

**New College of Florida Board of Trustees
Approved Minutes
Teleconference Meeting of June 22, 2005**

Members Participating: Brian Cody; John Cranor; Rev. Jerome Dupree; Dr. Keith Fitzgerald; Gen. Rolland V. Heiser; Warren Hudson; Bob Johnson; Col. Mickey Presha; Jane Smiley. **Participating via Teleconference:** Major Gen. Raymond E. Mason; Kenneth Misemer; Dr. Vicki Raeburn; Alexis Simendinger. **Ex Officio:** Gordon E. Michalson, Jr., President.

Call to Order

Chairman Johnson called the meeting to order at 3:00 P.M.

Acknowledgement of Notice of Meeting

Chairman Johnson requested and received acknowledgement that the meeting had been duly noticed on June 15, 2005.

Approval of Minutes

Chairman Johnson asked for approval of the Minutes of the Meeting of April 23, 2005. General Heiser so moved, seconded by Reverend Dupree, and the motion was approved unanimously.

BOT Action on New College Academic Learning Compact Status Report

Julie Morris, Assistant to Provost Callahan, referred the Board of Trustees (BOT) to material provided previously on the College's Academic Learning Compact Status Report #1, submitted to the Chancellor's Office on May 2, 2005. In the Provost's absence, Ms. Morris explained that the Chancellor has required all SUS baccalaureate programs to develop Academic Learning Compacts (ALCs) containing core student learning outcomes for graduates in the areas of (1) content/discipline knowledge and skills; (2) communication skills; and (3) critical thinking skills. For each program's Academic Learning Compact, SUS institutions must identify corresponding assessments to determine how well student learning matches those articulated expectations. Student acquisition of the three "C's" (content, communications, and critical thinking skills) must not only be assessed against the expectations of learning, but also corroborated through the use of external evaluation mechanisms in an effort to improve student achievement and program effectiveness. Ms. Morris noted that New College of Florida (NCF) is the only SUS institution to use the contract system, and Provost Callahan's plan is to incorporate the "three C" learning components into the contract system via "course mapping" to indicate which skills are covered in courses offered, so that both student and faculty sponsor will identify what progress is being made toward acquisition of the three C's. A task force composed of the Provost, Division Chairs and interested faculty members will be convened in July 2005 to develop procedures, measures, and an implementation plan including tracking and certification mechanisms, as indicated on the Tentative Action Plan provided to the BOT. The next report to the BOT on this project will be made at the November BOT meeting, prior to a required report to the Chancellor's Office in December 2005.

Trustee Mason asked if particular core courses would be required to develop particular skills. Ms. Morris responded that the student and faculty sponsor/advisor together would set goals each semester in terms of the three C's and that every Area of Concentration would independently specify the three C's required so that students would automatically be making progress in acquiring the specifically articulated content knowledge, communication and critical thinking skills as they complete their coursework and move toward graduation. Trustee Smiley asked if the ALC would require anything radically different, such as the administration of standardized tests, and was reassured by Ms. Morris that it would not, although faculty in a discipline might decide to use a nationally normed test as an assessment measure if appropriate. Trustee Hudson asked if the faculty had approved the plan in May. Ms. Morris responded that the plan had been presented at the April faculty meeting and the Provost's July task force recommendation will be presented to the faculty in the fall. Mr. Hudson also questioned the value of the "paperwork drill" imposed on the College from the outside and particularly its cost, which is clearly delineated in the College's Legislative Budget Request (LBR) as involving three new positions. President Michalson responded that the College designs its LBR in terms of what it knows the Florida Board of Governors (BOG) will support, and that New College is hoping to get on with the spirit of the Academic Learning Compacts. The College's existing contract system, and strong system of student advising will work together to support the ALC program, which is mandated by the BOG for all state university degree programs, and Dr. Michalson pointed out that NCF is the only SUS institution that has a single degree program, so our task in creating an ALC program is much simpler than that facing

the other universities. Vice President Martin noted that once the implementation plans are developed, the actual duties of the three new FTE positions requested in the LBR will be clarified. Vice Chairman Presha moved to approve the College's ACL Status Report #1, submitted to the Chancellor's Office on May 2, 2005, seconded by Trustee Dupree, and the motion was approved unanimously.

BOT Action on Amendment to 1995 Campus Master Plan

Vice President Martin requested the BOT to consider the Draft Amendment to update the 1995 USF Sarasota Campus Master Plan to reflect changes resulting from New College's separation from the University of South Florida (USF). In describing what has happened from 1995 to 2005 on the campus, the Amendment will serve as a bridge plan leading to NCF's own stand-alone campus master plan related to the footprint which will be developed during the next six to ten months. The Amendment fulfills statutory requirements and satisfies state eligibility requirements for special funding designated for campus master planning. VP Martin noted that space allocated to the new dormitory and other development reflected in this draft does not exceed the square footage allocation that was authorized in the 1995 Campus Master Plan. A recently-selected architectural, engineering and planning consortium composed of The Folsom Group and Moules & Polyzoides will help the campus community determine the location for the new facility as well as guide development of the 2005 Campus Master Plan. The Amendment lists and identifies the properties approved by the BOT as land acquisition priorities. Mr. Martin brought a few edits to the Trustees' attention: (1) in Section 4, Future Land Use Element, Figure 4-d, Existing and Proposed Land Use Plan, on the left side, the words "Physical Plant" should be deleted; (2) Figure 4-e, Land Use Density, is no longer necessary and should be deleted; and (3) Section 12, Intergovernmental Coordination, now indicates that the USF-S/M and Florida State University-Ringling are included as coordinating entities that will be consulted for reciprocal review of growth management plans, campus master plans, and plan amendments. This last change was not included in the website posting of the Amendment, but is reflected in the printed version. Trustee Cody wondered to what extent the 1995 Amendment set guidelines to bind the next master plan. VP Martin responded that the Data and Analysis sections (e.g., traffic counts and other statistical data) may be updated, but the 2005 NCF Campus Master Plan will really start from square one. The 1995 Amendment under consideration is simply a bridge plan reflecting the status quo and what has been negotiated with the City of Sarasota in terms of concurrency.

Chairman Johnson called for public comment and testimony on the 1995 Amendment. Mr. Charles Griggs of 448 58th Street identified himself as a local resident and architect. He asked if the land acquisition portion of the Campus Master Plan Amendment was available to the public and inquired about the intent of the New College Foundation in acquiring properties on 58th Street, particularly the use of the right of eminent domain. Chairman Johnson responded that the plan was available to the public on the NCF website and the intent was to purchase 58th Street properties as they become available and add them to the campus, or to accept them as contributions. There will be no condemnation or exercise of the right of eminent domain regarding these properties. Trustee Johnson said he expected that the 58th Street properties will be acquired by the College voluntarily over time. Ms. Nan Plessas of 448 58th Street was recognized but declined to comment.

Ms. Kafi Benz identified herself as a resident of an adjacent area who has held past leadership positions in both the Uplands and Indian Beach-Sapphire Shores neighborhood associations. She has participated in past New College and present USF S/M planning sessions and is experienced in historic and environmental preservation. She spoke at the Sarasota City Commission hearing this week in favor of the extending the existing NCF campus development agreement. Ms. Benz reminded the BOT that the Uplands extends from Sarasota Bay to US 41. According to her, in the 1980's she and others had the Uplands identified as a potential historic district. She stated that the community is concerned about the retention of the area as a spot of beauty and a residential area. She offered to work as a volunteer with the BOT and its committees and reminded the trustees of the 1980 report on the Uplands available at the Sarasota History Center. Chairman Johnson thanked Ms. Benz for what she has done in the past and offers to do in the future. General Counsel Pfeiffer added that Mr. Griggs and Ms. Plessas also were present at the Sarasota City Commission hearing and, with Ms. Benz, also spoke in favor of extending the City's existing development agreement with New College. Ms. Benz provided the Board with a copy of historical information regarding Cook Hall and College Hall.

Ms. Claudia Cuomo, 524 Poinciana Drive, referred to the letter submitted to the Trustees by Carlton Gay, President of the Uplands Association, and indicated she was representing the Association at the meeting. The Association's major concern is maintaining safe and efficient entrance and egress to and from the Uplands onto US 41. Since the FDOT has mentioned the possibility of losing the left turn option at Edwards Drive or even worse, having a concrete highway divider installed there, the Uplands residents want a signalized intersection installed at Edwards Drive to make safe northbound turns possible. With an Edwards Drive signal, the NCF pedestrian priority zone could begin south of College Drive, so the Uplands could have flowing traffic to the north. Another Uplands concern is to protect the residential character of the community and Ms. Cuomo characterized the Uplands residents as an "endangered species," bordered by USF on the Crosley property on the north side and NCF's footprint on the south. Maintaining a good quality of life is important to the

Uplands residents and New College now is negatively impacting that quality with unwanted noise and light. Ms. Cuomo stated that noise from the Pritzker Center – a constant mechanical humming – affects the residents on Parkview Street and a light from the Heiser Complex strongly illuminates two streets of homes to the north. She said that the light illuminating the Pritzker parking lot is the most hated light on campus and lights the entire night sky; it needs to be shielded. VP Martin said this was a temporary light, which will be replaced with a baffled light as soon as the wiring is in place. Ms. Cuomo noted that this would make many people happy and stated that she hoped New College would keep the Uplands bayfront as natural and free from concrete as possible. She said that yesterday the Manatee County Commissioners and USF were talking about bringing the regional pedestrian trail through the Uplands bayfront. Mr. Johnson said no one has any right to do anything to that property without specific NCF approval; he and President Michalson fought for this right for three years and are not flexible in this regard.

Renee Sansouchy, 527 Parkview Drive, another Uplands resident, referred to the Amendment's Section 11C.1.2, citing: "The College shall give priority to establishing the following on-campus pedestrian connections within the 10-year planning time frame. ...bay edge promenade including restoration of the seawall, with provision for eventual continuation along the Ringling Museum bayfront to the Caples Complex and USF's Crosley property." She requested that this section be stricken from the draft document if possible. VP Martin responded that "passive recreation" was not defined in the 1995 Amendment, but it would be dealt with in the 2005 Plan and there would be lots of opportunity for discussion. He assured Ms. Sansouchy that there was no plan for a seawall to be constructed in this area. She indicated that even a promenade or walkway would have a huge negative impact on the Uplands neighborhood and Mr. Martin stated again that there would be no changes until the 2005 Plan is fully discussed with all parties affected, developed, vetted, and approved by the NCF BOT.

Vice Chair Presha moved to approve the Amendment to the New College 1995 Campus Master Plan as presented, seconded by Rev. Dupree. There was no further discussion, and the motion was approved unanimously.

BOT Action on NCF Legislative Budget Request for 2006-07

VP Martin requested that the Board approve the College's FY 2006-07 Legislative Budget Request (LBR) for \$1.8 million as presented. He explained that the Chancellor requested it by June 3 pending BOT approval. He pointed out how extraordinarily early the submittal date was, considering that the SUS legislative allocations for 2005-06 were only determined in late April, giving the SUS institutions little more than a month to calculate their needs for FY 2006-07. Months earlier New College had retained the Tallahassee consulting firm, MGT of America, to develop a funding review comparing NCF with the other SUS institutions in terms of funding and staffing. This comparison provides the rationale for the 2006-07 LBR as the first installment of a responsible, measured three-year plan (FY 2006-07 through FY 2008-09) designed to complete start-up base funding for all manner of campus operations which have not been addressed since independence was awarded to New College in 2001. Developing the comparison has been a collaborative process, one which has solicited feedback from a variety of sources to validate data sources and assure that nothing critical is overlooked. The bottom line indicates that NCF is significantly understaffed and underfunded in delivering basic support services when compared to other institutions of its size. The three-year plan for rectifying this situation calls for a total request of \$5.4 million for these services. The plan will go a long way in meeting our base operating needs. The \$1.8 million requested for FY 2006-07 will help build academic support infrastructure on campus, implement state-mandated Academic Learning Compacts, and hire additional staff for administrative support. Mr. Martin added that he estimates that approximately \$1.5 million in E&G base funding for plant operations and maintenance and Campus Police is expected to be transferred from USF S/M's operating budget to the College's operating budget when USF S/M relocates from the NCF campus to USF S/M's freestanding Crosley campus sometime in FY 06-07. He invited President Michalson to speak about his June 3 presentation of the Preliminary LBR to the Florida Board of Governors.

President Michalson said he recognized the awkwardness of the timing issue as it relates to the LBR and to the meeting today. In retrospect, he said it is clear that the College needed to have a real Board meeting, not a teleconference, to consider the very substantive and important items with long term significance on today's agenda and he apologized to the Trustees. He opined that the New College BOT needs to be less closely tied to the New College Foundation Board's meeting schedule and said that in the future this will be reexamined.

Turning to the item at hand, the LBR, Dr. Michalson noted that the state funding situation has long been very frustrating: New College knew it was underfunded, but everyone on the legislative staff and legislators themselves tended to look at the dollars we spent per student FTE, which always seemed generous because of our small size. So in order to change the conversation, the College asked MGT to consider what NCF's funding would have looked like if state monies to support an independent New College had been phased in over a three-year planning period, the way Florida Gulf Coast University, the second newest SUS institution, was planned and funded. He told the Trustees that FGCU was funded for three years at a

level to support a projected 1200 FTE before it opened its doors to students. When it opened, FGCU had a complete administrative staff, fully staffed library, student center, laboratories, etc., a totally different scenario from the overnight independence and assumption of SUS institutional responsibilities that confronted New College in July 2001. Dr. Michalson explained that MGT has been working with NCF on this funding analysis project for a number of months, and their regression analysis comparisons and recommendations are reflected in the rationale for NCF's three-year plan of phased funding to complete start-up base funding, with the 2006-2007 LBR as the first installment. Fortunately MGT has credibility with the BOG, since the firm conducted strategic planning research for them, and it is seen as a highly credible source.

As VP Martin mentioned, this year the BOG asked each SUS president to present their top three LBR priorities to them on June 3 – an extraordinarily early date – and to share them with the legislative staff pending approval by the individual UBOTS. NCF's request totals \$1.8 million for each of the next three years, and President Michalson reported that this was viewed as eminently reasonable by all who heard his presentation. Trustee Mason asked if the LBR was coordinated with New College Foundation, and President Michalson responded affirmatively, noting that the College was very shrewd in determining what is funded by public state funds and what is funded by private funds. Trustee Smiley moved to approve the FY 2006-2007 Legislative Budget Request as presented, seconded by Trustee Cranor. Trustee Hudson asked if it was correct that an additional 20.5 employees would be hired if the LBR was funded. Yes, President Michalson acknowledged that this staffing format to support the Academic Learning Compact and other administrative and programmatic campus operations was the most effective way to make the request. He stressed that the funding requested is not enrollment growth funding, but catch-up funding for basic operations. Mr. Hudson asked if the 20 people would be let go at the end of the third year of funding. Dr. Michalson explained that the LBR funds requested are designated as recurring and would thus become part of NCF's base budget, enabling the new employees to stay on. Mr. Martin pointed out that the current LBR's \$900,000 item for academic support infrastructure includes making the \$550,000 of non-recurring funds that NCF received in last year's legislative allocation *recurring funding*, so that it becomes part of NCF's base operating budget. The vote to approve the FY 2006-07 Legislative Budget Request as submitted was unanimous.

BOT Action on Non-Resident (Out-of-State) Tuition and Fees

VP Martin reminded the BOT that non-resident tuition and fees increased 48% over the last three years. The recommendation from NCF administration this year is to restrict an increase in out-of-state tuition and fees to the amount mandated by the state for resident tuition, which is 5%. Vice Chairman Presha moved to authorize a 5% increase in non-resident tuition and financial aid fees for fall and spring terms 2005-2006; the motion was seconded by Trustee Heiser. In response to a question from General Mason, Dean of Admissions and Financial Aid Kathleen Killion acknowledged that not all need-based financial aid is used each year. Trustee Raeburn asked for the percentage of out-of-state students; it is 20% at this time. Trustee Cranor asked if the BOT had the option of not increasing out-of-state tuition and VP Martin affirmed that that it did, but Chairman Johnson pointed out that politically it would be an ill-advised move since the Governor has taken a vigorous positive stand on the tuition increase issue. Trustee Simendinger asked to what extent Dean Killion thought the past increases in out-of-state tuition had affected the recruitment of out-of-state students. Dean Killion stated that increases in out-of-state tuition in the past generally have had very negative impacts on recruitment of out-of-state students. However, since 2003, the College has been working in consultation with Noel-Levitz, trying to move slowly to a net tuition revenue model. Ultimately, Dean Killion predicted that for Fall 2005, a 5% increase in non-resident tuition will not adversely affect increasing out-of-state enrollment. Trustee Cody asked for the number of out-of-state students last year as opposed to this year. Dean Killion responded that it looks like NCF will enroll 10 more out-of-state students this fall than last, but the percentage will remain the same, since a larger class has been admitted for Fall 2005. Mr. Cody said he did not understand why NCF could not play catch up with out-of-state students, at the same time that it is catching up with base funding requirements. He asked if any increase less than 5% might weather the political storm. Chairman Johnson thought not, and reminded him that New College now has the Governor's favor and support. Mr. Johnson said that every time he sees the Governor, he says encourages him to bite the bullet and raise tuition. VP Martin stated that he thought other SUS institutions would raise the non-resident tuition higher than 5%. Dean Killion said that New College's top competitor in Florida is the University of Florida which she understands is likely to increase out-of-state tuition by 10%. A vote was taken on the motion made by Vice Chairman Presha and seconded by Gen. Heiser to authorize a 5% increase in non-resident tuition and financial aid fees for fall and spring terms 2005-2006; the motion carried, with Trustee Cody casting the single dissenting vote.

BOT Action on Activity and Service Fee, Health Fee, and Athletic Fee

Trustee Cody, New College Student Alliance President, explained that the Activity and Service Fee, Health Fee and Athletic Fee are discussed by a student-faculty Fee Committee every year, as mandated by Florida Statute. These fees are levied by the student government on the student body. The recommended increases for AY 2005-2006 are as follows: 3.9%

for Activity and Service Fee, 3.4% for Health Fee, and 15% for Athletic Fee, an increase of 4.96% overall. Aggregate increases of up to 5% are permitted each year under statute; larger increases require legislative approval. The A&S Fee increase will be used to assist in funding Hamilton Center operations plus other NCSA initiatives. The Health Fee increase will be used to maintain service delivery, based on higher demand, and general maintenance of Parkview House. The Athletic Fee increase will be used to help fund a part-time manager to oversee waterfront sports activities and other costs associated with routine operations. Mr. Cody reported that the Fee Committee was concerned that the eventual relocation of USF S/M will mean that the cost of supporting health services, the student center, the business office and other student services will fall entirely on New College, generating a need for an aggregate fee increase of more than 5% in the future. However, the 2005-2006 Joint Allocations Agreement with USF S/M will be in effect for the coming year. Trustee Mason moved that the proposed increases in the Activity and Service Fee, Health Fee, and Athletic Fee for 2005-2006 be approved as recommended; the motion was seconded by Mr. Cody and approved unanimously.

BOT Action on Housing Rental Fees

Ms. Donita Pace, Acting Director of Residential Life and Food Service, requested a 5% across the board increase in Housing Rental Rates for AY 2005-2006 on behalf of Student Affairs. The proposed rates remain competitive with the local market and with NCF's public peer institutions in Florida. She explained that the increases will help offset increased utility costs and the additional revenue will support general maintenance and upkeep and staff salaries. The schedule of rental rates provided to the BOT includes the lower rates charged to Resident Assistants at the four dormitories; in the past the RAs were charged full rates and then given credit. VP Martin indicated that the room rental rate for Pei Hall RAs for the first semester 05-06 should be corrected from \$340.03 to \$549.33 with a corresponding increase in the total; the trustees at the table have corrected copies. Trustee Cranor asked if the Board had access to the market survey data and Ms. Pace responded yes and handed a copy to Mr. Cranor. Trustee Cody commented that he had heard from some students that off campus rental rates were much cheaper than the residence hall rates. Ms. Pace stated that a survey conducted by the Housing Office indicated that once the "hidden" costs of providing Internet connection, phone, and utility service were added to off-campus rates, the residence hall rates are very competitive. Vice Chair Presha moved to approve the 5% across-the-board increase in housing rental rates for AY 2005-2006, seconded by Trustee Cody and the Board voted to adopt the increase unanimously.

BOT Action on Housing Use Fees

Ms. Pace requested that the BOT authorize changes in the Housing Use Schedule, covering (1) fees which have been traditionally been charged, but which were inadvertently left off previous fee schedules, including housing deposits, winter break housing fees, summer housing rates for student housing employees, other students, and conference housing; (2) modifications to existing fees including a minimum fee for extra cleaning required in a room, a fee for the actual cost of cleaning a carpet, rather than a fixed fee; and (3) new fees, including a fee for room change when change is requested by student, fee for improper check-out, a fee for failure to vacate a room by designated check-out date, and a fee for unauthorized pet. Ms. Pace explained that the Banner system audit had revealed the fact that some of these fees had been left off the schedules, while the new fees are being recommended to encourage students to follow established procedures. Compartmentalizing fees that go along with the residence hall lease should simplify matters all around and streamline processing. Trustee Simendinger asked if "holds" were put on transcripts or diplomas when fees are not paid and Ms. Pace assured her that the Business Office applies such measures appropriately. Trustee Heiser moved to approve the Housing Use Fees for AY 2005-06 as recommended, seconded by Trustee Dupree, and the motion was adopted unanimously.

BOT Action on Food Service Fees

Ms. Pace noted that the current contract (effective 8/1/04) with Sodexho, the College's dining services provider, features several significant improvements: increased service hours, expansion of convenience store products, the addition of a full-time chef, and ongoing investment by Sodexho in the kitchen and serving area. An overall aggregate 4.99% increase in meal plan fees is requested for AY 2005-06, as detailed on the spreadsheet containing a summary of calculations of proposed increases for various meal plan levels and proposed fees for individual plans. Trustee Cody pointed out that by the end of the first year of the new contract with Sodexho, despite the improvements made, many students do not find the food service options very exciting. Trustee Simendinger asked Mr. Cody if he was saying the new Sodexho contract was unsatisfactory. Mr. Cody said the students enjoyed interacting with the Sodexho employees, but the food supply was problematic. He said he knew Sodexho was losing money on the NCF contract, and for that reason he is in favor of the proposed food service meal plan increases. Mr. Martin stated that with aggressive contract management, good advice from the College's very active Food Service Advisory Committee, and Sodexho representatives who are willing to listen, the proposed increases in the meal plan fees should go a long way to improving the situation. Trustee Cody moved to adopt

the proposed 4.99% aggregate increase in the meal plan fees, as proposed, for AY 2005-2006, the motion was seconded by Trustee Dupree, and approved unanimously.

BOT Action on Material and Supply Fee for Art Classes

VP Martin introduced Dr. Maribeth Clark, Chair of the Division of Humanities, who proposed the establishment of a Material and Supply Fee for Drawing I, Painting I and II, Sculpture I, Sculpture Seminar, Kinetic Art, and Welding. The fee would be set at \$50 per student per class for all courses except Drawing I, which would have a \$10 per student per class fee. Dr. Clark explained that by establishing a fee, the College would be able to make bulk purchase of the safest, non-toxic high quality art supplies. In the past, students in some courses purchased their own supplies, while in others, the College provided the supplies from the Divisional budget. The proposed fees will not totally cover the cost of the supplies, but will help considerably and allow the faculty to maintain a higher level of safety and quality control. Trustee Simendinger asked if imposing supply fees was practiced in other disciplines; Professor of Biology Sandra Gilchrist, Chair of the Division of Natural Sciences, assured her that it was. Ms. Simendinger asked if it would be better to think about an across-the-board supply fee for all students, rather than whacking individual students with course-specific fees. VP Martin responded that it is a statutory requirement that line-item consumables be charged on a course-by-course basis, and the statute limits charges to a \$50 maximum even if the supplies cost more. Trustee Cody asked if the fees applied to students in tutorials; Professor Clark said they did not, the Division of Humanities paid for the consumables what tutorial students use. Trustee Fitzgerald moved to approve the establishment of Material and Supply Fees for Art Classes as recommended for AY 2005-2006; the motion was seconded by Trustee Cody, and approved unanimously.

BOT Action on Fines/Fees for Library Laptop Loan Program

General Counsel Steve Pfeiffer asked the BOT to authorize fines and replacement fees for the Jane Bancroft Cook's new laptop loan program as follows: if a laptop is returned late, a \$5 per half hour fine will be assessed; if a laptop is lost, not returned, or damaged, the actual replacement or repair cost of the laptop will be charged as a fine or fee, not to exceed \$2000, along with a \$20 service charge. Trustee Hudson moved to authorize the proposed fines and fees for the Library Laptop Program as recommended for AY 2005-2006, the motion was seconded by Trustee Mason. Vice Chair Presha asked if it would be possible to charge more than \$2000 if a laptop was lost. VP Martin responded that the College could only charge the replacement cost. Col. Presha asked if the unit cost or actual replacement cost would be used. Mr. Pfeiffer suggested that we could determine fair market value for a used computer if the case warranted it. The vote was unanimous in favor of approving the proposed fines and fees as recommended.

BOT Action on Emergency Rule Setting Tuition, Fees, and Percentage Cost for 2005-06

VP Martin presented this item as a "Roll-up Rule," incorporating all of the various fees that the Board has just approved. In the past the rule had been driven by the legislature's need to establish tuition for the SUS; the Board of Regents had to adopt a legislative mandate in rule form. Now the individual SUS institutions have to send tuition and fee bills to incoming students, and we need the Emergency Rule to adopt fees and out-of-state tuition and fees as well as the legislative mandate for in-state students in time to send out summer billings for the upcoming Fall semester. Trustee Mason made a motion to adopt Emergency Rule 6C-11 ER O5-01, seconded by Trustee Smiley, with editorial authority given to the administration to make corrections consistent with the tuition and fees adopted today. The vote to approve the Rule was unanimous.

BOT Action on Tuition and Fee Waivers

VP Martin introduced this item as a clarification requested by the State Auditor General to the authorization of the \$650,000 maximum in fee waiver authority that was originally authorized by the BOT for FY 2003-2004. He asked for the authority to re-authorize the President or the President's designee (Dean of Admissions and Financial Aid) to waive tuition and fees up to a maximum of \$650,000 in accordance with Rule 6C11-4.004, F.A.C. and Rule 6C11-6.002, F.A.C., and to authorize the General Counsel to initiate regular rulemaking to adopt changes to Rule 6C11-4.004, F.A.C. – Waiver of Tuition and Fees to clarify that tuition and fee waivers may be awarded as either merit-based or need-based student financial aid to either resident or non-resident students. Trustee Cranor so moved, seconded by Trustee Mason, and the motion was adopted unanimously.

BOT Action on Preliminary Operating Budget for 2005-06

VP Martin explained that New College must provide documentation to the Board of Governors which informs the Governor's Budget Office on or before June 30, 2005 confirming that a Preliminary 2005-06 Operating Budget has been approved by the College's BOT. With such confirmation, the State's Chief Financial Officer will make cash available for

operation effective July 1, 2005. Nothing has been sent to Tallahassee as yet regarding NCF's 2005-06 budget. Mr. Martin stated that the Preliminary Operating Budget is based on the 2004-05 approved budget, plus the 2005-06 state appropriated allocations recommended by the Legislature and approved by the Governor, an E&G revenue increase so far of \$1.273 million; additional tuition and fees resulting from a projected increase in enrollment and higher student fees, and auxiliary operations and student activities, an increase of about \$249,000, and contracts, grants, and gifts, a category that will drop a little bit, as explained in the footnote. At the auditor's suggestion, the Preliminary Operating Budget also includes other state appropriations recommended by the Legislature and approved the Governor earmarked for Capital Construction (\$2.4 million) and Land Acquisition (\$1 million), even though the Capital Construction Budget is not part of NCF's Operating Budget. Mr. Martin concluded by stating that with the addition of the detailed Capital Construction Budget, the Board now has a more complete picture of what comprises New College's overall budget for the coming year. Vice Chair Presha made a motion to adopt the Preliminary Operating Budget for FY 2005-2006 as presented and authorize the President to make necessary adjustments to this budget during the operating year as needed, seconded by Trustee Dupree, and the motion carried unanimously.

BOT Action on Equity Accountability Program Report Update for 2004-05

VP Martin requested that the BOT approve the draft NCF 2004-2005 Equity Accountability Program (EAP) Report for submission to the Florida Board of Education (FBOE). He explained that the FBOE accepted our EAP in draft form to meet the established deadline pending BOT approval no later than June 30, 2005. Submission of the annual Equity Accountability Program Report Update is required by statute, which describes the report in terms of College employees. However, this year the BOG asked for student information in addition to the personnel information required by the statute, so for the first time NCF student information is included. While 16 women and members of other underrepresented groups were hired or promoted in the target areas by New College, a pretty good record, we still have a long way to go. Trustee Mason asked what the goals were. Mr. Martin referred him to the Executive Summary, page 2, and noted that the goals were not mandates or quotas. Trustee Dupree stated that he was happy about the progress already made but wants to keep the hiring and promotion momentum going for underrepresented groups. Chairman Johnson reminded the Trustees of the stiff competition New College faces for these highly qualified and sought-after individuals in terms of salaries and housing costs; additional private support is critical to making future hires. President Michalson commented that the negotiations to recruit an African-American female sociologist from a post-doctoral position at UCLA took the better part of a month. He said that applying the statistical exercise mandated by the EAP to the New College situation is artificial at best. His hope is that the success we have had may breed future success in terms of critical mass. Trustee Cranor moved to approve the NCF Equity Accountability Program Report Update for 2004-05, with an editorial modification in verb tense to the Executive Summary, seconded by Trustee Dupree and adopted unanimously.

Other Business

Chairman Johnson recognized President Michalson, VP Martin, and General Counsel Pfeiffer for their work in acquiring the Circus Hall of Fame property for the College, with special recognition for General Heiser who spent 20 years fighting the battle for that property. Dr. Michalson also thanked New College Foundation for making the purchase possible. Mr. Johnson recognized Jake Hartvigsen for his fine work on the latest issue of *New College Magazine*.

General Mason thanked Chairman Johnson for his work and President Michalson thanked the Board for their forbearance throughout this meeting.

Since there was no other business, the teleconference meeting was adjourned at 4:52 P.M.

Respectfully submitted,

Suzanne Janney
Assistant Secretary