any required changes with the board and ensure that the charter is approved or reapproved by the Board, after each update.

The BOT Bylaws provide that each Committee shall have a written statement of purpose and primary responsibilities, or charter, as approved by the Board.

Board of Governors' Regulation 4.002(2), State University System Chief Audit Executives, states, in relevant part, that each board of trustees shall establish a committee responsible for addressing audit, financial- and fraud-related compliance, controls, and investigative matters. This committee shall have a charter approved by the board of trustees and reviewed at least every three (3) years for consistency with applicable Board of Governors and university regulations, professional standards, and best practices. A copy of the approved charter and any subsequent changes shall be provided to the Board of Governors Office.

The updates to the Charter largely amplify key requirements and considerations for the Committee in its functional oversight of the internal audit function as delineated in the recently issued *Global Internal Audit Standards*.

Supporting Documentation: *Agenda | Audit and Compliance Committee Meeting, June 12, 2025*

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June 12, 2025

Subject: Proposed Revisions to the Office of Internal Audit Policy and Charter

Proposed Action:

Florida International University Board of Trustees approval of the proposed revisions to the Office of Internal Audit Policy and Charter.

Background information:

The Office of Internal Audit Policy and Charter (the Charter) is required by Florida Board of Governors (BOG) Regulation 4.002 State University System Chief Audit Executives. The Charter is also required by the Institute of Internal Auditors' (IIA) Global Internal Audit Standards. The Charter is a formal document that includes the internal audit function's mandate, organizational position, reporting relationships, scope of work, types of services, and other specifications.

BOG Regulation 4.002(3) states, in relevant part, that each board of trustees shall adopt a charter which defines the duties and responsibilities of the office of chief audit executive. The charter shall be reviewed at least every three (3) years for consistency with applicable Board of Governors and university regulations, professional standards, and best practices. A copy of the approved charter and any subsequent changes shall be provided to the Board of Governors Office.

The proposed revisions to the Office's Charter include key requirements and considerations as delineated in the *Global Internal Audit Standards*.

Supporting Documentation: *Agenda | Audit and Compliance Committee Meeting, June 12, 2025*

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June 12, 2025

Subject: Approval of Contracts greater than \$3,000,000: 1. Mythics, LLC.; 2. Oracle America, Inc.; and 3. Amazon.com Services LLC

Proposed Action:

Pursuant to the Delegations of Authority from the Florida International University Board of Trustees to the University President, as reflected in the Resolution on the President's Powers and Duties approved by the Board of Trustees on March 4, 2019, (i) Florida International University Board of Trustees approval, as listed and described below, of the University entering into the piggyback agreements, and (ii) authorization for the University President or her designee to execute, on behalf of the University, the aforementioned agreements and related documents and to take all actions necessary to effectuate the above.

Background Information:

- 1) **Oracle Cloud Subscription** FIU Contract PUR-10037, Supplier: Mythics, LLC. Purchasing authority request for Oracle Cloud subscription. The Division of Information Technology (DoIT) is requesting approval for a three (3)-year subscription of Oracle Cloud. Purchase orders are due on an annual basis; year one (1) is due on July 15, 2025. In addition to the contractual obligation of \$4,004,421, DoIT is requesting an additional approval of \$200,000 per year, for three (3) years to allow for anticipated growth due to additional computer and storage needs enabled in the cloud environment that were not part of the original scope.

OCI Applications: Human Capital Management (includes HR, Payroll, Time and Labor, etc.), Financials / Contracts and Grants (includes GL, AP, PO, BI, etc.), Campus Solutions, Enterprise Portal.

- **Procurement Method:** Piggyback Agreement – Mythics LLC OMNIA Partners Region 4 ESC Contract# R240202
- **Term:** July 15, 2025 through July 14, 2028
- **Total Cost:** \$4,604,421 (\$1,334,807+\$200,000 annually for 3 years)
- **Funding Source:** E&G 210

Supporting Documentation: *Agenda | Finance and Facilities Committee Meeting, June 12, 2025*

Background Information:

- 2) **Oracle Support Renewal** Supplier: Oracle America, Inc. DoIT is requesting approval for a three (3)-year support and license updates of Oracle applications. The annual license growth will be capped at 4% in the first year, 2% in the second year, and 2% in the third year. Additionally, DoIT requests approval for an increased spend authority budget up to \$350,000 per year over the course of three (3) years to facilitate annual potential growth clauses for budget, staff and student enrollment.

Oracle Applications: Human Resources Management System, Payroll, Contracts and Grants Management System, Financial System, Campus Solutions System.

- **Procurement Method:** Piggyback US-OMA-1375238 (Schedules H,P,C,LVM) executed by Florida State University)
- **Term:** September 1, 2025 through August 31, 2028
- **Cost:** \$4,983,964 for three (3)-years (\$1,285,441 year 1, \$1,311,150 year 2, \$1,337,373 year 3; in addition to \$350,000 annually)
- **Funding Source:** E&G 210 and Carryforward 211

Supporting Documentation: *Agenda | Finance and Facilities Committee Meeting, June 12, 2025*

Background Information:

- 3) **Amazon.com Services LLC** FIU Contract PUR-04918. Arizona State University Cooperative Contract CC MISC 00260097 2020 TR was competitively awarded as a result of RFP No. 342003 B2B Marketplace Platform solicited by Arizona State University. FIU entered into a Participating Addendum as an eligible organization and a Technology Platform Fee agreement to purchase online goods from Amazon through myFIUmarket. The agreement was approved by the Board of Trustees on March 3, 2022 for a three and a half (3-1/2) year term ending June 30, 2025 at an estimated cost of \$7,500,000. Procurement Services is requesting approval to extend the contract for an additional eighteen months at an estimated additional cost of \$3,000,000. Total cost of contract: \$10,500,000.

- **Procurement Method:** Piggyback Agreement – Arizona State University Contract
- **Initial Term:** 01/01/2022 – 6/30/2025
- **Extension Term:** 07/01/2025 – 12/31/2026
- **Extension Cost:** \$3,000,000
- **Funding Source:** Various

Supporting Documentation: *Agenda | Finance and Facilities Committee Meeting, June 12, 2025*



June 12, 2025

Subject: Proposed 2025-26 Appropriated Fixed Capital Outlay Budget/Capital Improvement
(Pending Governor's approval)

Proposed Action:

Florida International University Board of Trustees (BOT) approval of Florida International University's 2025-26 Appropriated Fixed Capital Outlay Budget *(pending Governor's approval)* and authorization for the University President to amend the budget as necessary, consistent with Legislative, Florida Board of Governors' and BOT directives and guidelines.

Background Information:

Florida Statute 1013.61, Annual capital outlay budget, requires that the BOT adopt a capital outlay budget for the ensuing year in order that the capital outlay needs of the BOT for the entire year may be well understood by the public. The capital outlay budget is part of the annual budget and shall be based upon and in harmony with the BOT's capital outlay plan. The budget shall designate the proposed capital outlay expenditures by project for 2025-26 from all fund sources, as amended.

Florida Board of Governors Regulation 1.001(6)(a), University Board of Trustees Powers and Duties, provides, in relevant part, that each board of trustees shall submit an institutional budget request, including a request for fixed capital outlay appropriations, to the Board of Governors for approval in accordance with the guidelines established by the Board of Governors.

Florida Board of Governors Regulation 14.003(1), Fixed Capital Outlay Projects – University Budgeting Procedures, provides, in relevant part, that each university will prepare an annual Fixed Capital Outlay (FCO) Budget for all appropriated Fixed Capital Outlay (FCO) Projects in accordance with the instructions, guidelines, and standard formats provided by the Chancellor for those FCO Projects as defined in Board Regulation 14.001. The FCO Budget must be approved by both the university board of trustees and the Board of Governors. Such approval remains in effect for the life of the FCO Projects. The annual FCO Budget must include all FCO Projects, including previously approved projects which have not yet been completed.

The Capital Outlay Budget governs the University's capital expenditures during the year.

Supporting Documentation: *Agenda | Finance and Facilities Committee Meeting, June 12, 2025*

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June 12, 2025

Subject: Request for Approval of Florida International University's 2026-27 Fixed Capital Outlay Legislative Budget Request Consisting of the five-year Capital Improvement Plan

Proposed Action:

Florida International University Board of Trustees (the BOT) approval of FIU's 2026-27 Fixed Capital Outlay Legislative Budget Request, consisting of the five-year Capital Improvement Plan and authorization for the University President to amend the Legislative Budget Request as necessary, consistent with Florida Board of Governors (BOG) and BOT directives and guidelines.

Background Information:

Florida Statutes Sections 1001.706(12) Powers and duties of the Board of Governors, 1011.40(1) Budgets for universities, and 1013.60 Legislative capital outlay budget request require each university to submit a legislative budget request for Fixed Capital Outlay (FCO) in the form of a Capital Improvement Plan (CIP) in accordance with the instructions, guidelines, and standard formats provided by the Chancellor of the State University System of Florida. The CIP includes Public Education Capital Outlay (PECO) Projects, Back-of-Bill (BOB) Legislative Project Authorization Requests, and shows the university's proposed capital expenditures over the next five years. Consistent with the instructions received from the BOG related to the 2026-2027 Fixed Capital Outlay Budget Request for the CIP, the CITF projects and data have been removed.

While each university may include any project recommended on the university's most recent Educational Plant Survey, the BOG will only consider/score those projects that are: (i) incomplete PECO projects which received a prior appropriation and requires additional PECO funds to complete; and/or (ii) the top two priorities for each university. The BOG will adopt the State University System Legislative Budget Request for Fixed Capital Outlay at its September 11, 2025 meeting based upon a points-based prioritization method to rank projects for consideration from the selection of projects submitted by each university BOT in accordance with Section 1001.706 (12), Florida Statutes.

Supporting Documentation: *Agenda | Finance and Facilities Committee Meeting, June 12, 2025*

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June 12, 2025

Subject: Tenure Nominations

Proposed Action:

Florida International University Board of Trustees approval of the Tenure Nominations as specified in the Board materials.

Background Information:

Pursuant to Florida Board of Governors Regulation 1.001(5)(a), University Board of Trustees Powers and Duties, each board of trustees shall provide for the establishment of the personnel program for all the employees of the university, including but not limited to tenure.

The University President is recommending the granting of Tenure for thirty-four (34) nominees as specified in the Board materials.

Supporting Documentation: *Agenda | Academic Policy and Student Affairs Committee Meeting,
June 12, 2025*

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June 12, 2025

Subject: Tenure as a Condition of Employment Nominations

Proposed Action:

Florida International University Board of Trustees approval of two (2) candidates for Tenure as a Condition of Employment (TACOE).

Background Information:

Pursuant to Florida Board of Governors Regulation 1.001(5)(a), each board of trustees shall provide for the establishment of the personnel program for all the employees of the university, including but not limited to tenure.

The TACOE nominees hold tenure at their previous institution and have been selected to receive TACOE based on the caliber of their work.

Supporting Documentation: *Agenda | Academic Policy and Student Affairs Committee Meeting,
June 12, 2025*

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June 12, 2025

Subject: Proposed Amendment to Regulation FIU-2501 Student Conduct and Honor Code

Proposed Action:

Florida International University Board of Trustees approval of the proposed amendments to Regulation FIU-2501 Student Conduct and Honor Code, and delegation of authority to the University President to approve any subsequent non-material amendments based on comments to the Regulation received from the Florida Board of Governors or as a result of the regulation-making process.

Background Information:

Florida Board of Governors Regulations 1.001(4)(a)(10), University Board of Trustees Powers and Duties, and 6.0105, Student Conduct and Discipline, grant university boards of trustees authority to establish a student disciplinary system, including a code of conduct.

Florida Board of Governors Regulation 1.001(4)(a)(10), states, in part, as follows: “Each board of trustees shall adopt university regulations or policies, as appropriate, in areas including, but not limited to: ... uniform student code of conduct and related penalties.”

Florida Board of Governors Regulation 6.0105(1), states, in part, as follows: “In furtherance of the educational mission of the universities, each university board of trustees shall establish a student disciplinary system, including a code of conduct...”

The proposed changes to FIU Regulation 2501 include updated phrasing to more precisely address plagiarism where a student uses artificial intelligence without acknowledgment; adding FIU Regulation 106 violations and correcting name for FIU Regulation 105 in the Conduct Violations section; clarification of appeal submission instructions; and other edits related to scrivener’s errors.

Per the regulation, all presented edits have been approved by the Faculty Senate and have allowed for student input.

Supporting Documentation: *Agenda | Academic Policy and Student Affairs Committee Meeting,
June 12, 2025*

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June 12, 2025

Subject: Proposed 2025-2026 University and University Organizations Operating Budgets

Proposed Action:

Florida International University Board of Trustees (BOT) approval of the FIU 2025-26 University and University Organizations Operating Budgets, and authorization for the University President to amend the budgets consistent with Legislative, Board of Governors' and BOT directives and guidelines.

Background Information:

The BOT is required to adopt an annual budget for the general operation of the University prior to submission to the Florida Board of Governors. The FY 2025-26 Proposed Operating Budget for the University is due to the Board of Governors on June 20, 2025.

The budgets for the University's Direct Support Organizations (DSOs) (i.e., FIU Athletics Finance Corp., FIU Foundation, Inc., and FIU Research Foundation, Inc.) and its Health Services Support Organizations (HSSOs) (i.e., The Florida International University Health Care Network, Inc., and The Florida International University Children's Alliance for Research & Education, Inc.) are incorporated into the University's Operating Budget.

The following funding groups and budget detail are included:

- A. Educational and General (E&G) – Current Year
- B. Educational and General (E&G) – Carry Forward
- C. Auxiliary Enterprises Proposed Budget Allocation
- D. Intercollegiate Athletics Proposed Budget Allocation
- E. Activity and Service Proposed Budget Allocation
- F. Technology Fee Proposed Budget Allocation
- G. Board Approved Fees Budget Allocation
- H. Contracts and Grants Proposed Budget Allocation
- I. Student Financial Aid Proposed Budget Allocation
- J. Concessions Proposed Budget Allocation
- K. FIU Athletics Finance Corp.
- L. FIU Foundation, Inc.
- M. FIU Health Care Network, Inc.
- N. FIU Children's Alliance for Research and Education, Inc.
- O. FIU Self-Insurance Program
- P. FIU Research Foundation, Inc.
- Q. University Support to Direct Support Organizations
- R. University Treasury Operations

Authority for the University President to amend the budgets is necessary to accommodate changes in revenues, expenditures, and statutory budget amendments. The University President shall keep the BOT informed of the status of the operating budgets through quarterly updates and will notify the BOT of any changes in excess of two percent (2%) made to the total approved 2025-2026 Operating Budget during the operating year.

Florida Statute 1011.40(2), *Budgets for universities*, provides that “each university board of trustees shall adopt an operating budget for the operation of the university as prescribed by law and rules of the Board of Governors.” The University has prepared the proposed 2025-2026 Operating Budget in accordance with the requirements set forth in Board of Governors Regulations 9.007 and 9.011.

Florida Board of Governors Regulation 9.007(1), *State University Operating Budgets and Requests*, states that each university president shall prepare an operating budget, including an Education & General (E&G) Carryforward Spending Plan, for approval by the university board of trustees in accordance with instructions, guidelines and standard formats provided by the Board of Governors.

Florida Board of Governors Regulation 9.011(4), *University Direct Support Organizations and Health Services Support Organizations*, states that operating budgets of support organizations shall be prepared at least annually and approved by the organization’s governing board and the university board of trustees. Significant changes in planned expenditures in the approved budget must be reported to the university board of trustees as soon as practicable but no later than the deadline established by the board of trustees.

Supporting Documentation: *Agenda | Finance and Facilities Committee Meeting, June 12, 2025*

Facilitator/Presenter: Marc D. Sarnoff
 Chair, Finance and Facilities Committee



June 12, 2025

Subject: Ambulatory Care Center Sublease to Baptist Health South Florida, Inc.

Proposed Action:

Florida International University Board of Trustees adoption of the Resolution set forth below to authorize The Florida International University Health Care Network, Inc., a support organization of FIU, to finalize and execute the Ambulatory Care Center Sublease to Baptist Health Medical Group Physicians, LLC.

Background Information:

On November 28, 2023, the Florida International University Board of Trustees, The Florida International University Health Care Network, Inc. and Baptist Health South Florida, Inc. entered into a Master Affiliation Agreement in order to develop an academic medical enterprise that will drive clinical, research and education growth for the benefit of the Community by enhancing access to specialized care, spurring the development of novel therapies and leading to a more highly skilled workforce. As part of the development of the Academic Medical Enterprise, the Parties agreed that Baptist shall take over operations of the FIU Ambulatory Care Center via a turn-key management arrangement, including a sublease of the facility. The tentative date for transfer of operations from FIU to Baptist is on track to occur on July 1, 2025. As described above, the Florida International University Board of Trustees must approve the sublease as a condition precedent before the Parties can proceed with finalizing and executing the document.

RESOLUTION

WHEREAS, on November 28, 2023, the Florida International University Board of Trustees (“FIUBOT”), The Florida International University Health Care Network, Inc. (“FIU-HCN”) and Baptist Health South Florida, Inc. (“Baptist”) (collectively referred to as the “Parties”) entered into a Master Affiliation Agreement in order to develop an Academic Medical Enterprise that will drive clinical, research and education growth for the benefit of the Parties and the South Florida Community; and

WHEREAS, Section 5.5.2 of the Master Affiliation Agreement provides for the transition of operations of the Ambulatory Care Center (“ACC”) from the FIU-HCN to Baptist; and

WHEREAS, as part of the overall transition of operations of the ACC from the FIU-HCN to Baptist Health Medical Group Physicians, LLC, the latter Baptist entity will enter into a sublease with FIU-HCN (FIU-HCN/Baptist Sublease); and

WHEREAS, the Parties have designated a transition date of July 1, 2025 and have been working on finalizing the FIU-HCN/Baptist Sublease; and

WHEREAS, on May 21, 2025, the Board of the Directors of the Florida International University Health Care Network, Inc. adopted a resolution to authorize the University President to seek final authorization from the FIU Board of Trustees to finalize and execute the FIU-HCN/Baptist Sublease; and

WHEREAS, Article VII, Section 7.2 of the Bylaws of the Florida International University Board of Trustees authorizes the Finance and Facilities Committee to review real estate type activities for both the University and its support organizations;

NOW, THEREFORE BE IT RESOLVED, that the FIU Board of Trustees authorizes The Florida International University Health Care Network, Inc., a support organization of FIU, to finalize and execute the Ambulatory Care Center Sublease to Baptist Health Medical Group Physicians, LLC

Supporting Documentation: *Agenda | Finance and Facilities Committee Meeting, June 12, 2025*

Facilitator/Presenter: Marc D. Sarnoff
 Chair, Finance and Facilities Committee