



# **FLORIDA INTERNATIONAL UNIVERSITY**

## **BOARD OF TRUSTEES**

### **FULL BOARD MEETING**

Wednesday, January 14, 2015  
2:00 pm *approximate start time*  
Florida International University  
Modesto A. Maidique Campus  
Graham Center Ballrooms

### **AGENDA**

- |   |                              |
|---|------------------------------|
| <b>1. Call to Order and Chair's Remarks</b> | <b>Chairman Albert Maury</b> |
| <b>2. Foundation Report</b>                 | <b>Thomas M. Cornish</b>     |
| <b>3. Public Appearances</b>                | <b>Albert Maury</b>          |
| <b>4. President's Report</b>                | <b>Mark B. Rosenberg</b>     |
| <b>5. Action Items – Consent Agenda</b>     | <b>Albert Maury</b>          |
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- BT1. Minutes, September 10, 2014
  - BT2. Minutes, December 10, 2014
  - FA1. FIU Direct Support Organizations Financial Audits, FY 2013-14
    - A. FIU Foundation, Inc.
    - B. FIU Research Foundation, Inc.
    - C. FIU Athletics Finance Corporation
    - D. FIU Academic Health Center Health Care Network Faculty Group Practice, Inc.
  - FA2. Investment Policy Statement Amendment
  - FA4. Quality Assessment of FIU Office of Internal Audit
  - AP1. Tenure as a Condition of Employment Nominations
  - AP2. New Program Proposal: Master of Arts in Disaster Management
  - AP3. New Program Proposal: Master of Science in Cybersecurity

**6. Action Items**

**FA3. Performance Based Funding Metrics**

**Sukrit Agrawal**

- A. Performance Based Funding – Data Integrity Certification
- B. Audit of Performance Based Funding Metrics: Good Process Controls Contribute to their Reliability

**G1. President’s Management Review, 2013-14**

**Albert Maury**

**7. Status Reports, Board Committees**

- External Relations Committee Report
- Finance and Audit Committee Report
- Academic Policy and Student Affairs Committee Report
- Health Affairs Committee Report
- Governance Committee Report

**Claudia Puig**

**Sukrit Agrawal**

**Cesar L. Alvarez**

**Jose J. Armas**

**Albert Maury**

**8. New Business *(If any)***

**Albert Maury**

**9. Concluding Remarks and Adjournment**

**Albert Maury**

*The next Full Board Meeting is scheduled for Thursday, March 26, 2015*

**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Call to Order and Chair's Remarks**

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**Proposed Board Action:**

None. Information only.

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**Background Information:**

Albert Maury, FIU Board of Trustees Chair, will convene the meeting with opening remarks.

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**Supporting Documentation:** N/A

**Facilitator/Presenter:** Albert Maury, *Chair, FIU Board of Trustees*



**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Foundation Report**

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**Proposed Board Action:**

None. Information only.

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**Background Information:**

Thomas M. Cornish, FIU Foundation, Inc. Board of Directors Chair, will report on the activities of the Foundation Board since the last meeting of the Board of Trustees.

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**Supporting Documentation:** N/A

**Facilitator/Presenter:** Thomas M. Cornish, *Chair, FIU Foundation, Inc. Board of Directors*



**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Public Appearances**

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**Proposed Board Action:**

None. Information only.

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**Background Information:**

Public Comment Period (if timely requested)

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**Supporting Documentation:** N/A

**Facilitator/Presenter:** Albert Maury





**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: President's Report**

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**Proposed Board Action:**

None. Information only.

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**Background Information:**

Mark B. Rosenberg, President, will provide the University report.

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**Supporting Documentation:** N/A

**Facilitator/Presenter:** Mark B. Rosenberg, *President, Florida International University*



**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Approval of Minutes of Meetings held: September 10, 2014; and December 10, 2014**

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**Proposed Board Action:**

Approval of Minutes of the Florida International University Board of Trustees, Full Board meeting held on Wednesday, September 10, 2014 at the FIU, Modesto A. Maidique Campus, Graham Center Ballrooms; and Minutes of the Full Board meeting held on Wednesday, December 10, 2014 via conference call.

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**Background Information:**

Board members will review and approve the Minutes of the Florida International University Board of Trustees, Full Board Meeting held on Wednesday, September 10, 2014 at the FIU, Modesto A. Maidique Campus, Graham Center Ballrooms; and Minutes of the Full Board meeting held on Wednesday, December 10, 2014 via conference call.

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**Supporting Documentation:** Florida International University Board of Trustees Full Board Meeting Minutes: September 10, 2014 (BT1); and December 10, 2014 (BT2)

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**FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES  
FULL BOARD MEETING  
SEPTEMBER 10, 2014  
MINUTES**

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

Chair Albert Maury convened the meeting of the Florida International University Board of Trustees at 2:06 p.m., on Wednesday, September 10, 2014, at the Modesto A. Maidique Campus, Graham Center Ballrooms, Miami, Florida.

The following attendance was recorded:

**Present:**

Albert Maury, *Chair*  
Michael M. Adler, *Vice Chair*  
Jose J. Armas  
Jorge L. Arrizurieta  
Robert T. Barlick, Jr.  
Alexis Calatayud  
Mayi de la Vega  
Gerald C. Grant, Jr.  
Kathleen L. Wilson

**Excused:**

Cesar L. Alvarez  
Sukrit Agrawal  
Marcelo Claure  
Claudia Puig

Chair Maury welcomed all Trustees, University faculty and staff. He introduced and welcomed State University System of Florida Board of Governors (BOG) Chancellor Marshall Criser III and BOG members Patricia Frost and Norman D. Tripp. Chair Maury also introduced and welcomed newly-elected Faculty Senate Chair Kathleen L. Wilson, noting that she is a professor of Voice in the School of Music.

On behalf of the FIU Board of Trustees, Chair Maury congratulated Trustee Marcelo Claure on his recent appointment as Sprint CEO. Chair Maury stated that Trustee Claure sent his regrets as he was not able to attend the meeting and shared a letter written by Trustee Claure where he communicates that given his new responsibilities and relocation to Kansas City, he would not be able to fulfill his duties as a Trustee and will therefore, not be seeking reappointment to the FIU Board of Trustees upon conclusion of his current term ending on January 6, 2014.

Chairman Maury noted that as part of the transition to a paperless organization, to increase efficiency, reduce printing and postage costs, and promote environmental responsibility, Trustees

were introduced to the Board member portal and were able to access agenda and meeting materials electronically.

## **2. Comments from State University System of Florida Board of Governors**

State University System (SUS) of Florida Board of Governors (BOG) Chancellor Marshall Criser III noted that as part of the planned activities for the remainder of the year, he and members of the BOG have scheduled university campus visits in conjunction with university board of trustees meetings. He added that other planned activities will include holding events around the State to highlight the State's investment in the Targeted Educational Attainment (TEAM) grant awards.

Chancellor Criser stated that the BOG is committed to guide the SUS toward greater accountability and alignment with strategic priorities and added that in terms of performance funding, the BOG will engage the SUS institutions in a continued dialogue in order to ensure that the universities are accountable for meeting specific State needs, as well as for meeting targets of quality and efficiency.

Chancellor Criser then presented Chair Maury and University President Mark B. Rosenberg with a commemorative framed certificate in recognition of FIU's success under the Board of Governors' performance funding model.

Trustee Michael M. Alder stated that while the University is grateful for the State's investment in higher education, FIU also remains committed to its unique mission and strengths. Trustee Kathleen L. Wilson requested that Chancellor Criser urge the BOG, during their discussion of the Legislative Budget Request, to support the Florida Bright Futures Scholarship Program.

Governor Patricia Frost stated that she's proud to have witnessed firsthand FIU's achievements over the years and is also honored to serve as a member of the BOG where she can continue her dedicated efforts to improve higher education in the State. Governor Norman D. Tripp noted that he valued the opportunity to attend the Board meeting with the Chancellor and will continue to devote his time and efforts for the benefit of the SUS institutions, students, and the State.

## **3. Foundation Report**

Foundation Board of Directors Member Justo L. Pozo provided the Foundation Report, noting that the new board members who have joined the Foundation Board will take part in an orientation on October 23. He stated that the Foundation's investment portfolio finished the year with gains of 18% or approximately \$36.2 million, with year-to-date gains through August 31, 2014 of approximately 0.6% or \$1.5 million. He presented an update on the Next Horizon fundraising campaign, noting that the Foundation exceeded the 2013-14 fundraising goal of \$50 million, raising \$52.4 million and added that to date, \$242.6 million has been raised, representing approximately 32% progress towards the goal.

## **1. Call to Order and Chair's Remarks *(Continued...)***

On behalf of the Board, Chair Maury congratulated the University's student athletes on their remarkable performances during the start of the 2014-15 season and provided brief highlights on the planned Homecoming events.

#### **4. Public Appearances**

*There were no public appearances.*

#### **5. President's Report**

University President Mark B. Rosenberg announced that Vice President for Engagement Irma Becerra-Fernandez has accepted the position of Provost and Chief Academic Officer at St. Thomas University, effective October 1. On behalf of the University community, he thanked Dr. Becerra-Fernandez for her commitment to the University, noting that through her dedicated efforts she furthered FIU's vision as a beacon of hope and a solutions center that is locally and globally engaged.

President Rosenberg introduced a video clip from the summer 2014 commencement ceremony in which Elcana Jean-Pierre was honored as a Worlds Ahead Graduate. He presented each Trustee with a bottle of Holy Smokes, a Badia Spices pork and meat rub, noting that it was inspired by a mix created by FIU Chaplin School of Hospitality and Tourism Management recent graduate Jenifer Bound and is now available for purchase around the world. He provided a summary on a survey of graduating seniors from the fall, spring and summer semesters.

President Rosenberg noted that the White House Office of Science and Technology Policy selected FIU to host a STEM College Opportunity Regional Summit. He reported on student and faculty achievement, noting that two FIU doctoral students, Kelly Mesa and Carla Abad, were named National Science Foundation (NSF) fellows as part of the NSF Graduate Research Fellowship Program in recognition of their outstanding work. He stated that Maureen Donnelly, associate dean of graduate studies in the College of Arts and Sciences and professor in the Department of Biological Sciences, was named president elect of the American Society of Ichthyologists and Herpetologists. He also noted that Associate professor of physics Dr. Angela Laird was named one of the world's most highly cited researchers by Thomson Reuters in its "The world's most influential scientific minds of 2014" report, adding that she also recently accepted the first Provost's Research Excellence Award on behalf of the center. He indicated that FIU doctor, Dr. Aileen Marty, was asked by the World Health Organization (WHO) to join a Global Outbreak Alert and Response Network team in the WHO's effort to control the rapidly spreading virus in West Africa.

President Rosenberg reported that the University participated in the official launch of the RISE Alliance for Disaster Risk-Sensitive Investments, led and hosted by the Deputy Secretary General of the United Nations, Jan Eliasson. He noted that the University's Colleges of Law (placed 1<sup>st</sup>) and Medicine (placed 9<sup>th</sup>) earned top rankings for diversity practices by HispanicBusiness.com. He stated that FIU ranks among top national universities for contributions to the public good, adding that the University was recently named among the top universities in the country in terms of engagement and contributions to its community.

President Rosenberg provided an overview on FIU's Strategic Land Acquisition Initiative, noting that the University is the State of Florida's second largest university, and 7th largest in the U.S., while it is located on one of the smallest campuses in the State University system. He added that the University now serves 55,000 enrolled students, while utilizing facilities intended to accommodate only 37,000 students. He stated that FIU's proposed expansion onto the 86 acres currently occupied

by the Fair, adjacent to FIU's Modesto A. Maidique campus, will enhance the University's ability to create new jobs for the South Florida economy and produce greater student talent in engineering, the sciences, and entrepreneurship – areas that are state priorities and keys to economic development. He reported that Miami-Dade commissioners approved ballot language for a Nov. 4 referendum on the University's proposed expansion to land adjacent to its Modesto A. Maidique Campus. He then outlined key points about the impact that the Expand FIU initiative would have and provided a summary of proposed land usage.

## 6. Action Items – Consent Agenda

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

Chair Maury 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, June 12, 2014** – Approve the Minutes of the Florida International University Board of Trustees, Full Board meeting held Thursday, June 12, 2014 at the Biscayne Bay Campus, Wolfe University Center Ballrooms
- **FA1. Approval of the Amendment to the Bylaws of the Florida International University Foundation, Inc.** - Approve the Florida International University Foundation Inc. Bylaws as amended and restated on June 7, 2014
- **FA3. Proposed Amendment to FIU-1101 Tuition and Fees Schedule Regulation** - Approve the proposed amendments to regulation FIU-1101 Tuition and Fees Schedule and delegate authority to the University President to approve any subsequent amendments that are based on comments to the Regulation received from the State University System of BOG as a result of the regulation-making process
- **AP1. 2015-2016 Legislative Budget Requests** - Approve the 2015-2016 Legislative Budget Requests:

### 2014-15 Non-Recurring Issues:

- |                           |                      |
|---------------------------|----------------------|
| ○ Health EMBRACE          | Request: \$1,000,000 |
| ○ Panther Life Program    | Request: \$500,000   |
| ○ Fostering Panther Pride | Request: \$322,460   |

### Unique University Issues:

- |  |                      |
|--|----------------------|
| ○ STEM Innovation Investment               | Request: \$2,500,000 |
| ○ Center for Children and Families         | Request: \$2,000,000 |
| ○ Health Economics and Strategic Solutions | Request: \$400,000   |

- **P1. University Equity Report** - Approve the University Equity Report



## **7. Action Items**

### **FA2. Donative Naming Policy**

Trustee Robert T. Barlick, Jr., Vice Chair of the Finance and Audit Committee, requested that Senior Vice President, University Advancement/CEO, FIU Foundation Inc. Howard R. Lipman present the FIU Donative Naming Policy for Board consideration and approval. Sr. VP Lipman stated that the proposed policy sets out to create a standard for all donor naming opportunities throughout the University. He provided an overview of the requirements for naming opportunities in addition to the approval process, stating that honorary namings are not covered by this policy, and are reserved to the Board of Trustees.

Sr. VP Lipman indicated that the FIU Foundation retains the latitude to approve a multi-year payment plan for the establishment of an endowment at the major gift level. He noted that the State of Florida does not guarantee matching funds, adding that the minimum gift level required for naming must be achieved through philanthropic contribution and state matching funds only when received. He stated that any legal impropriety on the part of the donor will make the gift and naming subject to reconsideration by the Foundation and University. He further noted that the Board of Trustees, upon recommendation from the University President, retains the right to approve or disapprove any naming, or to return a gift to a donor, in serving the best interests of the University.

A motion was made and passed that the FIU Board of Trustees adopt the University's Donative Naming Policy.

### **AP2. Amendment to the Florida International University Board of Trustees Operating Procedures**

Trustee Mayi de la Vega, member of the Academic Policy and Student Affairs Committee, noted that during the June Board meeting, Trustees provided feedback that resulted in revisions to the proposed amendments to the Board's Operating Procedures. She added that Board members tabled consideration of the revisions for the September Board meeting to allow for the incorporation of the two Trustee-approved changes: Section 2.3 Powers and Duties - revised to address the standard of care applicable to Trustee powers and duties; and Section 3.5 Emeritus Status - added back current Trustees eligibility for emeritus status but providing for the trustee emeritus provision to sunset thereafter. She stated that the Operating Procedures were also revised to provide for the Governance Committee to act on matters requiring attention between Board meetings in order to ensure that time-sensitive matters not requiring full Board consideration may be addressed timely.

Chair Maury noted that the review and update of the Board's Operating Procedures incorporates Trustee feedback and is reflective of a collaborative approach.

A motion was made and passed that the FIU Board of Trustees approve the amendment to the Operating Procedures of the Florida International University Board of Trustees.

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

### **Athletics Committee Report**

Trustee Jorge L. Arrizurieta, Chair of the Athletics Committee, presented highlights from the Committee's meeting earlier in the day. He reported that Committee was introduced to the newly appointed Director of the University's Student Athlete Academic Center (SAAC). He noted that Executive Director of Sports and Entertainment Pete Garcia provided an Athletics update and also introduced Softball player Stephanie Texeira and Softball Head Coach Gator Rebhan. Trustee Arrizurieta stated that Mr. John Shukie reported on the University's Academic Progress Rate (APR).

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

Trustee Robert T. Barlick, Jr., Vice Chair of the Finance and Audit Committee, presented highlights from the Committee's meeting earlier in the day. He provided an update on the Budget Variance for the fourth quarter of fiscal year 2013-14, noting that the University and direct support organizations' operating revenues were above estimates by \$22M (or two percent) and that expenses were below estimates by \$10M (or one percent). He stated that as is stipulated in the Finance and Audit Committee Charter, the Committee met separately with the Office of Internal Audit and reported that Mr. Vann discussed with the Committee in greater depth the Data Integrity Audit Requirements for the BOG's performance based funding model program.

### **Health Affairs Task Force Report**

Trustee Jose J. Armas, Chair of the Health Affairs Task Force, presented highlights from the Task Force's meeting earlier in the day. He reported that Provost and Executive Vice President Kenneth G. Furton provided an overview of system-wide fees that also analyzed the University's Health Fee compared to that of the State University System institutions. He added that Dr. John A. Rock, Senior Vice President of Medical Affairs and Founding Dean, Herbert Wertheim College of Medicine facilitated a presentation on the foundational plan for the Academic Health Center (AHC). Trustee Armas stated that Dr. Yolangel Hernandez Suarez, Associate Dean for Graduate Medical Education at FIU Herbert Wertheim College of Medicine and Chief Medical Officer for FIU Health, facilitated presentations on AHC projects and on the College Health Model and student health insurance benchmark data.

Chairman Maury requested for the next regularly scheduled Board meeting an opportunity for the Trustees to tour the FIU Health mobile clinics.

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

Trustee Mayi de la Vega, member of the Academic Policy and Student Affairs Committee, presented highlights from the Committee's meeting earlier in the day. She reported that Provost Furton provided, as part of a follow-up item from the Committee's June 3, 2014 meeting, a report that provides a snapshot of the current international student population as well as a trend of how the international student population has developed over the past five years. She noted that the Committee met two FIU doctoral students, Carla Abad and Kelly Mesa, who were named National Science Foundation (NSF) fellows as part of the NSF Graduate Research Fellowship Program. She noted that Ms. Abad presented an overview of her doctoral work in psychology, which she added, seeks a response to what is the influence of early educator language on sex differences in preschoolers' spatial abilities. Trustee de la Vega indicated that Ms. Mesa presented her doctoral

research work in electrical and computer engineering, further noting that her work seeks to determine the possibility of combining passive and active detection methods into a microfluidic device to be used for the isolation of circulating tumor cells.

### **Personnel Committee Report**

Trustee Michael M. Adler, Chair of the Personnel Committee, provided highlights from the Committee's meeting earlier in the day. He reported that Shirlyon McWhorter, Director of Equal Opportunity Programs and Diversity, presented the 2013-14 University Equity Report for the Committee's review and provided status updates and assessments of gender/racial equities for enrollment, employment, and athletics. He noted that the Florida Education Equity Act is completed annually and includes information on the University's progress in implementing strategic initiatives and performance related to equity and access as they pertain to academic services, programs, and student enrollment; equity in athletics; and employment as required by Florida Board of Governors' Regulation 2.003 Equity and Access.

## **9. New Business**

### **BT2. FIU's Strategic Land Acquisition Initiative**

Chair Maury noted that, as was communicated by President Rosenberg, the Miami-Dade County Commission approved ballot language for a Nov. 4 referendum on the University's proposed expansion to land adjacent to its Modesto A. Maidique Campus. He added that many steps need to be taken in order to effectuate any potential relocation and expansion by FIU onto Tamiami Park. He requested that President Rosenberg present a Resolution pertaining to FIU's Strategic Land Acquisition Initiative for Board review and consideration.

President Rosenberg noted that the Commission-approved Memorandum of Understanding sets forth the framework for FIU's expansion and the transfer of the current Youth Fair site to FIU, noting that the University's expansion shall come at no cost to the County and that relocation efforts will be cooperative among all parties.

General Counsel M. Kristina Raattama provided an overview of the specific steps outlined in the Memorandum of Understanding. Ms. Raattama also discussed Florida laws regulating political activities of state officers and employees, noting that one of the initial steps in the process is a referendum that will be considered by the voters in the November 4 election. She added that the referendum is necessary to allow the current exemption under Article 7 of the Miami-Dade County charter for the Youth Fair site to continue to run for the benefit of FIU. She explained that while a referendum is necessary due to the Miami-Dade County charter, Florida law restricts, with two key exceptions, state employees and officers from using their official authority or influence for the purpose of influencing members of the public to vote, notwithstanding that the referendum is directly related to FIU. She indicated that Trustees and the President are exempted from these restrictions and therefore may engage in advocacy efforts for the referendum. She further noted that, while the Board has authorized the President to engage in advocacy efforts, Florida law prohibits other FIU employees to be involved in advocacy efforts related to the referendum in the course and scope of their employment for FIU. She specified that FIU employees are free to engage in political activities on their own time and with their own resources. She also provided an overview of guidelines to follow if and when engaged in political activities.

Senior Vice President for External Relations Sandra B. Gonzalez-Levy stated that it is FIU's responsibility to secure the funding necessary to accomplish the expansion onto the premises and relocation of the Fair. She noted that relocation costs will vary based on the identified site for the relocation of the Fair, noting that expenses directly related to any necessary improvements will be diminished given that the identified site has existing infrastructure and facilities.

Trustee Arrizurieta commended the University's administration and the External Relations division on their dedicated efforts in relation to FIU's expansion efforts and inquired as to what University funds may be used in conjunction with advocacy efforts. Ms. Raattama described available funding sources and noted that any expenditure of available University funds to support advocacy efforts must be consistent with applicable laws and added that she is working with outside counsel in order to evaluate legal considerations. Trustee Barlick stated that this is a historic opportunity for the University and encouraged the University community to participate in the process within the constraints of all applicable laws.

A motion was made and passed by the FIU Board of Trustees adopting the following resolution:

WHEREAS, the Board adopted resolutions on June 14, 2012, October 14, 2013, and January 9, 2014, expressing its support of collaborative efforts to identify a mutually beneficial site and associated funding that will allow for relocation of the Miami-Dade County Fair & Exposition, Inc. (The Fair) and FIU's proposed expansion onto land currently leased to The Fair (the Fairgrounds) adjacent to FIU's Modesto A. Maidique campus; and

WHEREAS, on October 22, 2013, the Miami-Dade County Commission (the Commission) approved a resolution urging the Florida Legislature to fund the relocation of The Fair and facilitate FIU's expansion onto the Fairgrounds; and

WHEREAS, the Florida Legislature recently concluded the 2014 legislative session and appropriated \$10 million for FIU's Strategic Land Acquisition initiative; and

WHEREAS, on June 12, 2014, the Board adopted a resolution which, among other things, authorized these funds to be designated for the acquisition of the Fairgrounds and furthermore, authorized the University President or designee to continue to advocate on behalf of FIU and take all steps that may be necessary or appropriate in connection with The Fair relocation efforts and FIU's proposed expansion onto the Fairgrounds, including community outreach and/or lobbying efforts consistent with all applicable laws; and

WHEREAS, pursuant thereto, a Memorandum of Understanding in the form attached hereto as **Exhibit A** providing for FIU's expansion onto the Fairgrounds has been negotiated by Miami-Dade County and FIU; and

WHEREAS, on September 3<sup>rd</sup>, 2014, the Commission approved the Memorandum of Understanding with the amendments described on **Exhibit B** and, pursuant to the Miami Dade County Charter (the Charter), approved placing a County-wide Charter amendment

voter referendum on the ballot which, if approved, will (i) extend the exemption from the public park use restrictions in the Charter applicable to the Fairgrounds to FIU and (ii) authorize the expansion of FIU onto up to 64 acres of the Fairgrounds so long as no County funds are used for the FIU expansion and the relocation of The Fair; and

WHEREAS, this Board desires to confirm its approval of the Memorandum of Understanding, as amended by the Commission, and express its continued support for the Strategic Land Acquisition initiative.

THEREFORE BE IT RESOLVED as follows:

1. The Board hereby approves, and authorizes the President to enter into, the Memorandum of Understanding with the amendments approved by the Commission as described herein.
2. The Board authorizes the University President to take any and all steps that may be necessary or appropriate in connection with The Fair relocation efforts and FIU's proposed expansion onto the Fairgrounds, including the expenditure of available University funds to support advocacy efforts, all such actions being consistent with applicable laws.
3. The Board hereby commits its continued support for the Strategic Land Acquisition initiative.
4. Status reports regarding this initiative shall be provided to the Board at each regularly scheduled meeting of the Board or earlier, as necessary to keep the Board appropriately informed. The final transaction shall be subject to the Board's approval.

Chairman Maury urged members of the University community to become involved in the process but cautioned that they must become knowledgeable with all applicable laws prior to engaging in any outreach and/or lobbying efforts. He reminded Trustees that Florida's Sunshine Law restricts communication between Board members regarding University issues, noting that questions that may arise should be directed to President Rosenberg or Sr. VP Gonzalez-Levy.

#### **10. Concluding Remarks and Adjournment**

With no other business, Chair Albert Maury adjourned the meeting of the Florida International University Board of Trustees on Wednesday, September 10, 2014 at 3:45 p.m.

<i><b>Trustee Request</b></i>	<i><b>Follow-up</b></i>	<i><b>Completion Date</b></i>
<i>Board Chairman Albert Maury requested for the next regularly scheduled Board meeting an opportunity for the Trustees to tour the FIU Health mobile clinics.</i>	<i>Dean and Senior VP John Rock</i>	<i>January 2015</i>

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Albert Maury  
*Chairman*  
*FIU Board of Trustees*

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

*MB*  
*10.2.14*



**FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES  
FULL BOARD MEETING  
DECEMBER 10, 2014  
MINUTES**

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

Chairman Albert Maury convened the meeting of the Florida International University Board of Trustees at 11:03 a.m., on Wednesday, December 10, 2014, via conference call.

The following attendance was recorded:

**Present:**

Albert Maury, *Chair*  
Michael M. Adler, *Vice Chair*  
Sukrit Agrawal  
Cesar L. Alvarez  
Jose J. Armas  
Jorge L. Arrizurieta  
Alexis Calatayud  
Gerald C. Grant, Jr.  
Claudia Puig  
Kathleen L. Wilson

**Excused:**

Robert T. Barlick, Jr.  
Marcelo Claure  
Mayi de la Vega

Chairman Maury welcomed all Trustees, University faculty and staff. He thanked all Trustees for making themselves available to participate in the conference call.

**2. Public Appearances**

*There were no public appearances.*

**3. Action Items**

**FA1. Revised Biscayne Bay Campus Student Housing Project**

Trustee Sukrit Agrawal, Chair of the Finance and Audit Committee, noted that the Committee met in November to review the Revised Biscayne Bay Campus (BBC) Student Housing Project. He stated that on June 12, 2014, the FIU Board of Trustees authorized the University President or designee to enter into a Sublease Agreement and Operating Agreement with NCCD–Biscayne Properties LLC (“NCCD-Biscayne”) and further noted that Board approval was now necessary to authorize changes in the project scope. He added that the revised BBC Housing Project was also reviewed by the Board’s Real Estate Subcommittee.

Senior Vice President of Administration and Chief Financial Officer Kenneth A. Jessell reported that Standard & Poor's classification of the NCCD project as "Indirect Debt" of the University prompted the need to obtain Florida Board of Governors (BOG) approval. He noted that since July, the BBC Housing Project has been revised and Board of Trustees reauthorization is required in order to approve the changes. He indicated that the BOG is expected to review the BBC Housing Project during their January 2015 meeting, further noting that the University has been working closely with members of the BOG office staff in preparation for the approval process as this would be the first instance where the BOG considers the request for approval of an on-campus public-private partnership project of this nature.

Sr. VP and CFO Jessell presented the key terms pertaining to the revised BBC student housing project, providing an overview of the project modifications. He stated that the project will be a facility containing approximately 410 beds (a reduction from the original 618 beds) in a 9-story facility totaling approximately 188,000 square feet (a reduction from the original 297,000 square feet). He indicated that Moody's Investor Service assigned an investment grade rating to the project, noting that the debt issue for the project is reduced from \$83M to \$56.5M and added that FIU's exclusive use (classrooms, Student Services and/or Business Services) was reduced to approximately 3,760 square feet of space. He added that opening day is now postponed from July 2015 to July 2016.

Sr. VP and CFO Jessell reported that in order to obtain an investment grade rating, the operating agreement now adds responsibilities for FIU that include the subordination of utilities, the processing of rental payments through FIU Housing for students and the inclusion of the Project in FIU Housing marketing materials and on the Housing website. He also stated that there will be an increase in the rental rate to accommodate for the reduction in beds, but noted that the rates would still be very competitive.

Trustee Michael M. Adler stated that the delay in the project is unfortunate, but added that the proposed revisions to the project are in agreement with the resources needed to execute and deliver the facilities and infrastructure needed for long-term and sustainable success. Trustee Jorge L. Arrizurieta inquired as to whether there would be any implications to the solicitation process in relation to the revisions to the project. Sr. VP and CFO Jessell noted that the current project specifications are consistent with the original scope of the ITN issued in 2013, therefore he added that no issues are anticipated. Trustee Gerald C. Grant, Jr. congratulated Sr. VP and CFO Jessell and his staff on his hard work and efforts in ensuring the success of this project.

A motion was made and passed by the FIU Board of Trustees to authorize the University President or designee to (i) enter into a Sublease Agreement and Operating Agreement with NCCD-Biscayne Properties LLC ("NCCD-Biscayne"), a single member limited liability company owned by National Campus and Community Development Corporation ("NCCD"), on substantially the same terms as described herein, and (ii) take all actions and execute all other incidental documents necessary or desirable in connection with NCCD-Biscayne's development, construction and operation of the Student Housing project, including, but not limited to, granting easements and licenses on the Biscayne Bay Campus ("BBC").



#### **AP1. Florida International University 2013-14 Annual Accountability Report to the Florida Board of Governors**

Trustee Cesar L. Alvarez, Chair of the Academic Policy and Student Affairs Committee, noted that the Committee met earlier in the day to review FIU's 2013-14 Annual Accountability Report, which he stated is due for submission to the Florida Board of Governors on December 19, 2014 after approval by the Board of Trustees. He added that University President Mark B. Rosenberg will formally present FIU's 2013-14 Annual Accountability Report to the BOG during their January 2015 meetings and requested that Provost and Executive Vice President Kenneth G. Furton present an overview of the document.

Provost Furton noted that, in anticipation of the Academic Policy and Student Affairs Committee meeting, he scheduled individual briefing meetings with the Committee members to review and discuss FIU's 2013-14 Annual Accountability Report. Provost Furton stated that the Report is in draft form as the BOG is currently evaluating the data sets that are reported by all of the State University System (SUS) institutions. He then provided a comprehensive summary on the areas included within the document's main narrative.

Provost Furton reported on key institutional achievements, noting that FIU was ranked a top 25 National University (24th out of 277 higher education institutions) in the annual ranking by *Washington Monthly* for the University's contributions to the public good and that the Council of Graduate Schools awarded FIU for Innovation in Promoting Success in Graduate Education for its Academy of Graduates for Integrative Learning Experiences (AGILE) model. He added that *Hispanic Business Magazine* ranked FIU Law the #1 College of Law for Hispanics in the country and that FIU's College of Law and the Herbert Wertheim College of Medicine were ranked 1st and 9th respectively for diversity practices by HispanicBusiness.com.

Provost Furton noted that the Report highlights the University's solutions-center approach to significant problems in the community, stating that FIU's Center for Children and Families, one of FIU's premier centers and among the top in the nation in research and treatment of child and adolescent mental and behavioral health, continued to secure substantial external funding of over \$7M. He added that external funding for research has continued to grow at FIU despite reduced funding from the federal government. He stated that the information reported in the data tables will be compiled and evaluated by the BOG to ensure that each of the SUS institutions is either excelling or improving on the Performance Based Funding metrics.

A motion was made and passed by the FIU Board of Trustees approving Florida International University's 2013-14 Annual Accountability Report to the Florida Board of Governors (the BOG) as provided in the Board materials and delegate authority to the University President to edit as needed and to amend consistent with comments received from the BOG.

#### **4. New Business**

Chair Maury, on behalf of the Board, wished everyone Happy Holidays.

#### **5. Concluding Remarks and Adjournment**

With no other business, Chairman Albert Maury adjourned the meeting of the Florida International University Board of Trustees on Wednesday, December 10, 2014, at 11:33 a.m.

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Albert Maury  
*Chairman*  
*FIU Board of Trustees*

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

*MB*  
*12.16.14*

**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Florida International University Foundation Inc., Financial Audit, 2013-14**

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**Proposed Board Action:**

Approve the Florida International University Foundation, Inc. Financial Audit for the 2013-14 Fiscal Year and authorize the CEO of the Florida International University Foundation, Inc. to take all actions necessary pertaining to this Financial Audit, including filing the report with the Auditor General.

---

**Background information:**

Pursuant to Regulation FIU-1502 (2)(f), the Florida International University Foundation, Inc. must submit an independently conducted financial audit of its accounts and records, which has been approved by its governing board and recommended by the University President to the Florida International University Board of Trustees for review and approval.

The Florida International University Foundation, Inc. Financial Audit for 2013-14 was approved by the Florida International University Foundation, Inc. Board of Directors on October 25, 2014, and the University President is recommending its approval.

Florida Board of Governors Regulation 9.011 (4) University Direct Support Organizations and Health Services Support Organizations, states in relevant part:  
Support organizations shall provide for an annual audit conducted pursuant to university regulations or policies. The annual audit report shall be submitted to the university board of trustees or designee, the Board of Governors, and the Auditor General for review.

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**Supporting Documentation:**     *See Finance and Audit Committee Meeting Agenda –  
January 14, 2015*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Florida International University Research Foundation Inc., Financial Audit,  
2013-14**

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**Proposed Board Action:**

Approve the Florida International University Research Foundation, Inc. Financial Audit for the 2013-14 Fiscal Year and authorize the Executive Director of the Florida International University Research Foundation, Inc. to take all actions necessary pertaining to this Financial Audit, including filing the report with the Auditor General.

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**Background information:**

Pursuant to Regulation FIU-1502 (2)(f), the Florida International University Research Foundation, Inc. must submit an independently conducted financial audit of its accounts and records, which has been approved by its governing board and recommended by the University President to the Florida International University Board of Trustees for review and approval.

The Florida International University Research Foundation, Inc. Financial Audit for 2013-14 was approved by the Florida International University Research Foundation, Inc. Board of Directors on November 13, 2014, and the University President is recommending its approval.

Florida Board of Governors Regulation 9.011 (4) University Direct Support Organizations and Health Services Support Organizations, states in relevant part:

Support organizations shall provide for an annual audit conducted pursuant to university regulations or policies. The annual audit report shall be submitted to the university board of trustees or designee, the Board of Governors, and the Auditor General for review.

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**Supporting Documentation:**     *See Finance and Audit Committee Meeting Agenda –  
January 14, 2015*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Florida International University Athletics Finance Corporation Financial  
Audit, 2013-14**

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**Proposed Board Action:**

Approve the Florida International University Athletics Finance Corporation Financial Audit for the 2013-14 Fiscal Year and authorize the Executive Director of the Florida International University Athletics Finance Corp. to take all actions necessary pertaining to this Financial Audit, including filing the report with the Auditor General.

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**Background information:**

Pursuant to Regulation FIU-1502 (2)(f), the Florida International University Athletics Finance Corp. must submit an independently conducted financial audit of its accounts and records, which has been approved by its governing board and recommended by the University President to the Florida International University Board of Trustees for review and approval.

The Florida International University Athletics Finance Corp. Financial Audit for 2013-14 was approved by the Florida International University Athletics Finance Corp. Board of Directors on October 21, 2014, and the University President is recommending its approval.

Florida Board of Governors Regulation 9.011 (4) University Direct Support Organizations and Health Services Support Organizations, states in relevant part:  
Support organizations shall provide for an annual audit conducted pursuant to university regulations or policies. The annual audit report shall be submitted to the university board of trustees or designee, the Board of Governors, and the Auditor General for review.

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**Supporting Documentation:**     *See Finance and Audit Committee Meeting Agenda –  
January 14, 2015*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Florida International University Academic Health Center Health Care  
Network Faculty Group Practice, Inc. Financial Audit, 2013-14**

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**Proposed Board Action:**

Approve the Florida International University Academic Health Center Health Care Network Faculty Group Practice, Inc. Financial Audit for the 2013-14 Fiscal Year and authorize the Executive Director of the Florida International University Academic Health Center Health Care Network Faculty Group Practice, Inc. to take all actions necessary pertaining to this Financial Audit, including filing the report with the Auditor General.

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**Background information:**

The Florida International University Academic Health Center Health Care Network Faculty Group Practice, Inc. (FIU HCN) must submit an independently conducted financial audit of its accounts and records, which has been approved by its governing board and recommended by the University President to the Florida International University Board of Trustees for review and approval.

The FIU HCN Financial Audit for the 2013-14 fiscal year was submitted and approved by the Florida International University Academic Health Center Health Care Network Faculty Group Practice Board of Directors on October 15, 2014, and the University President is recommending its approval.

Florida Board of Governors Regulation 9.017 (2)(e) Faculty Practice Plans, states in relevant part that each Faculty Practice Plan shall include and/or provide for an annual audit, which shall be forwarded to the Board of Governors for review and oversight.

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**Supporting Documentation:** *See Finance and Audit Committee Meeting Agenda –  
January 14, 2015*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Investment Policy Amendment**

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**Proposed Board Action:**

Adopt revisions to the University's Investment Policy.

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**Background Information:**

The University Investment Committee is an advisory committee created by the Florida International University Board of Trustees (BOT) to make recommendations to the University administration and BOT regarding University investments. The University is recommending approval of the proposed revisions to the Investment Policy. The proposed revisions were ratified by the University Investment Committee on November 20, 2014.

The first proposed change is to add the Credit Fixed Income category to the Fixed Income asset class. The proposed change would provide additional diversification and enable the University to focus on corporate fixed income investments.

The second proposed change is to add the Master Limited Partnership category to the Real Assets class. The proposed change would provide additional income, growth potential, portfolio diversification and a hedge against inflation.

The third proposed change is to update the Investment Grade Fixed Income category guidelines to provide additional clarity and flexibility to managers. It also creates consistency with and between the proposed Credit Fixed Income guidelines.

The fourth proposed change is to amend the Asset Allocation Guidelines to incorporate the Credit Fixed Income and Master Limited Partnership categories into the portfolio and maintains the most efficient structure for the target portfolio.

The BOT is authorized to adopt an investment policy pursuant to Sections 1011.42 and 218.415 of the Florida Statutes. The University's Investment Policy was last revised on September 10, 2013.

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Quality Assessment of FIU Office of Internal Audit**

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**Proposed Board Action:**

Approve the report on the Independent Validation Quality Assessment of Florida International University Office of Internal Audit.

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**Background Information:**

According to the University's *Office of Internal Audit (OIA) Policy and Charter*: "The activities of the OIA shall be conducted in accordance with the standards for the Professional Practice of Internal Auditing." This requires an external assessment of the internal audit department's adherence with the standards at least every five years. The external assessment was performed subsequent to an internal self-assessment included as an attachment in the Independent validator's report.

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**Supporting Documentation:**    *See Finance and Audit Committee Meeting Agenda –  
January 14, 2015*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Tenure as a Condition of Employment Nominations**

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**Proposed Board Action:**

Approve three (3) candidates for Tenure as a Condition of Employment (TACOE).

---

**Background Information:**

Pursuant to the 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 had tenure at their previous institutions or have been selected to receive TACOE based on the caliber of their scholarly work.

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**Supporting Documentation:** *See Academic Policy and Student Affairs Committee Meeting Agenda – January 14, 2015*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: New Program Proposal: Master of Arts in Disaster Management**

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**Proposed Board Action:**

Approve the Master of Arts in Disaster Management (CIP 43.0302) new program proposal.

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**Background Information:**

The College of Arts and Sciences is proposing to offer a Master of Arts in Disaster Management. The proposed program will offer an advanced degree for managers who are at the forefront of disaster planning, mitigation, and response and recovery operations. The program is designed to develop the next generation of disaster professionals who must possess knowledge across disciplines, including public safety, law and government, public health, communication, public administration, public education etc. Such professionals will influence the community's readiness and preparedness.

The Master of Arts in Disaster Management is not offered anywhere else in the State of Florida. It advances the educational mission of FIU and directly supports institutional goals and Florida's State University System Strategic Planning priorities and accountability measures.

Each university board of trustees shall approve for implementation new degree programs at the bachelor's, master's, advanced master's, and specialist levels in accordance with sections (3) and (5) of Florida Board of Governors Regulation 8.011 – *Authorization of New Academic Degree Programs and Other Curricular Offerings*.

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**Supporting Documentation:** *See Academic Policy and Student Affairs Committee Meeting Agenda – January 14, 2015*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: New Program Proposal: Master of Science in Cybersecurity**

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**Proposed Board Action:**

Approve the Master of Science in Cybersecurity (CIP 11.1003) new program proposal.

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**Background Information:**

The College of Engineering and Computing is proposing to offer a Master of Science in Cybersecurity. The proposed program will offer a broad and in-depth technical study of the ever-changing landscape of cybersecurity to address the critical security needs facing our nation and the world today. It will prepare graduates to advance into a PhD program or assume leadership positions in the information technology industry which are in high demand according to the U.S. Bureau of Labor, which projects employment of computer system analysts to grow 25 percent from 2012 to 2022.

The Master of Science in Cybersecurity will leverage State University System (SUS) resources by allowing students to take appropriate elective courses from other SUS institutions. As a graduate STEM degree, this program advances the educational mission of FIU and directly supports institutional goals and Florida's SUS Strategic Planning priorities and accountability measures.

Each university board of trustees shall approve for implementation new degree programs at the bachelor's, master's, advanced master's, and specialist levels in accordance with sections (3) and (5) of Florida Board of Governors Regulation 8.011 – *Authorization of New Academic Degree Programs and Other Curricular Offerings*.

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**Supporting Documentation:** *See Academic Policy and Student Affairs Committee Meeting Agenda – January 14, 2015*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Performance Based Funding Metrics**

- A. Performance Base Funding – Data Integrity Certification**
- B. Audit of Performance Based Funding Metrics: Good Process Controls Contribute to their Reliability**

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**Proposed Board Action:**

1. Approve the Performance Base Funding – Data Integrity Certification to be signed by the Chairman of the Board of Trustees; and
2. Approve the Audit Report - Audit of Performance Based Funding Metrics: Good Process Controls Contribute to their Reliability

---

**Background Information:**

This item is presented pursuant to a request from the State University System of Florida Board of Governors (BOG) dated June 27, 2014. At the direction of the FIU Board of Trustees (the BOT), the Chairman of the BOT and President of the University shall execute a Data Integrity Certification furnished by the BOG and approve an audit performed by the University's Internal Audit Director to ensure the completeness, accuracy and timeliness of data submissions to the Board of Governors.

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**Supporting Documentation:** *See Finance and Audit Committee Meeting Agenda – January 14, 2015*

**Facilitator/Presenter:** Sukrit Agrawal, *Finance and Audit Committee Chair*

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# THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES

January 14, 2015

**Subject: President's Management Review, 2013-14**

## **Proposed Board Action:**

The Florida International University Board of Trustees (the BOT) will (1) conduct an annual evaluation of President Mark B. Rosenberg for the 2013-14 academic year; (2) grant a performance rating based on his achievement of the goals and objectives identified in the preceding year's University Work Plan and such other criteria as the BOT deems appropriate; and (3) authorize the Vice President for Human Resources to submit the evaluation of the President to the Florida Board of Governors.

## **Background Information:**

In accordance with Florida Board of Governors Regulation 1.001 (5)(f), each board of trustees shall conduct an annual evaluation of the president.

The recently extended employment agreement between the BOT and President Rosenberg states that Dr. Rosenberg shall initiate the evaluation process for the academic year that began in August of the previous calendar year by submitting to the Committee a self-appraisal of such period's performance. This appraisal, along with the university's Annual Accountability Report, shall address Dr. Rosenberg's performance related to each of the goals and objectives identified in the preceding year's University Work Plan. After Dr. Rosenberg has submitted this self-appraisal, the Committee shall evaluate Dr. Rosenberg's performance during the academic year based on his achievement of the mutually agreed upon goals and objectives and such other criteria as the Committee deems appropriate. The Committee shall provide Dr. Rosenberg with a written assessment of its evaluation. The Committee shall present its written assessment and recommended performance rating to the Board for its approval. The BOT shall conduct the evaluation process no later than January 31 following the previous academic year.

**Supporting Documentation:**     *See Governance Committee Meeting Agenda – January 14, 2015*

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

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Status Reports, Board Committees**

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**Proposed Board Action:**

None. Information only.

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**Background Information:**

These Committees met prior to the regular Board meeting: External Relations Committee; Finance and Audit Committee; Academic Policy and Student Affairs Committee; Health Affairs Committee; and Governance Committee. The Committee Chairs will present status reports.

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**Supporting Documentation:** N/A

**Facilitator/Presenter:**

**Claudia Puig**, *External Relations Committee Chair*

**Sukrit Agrawal**, *Finance and Audit Committee Chair*

**Cesar L. Alvarez**, *Academic Policy and Student Affairs Committee Chair*

**Jose J. Armas**, *Health Affairs Committee Chair*

**Albert Maury**, *Board Chair*

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: New Business**

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**Proposed Board Action:**

Information. Action, as necessary.

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**Background Information:**

Board members will raise new business, if any.

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**Supporting Documentation:** N/A

**Facilitators/Presenters:** Albert Maury

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**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

January 14, 2015

**Subject: Concluding Remarks and Adjournment**

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**Proposed Board Action:**

None. Information only.

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**Background Information:**

Albert Maury, Chair, FIU Board of Trustees will adjourn the meeting with closing remarks.

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**Supporting Documentation:** N/A

**Facilitators/Presenters:** Albert Maury, *Chair, FIU Board of Trustees*

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