

**New College of Florida Board of Trustees**  
**Approved Minutes**  
**Special Teleconference Meeting of July 30, 2008**

**Members Participating in Person:** Benjamin Brown; Rev. Jerome Dupree; Gen. Rolland V. Heiser; Col. Mickey Presha; John Saputo; Jane Smiley. **Participating via Teleconference:** Elaine Keating;; Kenneth Misemer; J. Robert Peterson; Vicki Raeburn. **Not Participating:** Gen. Raymond E. Mason, Jr.; Dr. Patrick McDonald.

**Call to Order**

Chairman Presha called the special public meeting to order at 10:02 A.M. and announced that the notice of the meeting had been published on June 7, 2008.

**Establishment of Quorum**

Chairman Presha asked the Assistant Secretary to verify that a quorum of Trustees was present by calling the roll. Ms. Janney called the roll and verified the participation of four trustees in person and four connected by teleconference, a total of eight Trustees who constituted a quorum. According to the Bylaws of the NCF Board of Trustees, seven members constitute a quorum (Article II, Section 5). Shortly thereafter, an additional Trustee arrived in person and one more connected by phone.

Chairman Presha announced that three items on the agenda required Board action and asked the staff to present them.

- **Approval of Educational Plant Survey for Period Ending June 30, 2013**

Vice President Martin introduced the Educational Plant Survey, stating that it is a survey conducted every five years by an external team sent by the State of Florida to review and audit the College's own self-reporting of space available on campus. A very detailed space formula is used by the SUS to determine campus space. The Educational Plant Survey serves two purposes: (1) it validates the institution's facilities inventory and helps the Florida Board of Governor's validate their space records; (2) it informs the institution's the planning and construction plans and forms the basis for action detailed in the Capital Improvement Plan over a rolling five-year period. The Educational Plant Survey Team that visited NCF in November 2007 was composed of representatives from Florida Gulf Coast University, Florida International University, Florida State University, and the Board of Governors. They looked at new construction, and assessed our remodeling and additional space needs. Mr. Martin reported that the team agreed with all the needs New College had proposed for the next five years. The draft survey report and survey team recommendations have been reviewed by BOG staff and the recommendations are now ready for review and action by the College's Board of Trustees. The survey team's recommendations regarding new construction/expansion (International and Area Studies Building and the addition to the Heiser Natural Sciences Complex) recognize that the College's unique academic mission does not fit the current space formula and that the 100% thresholds are not applicable in our case. In Section 10 of the report, the team recommended that exceptions based on programmatic need be made for both the proposed International and Area Studies building project and the addition to Heiser Natural Sciences. Since there were no questions, Mr. Martin asked for a motion to approve the Educational Plant Survey Report for the Period Ending June 30, 2013 and request that it be sent to the Florida Board of Governors. Trustee Heiser so moved; the motion was seconded by Trustee Dupree and adopted by unanimous vote. VP Martin stated that the final approved Educational Plant Survey Report would be posted on the College's website.

- **Approval of the Capital Improvement Plan for FY 2009-10 through FY 2013-14**

Vice President Martin introduced the Capital Improvement Plan (CIP) as a rolling five-year plan listing projects that the institution would like to accomplish each year in areas such as remodeling, capital construction, utilities and infrastructure improvements. The state gives each SUS institution an opportunity to update their CIP annually. The Board of Governors requires a five-year capital funding proposal, while the state's Public Educational Capital Outlay (PECO) guidelines require proposals for only three years of funding. PECO allocations are made on a three-year basis: in the first year, planning funds are allocated; in the second year, construction funds; and in the third year, funds are allocated for fittings and furnishings. The most important year is the first, when projects compete for

priority endorsement by the Legislature's Joint Appropriations Committee. Mr. Martin reported that \$425 million was available last year for PECO projects within the SUS. The current estimate for PECO funds available in FY 2009 plummeted to \$140 million. However, last Friday, the revenue estimates ticked up, so there may be up to \$290 million in PECO funds available for the SUS. Even so, it is unlikely that a NCF will have more than one or two priority projects funded. Last year, FY 2008, NCF received \$9.4 million in PECO funds, which covered our top four priority projects established by the BOT in June 2007 (and amended on August 15, 2007). VP Martin asked the Board to consider the Capital Improvement Plan priorities for FY 2009-10 through FY 2013-14 as presented. Ten projects are presented, totaling \$8,983,100 for FY 2009-10. The first priority project is the most costly, Utilities/Infrastructure/Capital Renewal/Roofs at \$3,800,000. He noted that last year the BOG came back to NCF when additional funding became available, so that we were able to have small projects like the Black Box theatre for Hamilton Center and the seawall project funded. The other nine projects listed for this year's CIP are relatively small-scale. Trustee Smiley asked for an explanation of proposed Priority #2, acquisition of at least one of six remaining parcels on 58<sup>th</sup> Street that are not owned by the College for \$500,000. Mr. Martin explained that one of the six parcels not owned by the College is now on the market. NCF needs an individual to purchase it and hold it until next year, when FY 2009 funds might be available to complete the purchase. It takes the state approximately nine months to process such an acquisition and the parcel might appreciate in that time. President Michalson added that the available property in question was owned by the Foundation and sold to a faculty member, who now has put it on the market. The College has made its acquisition a PECO priority for next year and needs a third party to step in now to buy it, and hold it until the College can arrange for state purchase. Since there was no further discussion, Trustee Smiley moved to approve the CIP for the period FY 2008-09 through FY 2013-14 with a proviso authorizing the President to make adjustments to the request, if determined necessary, and to report to the Board at its next regularly scheduled meeting following any such adjustments. The motion was seconded by Trustee Heiser and adopted by unanimous vote.

- **Adoption of Revisions to the Chapter 6-5.002, New College of Florida Regulations Manual Modifying the Student Code of Conduct**

General Counsel Pfeiffer introduced this item by stating that the notice of the proposed revisions to the Student Code of Conduct regulation have been noticed and posted on the New College of Florida website for more than 30 days in accordance with the Regulation Development procedures of the Board of Governors. In addition, he e-mailed the link to all students, faculty, and staff on the NCF listserv. Mr. Pfeiffer explained that these revisions are proposed to the Student Code of Conduct that the BOT adopted last November. The revisions stemmed from comments from the SACS Off-Site Reaffirmation Review Team noting that certain aspects of the student hearing process should be more fully detailed. The revisions do not change any processes described in the Code, they serve to amplify and codify certain aspects of it. Mr. Pfeiffer recommended that the Board adopt the revisions as noticed, with the addition of one revision, a paragraph suggested by Professor Glenn Cuomo on page 4, regarding the separation of student disciplinary records from student academic records and the retention period for student disciplinary records. Mr. Pfeiffer declared a public hearing on the proposed revisions to the Student Code of Conduct now open for further comment. Chairman Presha noted that the proposed modifications seemed minor in nature. Since there was no further discussion, the public hearing was declared closed. Trustee Dupree moved to adopt the proposed revisions to Chapter 6-5.002, New College of Florida Regulations Manual Modifying the Student Code of Conduct; the motion was seconded by Trustee Heiser, and adopted unanimously.

### **Other Business**

Chairman Presha asked President Michalson to give a brief update to the Board. Chairman Presha and President Michalson both welcomed new Trustee John Saputo to his first New College Board meeting. They said they were glad to have him serving, along with the other committed Board members. Quickly, Dr. Michalson touched on the mounting worry about the state budget and the fact that there has been gradual nibbling away at the SUS budget – first with the 1% quarterly hold-back that no one expects to ever recoup. With the November election looming in less than four months, he predicted that no real solutions can be expected until after the election. The state may have to dip into reserve funds and call a special legislative session to grapple with the fiscal issues in a context of on-going tension between the state legislature and the Board of Governors, who sued the legislature over the authority to set SUS tuition. At the last BOG meeting, Governor Sheila McDevitt, former TECO general counsel, was elected Chairman to succeed Carolyn Roberts. Chairman McDevitt is a good friend of New College, and she, President Michalson, and Representative Joe Pickens, who chairs the Joint Legislative Budget Committee, will be on the

WUSF radio show, *Florida Matters*, on August 14<sup>th</sup>. This line-up situates Dr. Michalson as the middle man between the BOG and the Legislature. It will showcase the whole issue of the higher education funding crisis in Florida. Many highly respected researchers are leaving the State of Florida, and the state systems of Texas and North Carolina are tapping the best talent in the Florida system as the crisis continues. Closer to home, Dr. Michalson mentioned that Dean of the Library Joan Pelland announced her retirement after next year; she has agreed to continue for the coming year as Associate Vice President for Academic Affairs and address the renewal of the library management agreement with USF. With Dr. Arthur Guilford, new CEO at USF-S/M with whom NCF has had very good relations sitting across the table, Dr. Michalson said he expects this to go smoothly. Thanks to Provost Savin's contacts, the College was able to recruit Paul Gherman as Interim Dean of the Library. He has headed the libraries at Vanderbilt University and Kenyon College and he has a well-deserved national reputation for creative use of information technology and related computing enhancements in the promotion of the research capacities of college and university libraries. NCF hopes to keep him for the next two years. President Michalson concluded his report by thanking Trustee Peterson and his wife Lee for their generous gift to the College, well over the \$1.5 million threshold for naming a residence hall. The Peterson gift is considerably more than that and commemorates the strong interests of the Petersons in student affairs. The W dorm will carry the names of both Bob and Lee Peterson in fitting acknowledgment of their contribution to New College. President Michalson said that he and the Board were looking forward to thanking them more formally in the months ahead. He ended his report by expressing his appreciation to Trustee Peterson as well as the other Trustees who telephoned in to the BOT meeting, as to those who attended in person at the height of summer.

Since there was no further business, the meeting was adjourned at 10:32 AM.

Respectfully submitted,

Suzanne L. Janney  
Assistant Secretary

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