



Meeting Minutes
Wednesday, July 30, 2008
Conference Call – Boca Raton Campus

Chairwoman Nancy Blosser convened the meeting of the Florida Atlantic University Board of Trustees (BOT) via conference call with the following members participating:

Trustees Scott Adams, Anthony Barbar, David Feder, Armand Grossman, Rajendra Gupta, Lalita Janke, Sherry Plymale, Eric Shaw, and Tom Workman.

Absent: Trustees Abraham Cohen, Bill Bryant and Robert Stilley.

The following university officials participated:

Mr. Frank T. Brogan, President; Dr. John Pritchett, Provost; Mr. David Kian, General Counsel; Mr. Randy Goin, Chief of Staff & BOT Liaison; Dr. Ken Jessell, Vice President for Financial Affairs; Dr. Joyanne Stephens, Vice President for FAU's Broward Campuses; Ms. Gerri McPherson, Vice President for FAU's Treasure Coast Campus; Dr. Shirley Pomponi, Executive Director of HBOI; Mr. Tom Donaudy, Vice President for Facilities; and Dr. Charles Brown, Vice President for Student Affairs.

I. Call to Order

Chairwoman Nancy Blosser convened the meeting at 10:05 a.m.

II. Approval of the meeting minutes.

Trustee Scott Adams requested that the minutes of the June 25, 2008 meeting be updated to show he was not in attendance. **With the change there was a motion to approve the minutes from the June 25, 2008 meeting by Trustee Lalita Janke. The motion was seconded by Trustee Eric Shaw. The motion passed unanimously.**

III. Chair's Report

Trustee Nancy Blosser reminded the board that summer commencement will be held on August 5, 2008 and Trustees Armand Grossman and Sherry Plymale will represent the Board. Since the BOT's last meeting, Trustee Blosser met with each of the campus Vice Presidents, the Honors College Dean, CAUPA's Dean, the Athletics Department, Chief Charles Lowe, and Thomas Barlow of Government Relations. She also had the opportunity to tour the Palm Pointe Research School on the Treasure Coast. Trustee Blosser participated in the Legislative Staff Luncheon at the Baldwin House on. She discussed the annual Board Retreat. The retreat will take place September 16-17, 2008 in the Student Union on the Boca Raton Campus. Chancellor Mark Rosenberg and Board of Governor Chair Sheila McDevitt will participate in the BOT retreat. A tentative agenda will be distributed in the next month. The BOG meeting will be held in Jacksonville, August 6 through August 7, 2008.

IV. President's Report

President Brogan discussed the preparations for the Fall term and incoming students. It is anticipated that FAU will have approximately 2,500 incoming freshmen chosen from a record number of 11,000 applications. Student housing has a waiting list of over 500 students. The Housing Department is working with students on the waiting list to find alternate housing near the university. President Brogan discussed the possibility of acquiring WXEL Public Broadcast Station; prior to moving forward with this possibility the administration will seek the approval of the BOT. He reported on his trip to the United Kingdom, hosted by Governor Charlie Crist, which centered on issues of climate change and renewable energy. President Brogan invited BOT, faculty, and staff to participate in move-in day August 19, 2008 in Jupiter and August 21, 2008 on the Boca Raton Campus.

V. Audit and Finance Committee

Trustee Nancy Blosser

Trustee Nancy Blosser reported that the Audit and Finance Committee met on June 11, 2008. Two agenda items resulted in motions to come before the committee for approval. Due to the excellent attendance at that meeting, these items were fully vetted.

AF: A-1. Approval of Amendment to University Regulation 8.001 Increasing Student Health Fees

AF: A-2. Approval of Amendment to University Regulation 8.001 Implementing Legislative and Board of Governors Established Increases in Student Tuition and Financial Aid Fees for Academic Year 2008-2009

With no further discussion there was a motion by Trustee Anthony Barbar to approve agenda items listed. The motion was seconded by Trustee Sherry Plymale. The motion passed unanimously.

VI. Approval of Cooperative Agreement with Max Planck Florida (MPFC) Corporation

President Brogan discussed the cooperative agreement with MPFC and FAU. The agreement will (1) establish the research and academic affiliation between the University and MPFC in the areas of biomedical sciences and related fields; (2) establish a framework for the negotiation of a short-term facilities use agreement for the Scripps' T-2 building and for a portion of the Scripps' T-1 building; and (3) establish the frame work for the negotiation of a long-term ground lease for the construction of a permanent 100,000 gross square foot facility for MPFC which will include 10,000 gross square feet to be jointly used by FAU and MPFC in support of the collaborative research and educational efforts.

Trustee William Bryant asked if there was going to be participation and sharing of intellectual properties that will be developed by both MPFC and FAU. President Brogan affirmed that the cooperative agreement will include sharing of intellectual property.

With no further discussion there was a motion by Trustee Lalita Janke to approve the cooperative agreement with Max Planck Florida Corporation. The motion was seconded by Trustee Thomas Workman. The motion passed unanimously.

VII. Approval of Amendment of the Effective Date of the Certification of Harbor Branch Oceanographic Institution Foundation, Inc. as a Direct-Support Organization of Florida Atlantic University from May 28, 2008 to July 1, 2008.

Dr. Jessell stated that this was a technical change to the certification that took place on May 28, 2008 by the BOT certifying the HBOIF as a direct support organization (DSO) of FAU. The HBOIF's reporting period is January 1 through December 31 and FAU's reporting period is July 1 through June 30, so it would be necessary to complete a separate audit for thirty four days if the effective date of May 28, 2008 is kept. The State auditor recommended that FAU change the effective date to July 1. HBOIF board has already approved the July 1 effective date.

With no further discussion there was a motion by Trustee Thomas Workman to approve the amendment of the effective date of the certification of the Harbor Branch Oceanographic Institution Foundation, Inc. as a direct-support organization of Florida Atlantic University from May 28, 2008 to July 1, 2008. The motion was seconded by Trustee Armand Grossman. The motion passed unanimously.

VIII. Approval of FAU's Football Head Coach Contract Mr. Craig Angelos

The administration is seeking approval for Coach Howard Schnellenberger's contract extension as Head Football Coach and Director of Football Operations. The contract currently has a year left and the administration would like to have it extended for two additional years. The terms of the contract are basically the same with the exception of the academic progress rate (APR) clause. There are incentives and other pay that are based on the APR score. Trustee Armand Grossman asked if the APR was standard for the NCAA. President Brogan responded that APR is a fairly new initiative by the NCAA to promote a greater transparency around the issue of graduation rates at universities participating under the NCAA. The administration used language that will also be added in other FAU coaches' contracts regarding APR. Trustee Eric Shaw asked what it means to be in the top 25% of NCAA teams. President Brogan stated that there is a cut score of 925 that is developed by a formula. Each individual sport is expected to achieve at or above the cut score. If individual sports are not achieving at or above the cut score there is a possibility of losing scholarships associated with that sport. If FAU falls in the upper quartile of all of the NCAA Division I football programs then Coach Schnellenberger will receive a bonus. Mr. David Kian added that similar bonus provisions are in Coach Michael Jarvis' contract as well. As other coaches' contracts are negotiated it will be added.

With no further discussion there was a motion by Trustee Eric Shaw to approve the FAU's Head Football Coach Contract. The motion was seconded by Trustee Lalita Janke. The motion passed unanimously.

IX. Old Business

There was no old business.

X. New Business

There was no new business.

XI. BOT Member Comments

Trustee Blosser reminded the board that there are committee meetings on September 10.

XIII. Public Comments

There were no public comments.

XIV. Adjournment

The meeting adjourned at 10:43 a.m.