



**Meeting Minutes
Wednesday, June 17, 2009
Boca Raton Campus
777 Glades Road, ADM 305
Boca Raton, Florida 33431**

Chairwoman Nancy Blosser convened the full board meeting of the Florida Atlantic University Board of Trustees at with the following members participating:

Trustees Scott Adams, Anthony Barbar, William Bryant, David Feder, Armand Grossman, Rajendra Gupta, Lalita Janke, Timothy Lenz, Sherry Plymale, Robert Stilley, Tiffany Weimar, and Thomas Workman.

The following university officials attended:

Mr. Frank T. Brogan, President; Mr. David Kian, Senior Vice President of Strategic Relations & General Counsel; Mr. Randy Goin, Chief of Staff & BOT Liaison; Dr. John Pritchett, University Provost; Dr. Ken Jessell, Senior Vice President for Finance and Administration; Dr. Joyanne Stephens, Vice President for FAU's Broward Campuses; Ms. Gerri McPherson, Vice President for FAU's Northern Campuses; Dr. Kristen Murtaugh, Vice President for Strategic Planning; and Dr. Charles Brown, Senior Vice President of Student Affairs.

I. Call to Order and Roll Call

Chairwoman Nancy Blosser convened the full board meeting.

II. Chair's Report

Trustee Blosser thanked the trustees who serve on the FAU Foundation Board and the Harbor Branch Oceanographic Institute Foundation Board, Trustees Lalita Janke and Sherry Plymale respectively. She stated unless there were any objections from the BOT, the June 24 meeting will be rescheduled to July 22, 2009.

III. President's Report

President Brogan commended all the members of the BOT for all the work and time they devote to FAU. He acknowledged Dr. Jeffrey Schilit for his service as he is retiring from his position as Associate Provost and Chief Information Officer. He asked Dr. Schilit to give some remarks. President Brogan welcomed the new Associate Provost and Chief Information Officer, Jason Ball. Mr. Ball provided some remarks on where FAU stands regarding technology.

IV. Audit and Finance

There were four items that were brought before the committee for approval on June 10, 2009 and June 17, 2009. The items were fully vetted to be brought before the full board for approval.

AF: A-1. Approval to Increase Housing Rental Rates

There was a motion by Trustee Robert Stilley approve the increase to Florida Atlantic University's housing rental rates for fiscal year 2009-2010. The motion was seconded by Trustee Armand Grossman. With no further discussion the motion passed unanimously.

AF: A-2. Approval to Initiate Differential Tuition

There was a motion by Trustee Robert Stilley to approve to initiate differential tuition effective academic year 2009-2010. The motion was seconded by Trustee Lalita Janke. With no further discussion the motion passed unanimously.

AF: A-3. Approval of Florida Atlantic University's 2009-2010 Capital Outlay Budget

There was a motion by Trustee Robert Stilley to approve the FAU's 2009-10 Capital Outlay Budget; and authorize the University President to amend the regulation as necessary, consistent with Board of Governors and Board of Trustees directives and guidelines. The motion was seconded by Trustee Thomas Workman. With no further discussion the motion passed unanimously.

AF: A-4. Approval of Florida Atlantic University's 2009-2010 Operating Budget

There was a motion by Trustee Robert Stilley to approve the Florida Atlantic University's 2009-2010 Operating Budget and authorize the University President to amend to budget consistent with Legislative, Board of Governors', and Board of Trustees' directives and guidelines. The motion was seconded by Trustee Thomas Workman.

Trustee Timothy Lenz stated that he opposed the motion due to components dealing with the College of Engineering and Computer Science. His procedural concerns involved the college bylaws and the fact that the reorganization had not been presented to the Faculty Senate. He voiced substantive concerns related to tenure, stating that the reorganization gives the administration almost complete discretion to create or abolish units within the college. The reorganization also appears to give the administration the authority to assign and reassign faculty members to academic units. It was his opinion this would significantly dilute tenure and seriously hurt FAU's efforts to remain competitive. Trustee Lenz stated that he was voting against the budget. Trustee Lalita Janke asked Trustee Lenz asked if there were any other colleges affected. Trustee Lenz stated that the reorganization is a matter of general faculty concern. Trustee Rajendra Gupta asked if the reorganization was cancelled could there be a discussion with faculty to enable the faculty to stay before the budget is approved. Trustee Lenz restated that as a representative of the Faculty Senate, he is expressing the concerns of the faculty who was in attendance at the Faculty Senate meeting, and he is not authorized to speak on behalf of the College of Engineering and Computer Science. President Brogan stated that Dean Stevens was available to answer questions on the college's bylaws and the reorganization. He stated it is the administration's plan to work with the affected faculty members to see if any appropriate opportunities exist for reassignment elsewhere in the University. He asked Dean Stevens to address the issue of how the bylaws were utilized in the reorganization. Trustee David Feder stated that it was discussed at length at the last meeting that the reorganization was put together by the College of Engineering and Computer Science, based on the discussion the BOT supported the college's decision to reorganize. Trustee Blosser added that the discussion regarding the reorganization of any college or the layoffs of faculty would not normally come to the BOT for discussion or a vote anyway. She stated the BOT has delegated that authority to the Deans of the colleges. She reiterated that the BOT has not delegated that authority to the Faculty Senate. She asked the BOT if they would like to continue the discussion or need any clarification from Dean Stevens. Trustee Anthony Barbar stated that the process has been an open one, and the BOT is voting on the budget and not the reorganization. Trustee Scott Adams asked if the BOT approves the bylaws for the each of the colleges. Mr. David Kian, General Counsel, responded that the BOT has not and does not approve the bylaws for each of the colleges, nor has the BOT approved the constitution of the Faculty Senate. Mr. Kian added that the BOT has delegated to the University Provost the responsibility of the administration of academic affairs. The BOT has further delegated to the Deans of the several colleges the responsibility to administer the academic and budgetary policies of the colleges, with responsibility to the University Provost. The BOT has authorized the Faculty Senate to pass a constitution, but the BOT has not approved that constitution. Trustee Lenz stated that the administration has delegated to the Faculty Senate certain responsibilities over curriculum and academic matters subject to veto by the University President. President Brogan stated that he has been assured the Provost and Deans have followed the bylaws and the reorganization has been moved through the process that has been traditionally used. Trustee Blosser asked if there were any other questions or

