

STATE BOARD OF REGENTS
WEBER STATE UNIVERSITY, OGDEN UTAH
SHEPHERD UNION BUILDING
MAY 20, 2011

COMMITTEE OF THE WHOLE
MINUTES

Regents Present

Bonnie Jean Beesley, Vice Chair
Brent Brown
Keith Buswell
France Davis
James Evans
Meghan Holbrook
Nolan Karras
Robert Marquardt
Carol Murphy
Jed Pitcher
David Smith
Mark Stoddard
Teresa Theurer
John Zenger

Regents Excused

David Jordan, Chair
Jerry Atkin
Daniel Campbell
Kathi Garff
Marlon Snow

Office of the Commissioner

William A. Sederburg, Commissioner
David Buhler, Associate Commissioner for Public Affairs
Elizabeth Hitch, Associate Commissioner for Academic Affairs
Cameron Martin, Associate Commissioner for Economic Development and Planning
Gregory L. Stauffer, Associate Commissioner for Finance and Facilities
David Feitz, Associate Commissioner and Executive Director, UHEAA
Holly Braithwaite, Director of Communications
Gary S. Wixom, Assistant Commissioner for Academic Affairs
Phyllis C. Safman, Assistant Commissioner for Academic Affairs
Melissa Miller Kincart, Assistant Commissioner for Outreach and Access
Darren Marshall, Manager of Audit and Financial Services
Andrew J. Stone, Special Assistant to the Commissioner
Joseph Watkins, Utah Student Association Coordinator

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Jeff Aird, UCAP Program Manager

Institutional Presidents

F. Ann Millner, Weber State University

A. Lorris Betz, University of Utah

Matthew S. Holland, Utah Valley University

Stephen D. Naduvald, Dixie State College

Cynthia A. Bioteau, Salt Lake Community College

Bradley J. Cook, Provost, Southern Utah University

Stan L. Albrecht, Utah State University

Scott L. Wyatt, Snow College

Other institutional personnel were also present. The signed role is on file in the Commissioner's Office.

The Regents began the day with the Weber State University Board of Trustees for breakfast. Vice Chair Beesley called the Regents to order in the Committee of the Whole at 9:21 a.m.

Appointment of Kirsten Schroeder as Board Secretary

Kirsten Schroeder was introduced to the Board. **It was moved by Regent Theurer and seconded by Regent Pitcher to appoint Kirsten Schroeder as the Executive Secretary to the Board of Regents. The motion carried unanimously.**

Commissioner's Report

2011 Graduates Commissioner Sederburg thanked the Regents for attending graduation ceremonies. He reported that 28,322 students graduated from USHE institutions in Spring 2011 with a total earning potential of \$1.2 Billion, which is key for Utah's economic development.

OCHE Staffing Changes Commissioner Sederburg announced staffing changes for the Office of the Commissioner for Higher Education including, Kirsten Schroeder, Executive Assistant to the Commissioner and Executive Secretary to the State Board of Regents; Jeff Aird, UCAP Program Manager for Economic Development and Planning; Andrew Stone, Special Assistant to the Commissioner; Mark McCain, Finance and Accounting Manager; and Blair Carruth, Assistant Commissioner for Academic Affairs.

University of Utah Lorris Betz has been appointed as Interim President for the University of Utah. Regent Karras will be the chair of the Search Committee. Regent Karras reported that the committee had been appointed by Chair Jordan and would first meet June 3.

OCHE Work Plan Commissioner Sederburg reported that on May 17 several Regents joined with OCHE staff for a work session. Priorities were identified as Higher Ed Advocacy, Mission Based Funding, Successful Student Participation, Institutional Retention Policies, Technology-Intensive Concurrent Enrollment Courses, Strategic Technology Plan, and Economic Development.

Commissioner Sederburg discussed in depth the Technology-Intensive Concurrent Enrollment. The goal of the project is to create a limited number of technology-intensive concurrent enrollment courses for high schools students to engage them in college level work. Courses will be collaboratively designed and delivered using a "hybrid" instructional model. Project principles include course development through the collaboration of higher education and K-12 faculty, leveraging technology to enhance learning, and system wide assessment of student learning outcomes. Chuck Wight, University of Utah Dean of Graduate Studies, will be the project manager.

Upcoming Projects and Initiatives Commissioner Sederburg gave an update on the Women's College Task Force. Appointments to the task force will be made by the Governor. The purpose of the task force is to create opportunities for women to complete college degrees by looking at offering more flexible options for women and to change how women in the state view completing college.

Review of One-Time Expenditures

Commissioner Sederburg asked the Regents to review their folders for the memo to the Governor's Education Commission regarding One-Time Expenditures; he did not go into further detail.

K-16 Alliance Update

Vice Chair Beesley gave a brief update for the K-16 Alliance. The following top priorities were identified at the last meeting: concurrent enrollment, retention persistence, teacher education, workforce development, curriculum and assessment (developmental and remedial), and access for underrepresented populations through the college access network of Utah.

UHEAA Financing: UBS Negotiations (Tab A)

David Feitz, Associate Commissioner and Executive Director for UHEAA explained that through the dual crises of the melt down of the global financial markets, where UHEAAA had successfully financed student loans for decades and the changing of national student loan policy, with all student loans now being made directly by the Federal government using US Treasury funds, this is the first time in UHEAA'S 34-year history that they have not been making student loans. These key events have resulted in the need for UHEAA to refinance its existing bonds to more favorable structures and to transition UHEAA to become a servicer of Federal Direct Loans under contract with the US Department of Education.

Mr. Feitz continued to share that there is good news; the first is that they completed negotiations with the bank which holds the majority of the Regents' student loan bonds. In negotiating a discount on the bonds, along with the discount that was negotiated last year, the net equity of UHEAA has increased dramatically over the last twelve months. So that they could act in a timely way, the negotiations were reviewed by the Student Finance Subcommittee and approved by the Board of Regents Executive Committee on May 4, 2011. Every effort to be thorough, to reduce risk, and to favorably position the Regents for future economic advantages, was made.

The second piece of good news is that UHEAA is moving ahead with becoming a servicer of student loans under the Federal Direct Loan Program. The Department of Education publically announced UHEAA and the Department have signed a memorandum of understanding which puts them on track to service Direct Loans as of early 2012.

Mr. Feitz concluded in thanking the staff and Regents who contributed time and effort to these accomplishments.

Resolutions

Joyce Cotrell. Regent Holbrook read a Resolution of Appreciation for Joyce Cotrell who served as the secretary for the Board of Regents for 15 years. **Regent Holbrook moved adoption of the resolution and was seconded by Regent Karras. The motion carried unanimously.**

Michael K. Young. Regent Pitcher read a Resolution of Appreciation for Michael K. Young who served as the University of Utah's President for seven years. **Regent Pitcher moved adoption of the resolution and was seconded by Regent Stoddard. The motion carried unanimously.**

Steve Hess. Regent Karras read a Resolution of Appreciation Steve Hess who served as CIO for the University of Utah and with the Utah System of Higher Education. **Regent Karras moved adoption of the resolution and it was seconded. The motion carried unanimously.**

President Betz announced the successor for Steve Hess. Eric Denna has been the CIO for BYU and the LDS Church. He will start on Monday.

Vice Chair Beesley also recognized the departure of Paul Brickman and John Francis from the University of Utah. Paul Brickman has served as the AVP for Budget and Planning for 20 years. John Francis has served for six years as the AVP for Academic Affairs and Dean for Undergraduate Studies, but will now go back to the faculty. Vice Chair Beesley acknowledged and thanked the men for their service.

The meeting was adjourned at 10:00 a.m. for Committee Meetings. Since the Regents were ahead of schedule the Committee Meetings were held from 10:00-11:30 a.m., followed by the Committee of the Whole from 11:30 a.m-12:30 p.m. instead of the scheduled afternoon session.

Following meetings of the Board committees, the Regents reconvened in Committee of the Whole called to order by Vice Chair Beesley at 11:30 a.m.

Amend October 2010 Minutes Previously Adopted (Tab GG)

It was moved by Regent Zenger and seconded Regent Brown to approve the October 2010 meeting minutes. The motion carried unanimously.

Reports of Board Chairs

Finance/Facilities Committee

Capital Development Prioritization (CDP) Cycle, Adoption of Priority Guidelines (Tab B).

Regent Karras explained that this is a change to the Capital Development Prioritization-CDP, adopted by the Regents last year for prioritization of USHE capital facilities needs. Last year's process had only 15 Regents Priority Points available, but Regents felt there were not enough discretionary points to provide differentiation for capital prioritization. This is a change to policy R741, to allow the Regents to award up to 25 points per institution, as indicated in Tab B. **It was moved by Regent Karras and seconded by Regent Stoddard to adopt the change in policy and the Priority Guidelines of the CDP as indicated in Tab B. Motion passed unanimously.**

University of Utah – Approving Resolution, South Jordan Health Center Bond (Tab C).

The University of Utah has requested authorization of a revenue bond for the purchase of the South Jordan Health Center. This facility is an addition to the University of Utah health care system. Construction was originally authorized with a lease/purchase option contract and because of continuing favorable financial market conditions the University desires to exercise the purchase option at this time. **It was moved by Regent Karras and seconded by Regent Pitcher to approve of the authorization to issue a revenue bond as outlined in Tab C. The Motion passed unanimously.**

University of Utah – Series 2008 Variable –Rate Hospital Revenue Bonds Refinance (Tab D).

Last year the Regents authorized the University of Utah to refinance variable-rate hospital revenue bonds. Due to a subsequent unfavorable shift in the financial market, the decision was made to delay the issue. The University of Utah subsequently requested bids to explore a private placement of the bond refinance. The JPMorgan Chase bid proposed for acceptance is expected to result in a 3.6% refinance which is less than the "not-to-exceed" rate of 3.89% listed under Tab D. **It was moved by Regent Karras and seconded by Regent Pitcher to grant approval for the University of Utah to refinance the hospital revenue bonds as outlined in Tab D. Motion passed unanimously.**

Weber State University – Campus Master Plans Update (Tab E).

The Regents reviewed the campus master plan for Weber State University. Regent Karras highlighted two items including the new science building, which will be built after taking down Buildings 3 and 4, and the completion of the corridor between north and south campus, by acquiring some homes and completing new student housing. The first phase of the residence halls is currently under construction and two others will be completed in two years. **Regent Karras moved to approve the Weber State University Master Plan. Regent Holbrook seconded the motion. The motion passed unanimously.**

Weber State University – Non-State Funded Project (Swenson/Stromberg Complex Expansion (Tab F).

Weber State University (WSU) has requested authorization to make an \$8 million expansion to the Swenson/Stromberg Complex, as well as authorization to request legislative approval to issue revenue bonds to finance the project. This is a large open building used for various sport and recreational functions. WSU will pay an existing student-fee financed bond this year and the revenue stream that serviced those bonds will support the new bond issue without requiring an increase in the current level of student fees. WSU asked permission to go to the

legislature to receive permission to bond, and for permission to design the building now to take advantage of continuing favorable financial markets. The goal of WSU is to save money by rolling the Swenson/Stromberg bond in with the upcoming bond for the new Davis Campus Building that was approved recently by the legislature. **It was moved by Regent Karras and seconded by Regent Stoddard to approve Weber State University to proceed with design work and seek legislative authorization to issue up to \$8 million in revenue bonds. The motion carried unanimously.**

Snow College – Student Housing Revenue Bond Approving Resolution (Tab G).

In August 2010 the Regents approved Snow College's request to seek legislative authorization to issue a revenue bond for new student housing. It was approved by the legislature, and now Snow College requests the Regents to approve the Authorizing Resolution to issue revenue bonds. **It was moved by Regent Karras and seconded by Regent Holbrook to approve the amended Tab G to approve the Snow College Student Housing Revenue Bond Resolution. The motion carried unanimously.**

Snow College – Property Purchase (Housing Project) (Tab H).

Snow College needs to purchase property and housing for parking next to the new student housing facility. This issue was discussed at length in the Finance/Facilities Committee and it is their recommendation to approve the purchase as indicated in Tab H. **It was moved by Regent Karras and seconded by Regent Pitcher to approve the property purchase as indicated in Tab H. The motion carried unanimously.**

Snow College – Peer Institutions List (Tab I).

Snow College is the sixth institution to have their peer list updated by the Commissioner's Office. The peer institutions list is used for comparison purposes. Upon discussion in the Finance/Facilities Committee it is their recommendation that the Regents approve the list with the modification of the exception of Monroe Community College in New York. **It was moved by Regent Karras and seconded by Regent Stoddard to approve the list with the modification of removing Monroe Community College. The motion carried unanimously.**

Utah State University – Real Property Acquisition, Moab (Tab J).

Utah State University requests permission to purchase the former Moab City Hall building at the appraised value of \$740,000. The building is partially rented, and Utah State University will continue to rent it is needed for rapidly growing enrollment and related needs in the Moab area. The Finance/Facilities Committee recommends its approval. **It was moved by Regent Karras and seconded by Regent Pitcher. The motion passed unanimously.**

Proposed Revisions to Policy R513, *Tuition Waivers and Reductions* & Proposed Revisions to Policy R512, *Determination of Resident Status* (Tab K and Tab L).

These policy revisions are in response to mandated changes from the legislature to tuition waivers and reductions and determination of resident status for dependents of military personnel. The change to tuition waivers and reductions apply to dependents of certain deceased military personnel and the change to the policy on determination of resident status applies to children of certain military personnel. This change in policy is a response to the changes by the legislature. **Regent Karras moved and Regent Holbrook seconded to change policy R513 and R512 as outlined in Tab K and Tab L. The motion carried unanimously.**

UHEAA – Proposed Revisions to Regents Policy R601, Board of Directors of the Utah Higher Education Assistance Authority (Tab M).

Due to congressional act HR 4872, the Health Care and Education Affordability Reconciliation Act of 2010, all federal loans are now made under the Direct Loan Program. Since UHEAA no longer provides loan guarantees for students and schools, the UHEAA Board of Directors passed a proposal to reduce the size of the UHEAA Board from 15 to 13, as they no longer require student input. **It was moved by Regent Karras and seconded by Regent Stoddard to approve the changes to board as indicated in Tab M. The motion carried unanimously.**

Approving Resolution for Student Loan Bonds (Amended Agenda Tab 1).

In October 2011, the Regents approved the issuance of student loan bonds within a new stand alone trust, however after the bond council looked at the issue, they decided it was best to keep the existing 1993 trust. This is a technical amendment for the Regents to adopt due to the change in using the original trust. Regents' approval for the resolution for the issuance of student loan revenue bonds is necessary to refund certain bonds that remain outstanding to more closely align borrowing costs with returns. **It was moved by Regent Karras and seconded by Regent Pitcher to approve the resolution for student loan bonds as outlined in Tab 1. The motion carried unanimously.**

Dixie State College – Property Purchase (Tab N).

Under certain circumstances, an institution's Board of Trustees can approve property purchases without the approval of the Regents, as long as they are in the master plan. DSC recently purchased a property and is requesting authorization to purchase another property that is not contiguous to the campus, being separated by the city cemetery. However the property was included in the campus master plan area that was approved by the Regents in March, 2011. **It was moved by Regent Karras and seconded by Regent Zenger to approve the purchase of the noncontiguous land because it was part of the Dixie State College master plan as outlined in Tab N. The motion carried unanimously.**

Paulien Facilities Space Study (Tab S).

Regent Karras asked that the Regents read the information items on the agenda in Tab O, P, Q and S. However, he called the Regents' specific attention to the information item Paulien Facilities Space Study. The space study is underway and will be completed by September 16, 2011. This process will update inventory of current USHE institutional facilities, update space guidelines and bring clarity to space classifications across the system. Regent Karras also discussed that the purpose of the process is to update standards on how much space per student is needed so to clearly provide Regents with quantitative data and forethought when considering capital priority projects. Associate Commissioner Greg Stauffer also added that visits to each campus have been made. The feedback has been useful for the campuses, and the process has been positive and productive thus far. The steering committee will be meeting again to address some issues and changes, and a revised report will be released in a couple of months.

Regent Karras announced that the Finance/Facilities Committee Report had concluded.

Vice Chair Beesley requested that the Programs/Planning Committee begin their report.

Programs/Planning Committee

Utah State University, Weber State University, Southern Utah University, Snow College, Dixie State College, Utah State University-College of Eastern Utah, Salt Lake Community College – Associate of Applied Science Degree in General Technology (Tab T).

Regent Zenger pointed out that this item is unusual as it is coming from six USHE institutions, as they request approval to offer an Associate of Applied Science Degree in General Technology effective Fall 2011. This degree will allow students at the Utah College of Applied Technology (UCAT) who complete selected 900-hour Certificate Programs to articulate with the AAS in General Technology Degree at USHE institutions. **It was moved by Regent Zenger and seconded by Regent Davis to approve the new degree as proposed in Tab T. The motion carried unanimously.** Commissioner Sederburg reflected that this is a significant step forward in the USHE relationship with UCAT.

University of Utah – Minor in Portuguese and Brazilian Studies (Tab U); Southern Utah University – Minor in Museum Studies (Tab X); Southern Utah University -- Minor in Shakespeare Studies (Tab Y); and Southern Utah University -- Minor in Sustainability Studies (Tab Z).

Regent Zenger requested permission to combine all requests for minors together. **Regent Zenger moved to approve the minor in Portuguese and Brazilian Studies at University of Utah, and Museum Studies, Shakespeare Studies, and Sustainability Studies at Southern Utah University as outlined in Tab U, X, Y and Z. Regent Smith seconded the motion. Motion passed unanimously.**

Utah State University – Master of Science Degree in Economics and Statistics (MS-ES) (Tab V).

Utah State University requests a new research focused Master of Science Degree in Economics and Statistics that will be administered jointly by the Department of Applied Economics, the College of Agriculture, and the Department of Mathematics the College of Science. This came about with the split of the former Department of Economics. **It was moved by Regent Zenger and seconded by Regent Smith that the Regents approve the Master of Science Degree in Economics and Statistics as outlined in Tab V. The motion passed unanimously.**

Southern Utah University – Bachelor of Art/Bachelor of Science Degrees in Philosophy (Tab W).

Southern Utah University requests a new degree in Philosophy. This program is a foundational degree offered as a BA and BS effective Fall 2011. The Programs/Planning Committee determined that all the requirements have been met for this new degree. **It was moved by Regent Zenger and seconded by Regent Brown to approve the new BA/BS Degrees in Philosophy as outlined in Tab W. The motion was unanimously approved.**

Dixie State College – Fast Track Certificate of Completion in Computer Forensics (Tab AA).

Dixie State College is requesting a Fast Track Certificate of Completion in Computer Forensics. **It was moved by Regent Zenger and seconded by Regent Brown to approve. The motion carried unanimously.**

There was some discussion of why a request for a fast track certificate was presented to the Board of Regents as opposed to seeking approval from the Board of Trustees. It was agreed that the Regents may want to look at that process, and instead of an action item it may be listed under information.

Weber State University – Mission Statement (Tab BB).

Weber State University (WSU) requests changes to their mission statement as it appears in Regents' Policy R312. The change in wording is to better align the statement with the Northwest Commission on Colleges and Universities (NWCCU) Standard One mission and core theme requirements. Regent Zenger drew attention to the new term "region" adding that WSU is really functioning at a regional capacity. President Millner agreed that "region" is the most significant term added to the mission statement as well as making it more readable, and aligning it with the NWCCU. **It was moved by Regent Zenger and seconded by Regent Brown to adopt the changes to Weber State University's mission statement as outlined in Tab BB. The motion carried unanimously.**

New Emphases (Tab CC).

This request includes a long list of academic new emphases from University of Utah, Southern Utah University and Utah Valley University. Emphases have been identified as helpful to help students with employment and graduate school applications. They do show up on academic transcripts but not on diplomas. **It was moved by Regent Zenger and seconded by Regent Davis to approve the new emphases as outlined in Tab CC. The motion passed unanimously.**

Utah Valley University – Three Year Reports (Tab DD)

The purpose of the three year reports from Utah Valley University in the following programs: BA in ASL and Deaf Studies Education, BA in Deaf Studies, and BS in Software Engineering; is to reflect back to see if the degree actually did what was originally expected. This includes aspects such as enrollment, financial impact, and student output. The Program/Planning Committee was satisfied that these degrees have had a positive impact. **It was moved by Regent Zenger and seconded by Regent Brown to accept the reports as in Tab DD. The motion carried unanimously.**

Outreach Update (Tab EE) and Early Awareness Guide (Tab FF).

Regent Zenger pointed out the remaining information items including the publication "How to Prepare for Your Future". This was funded by a special grant applied for and received by the Commissioner's Office. The pamphlet includes the most up-to-date description of high school course selections and recommendations, and has been widely disseminated to sophomores and juniors at high schools.

Regent Zenger concluded his report of the Programs/Planning Committee.

Consent Calendar (Tab HH)

On a motion by Regent Marquardt and second by Regent Theurer, the following items were approved on the Regents' General Consent Calendar:

- A. Minutes – Minutes of the Regular Board Meeting and Retreat held March 24-25 at Dixie State College, St. George, Utah
- B. Grant Proposals – (On file at the Commissioner's Office)
- C. Awards – (On file at the Commissioner's Office)
- D. Academic Items Received and Approved (On file at the Commissioner's Office)

Report of the Chair

Vice Chair Beesley explained that throughout the course of the Committee of the Whole, the items for the Report of the Chair had already been discussed.

On a motion by Regent Davis and second by Regent Zenger, the Board of Regents requested authorization to go into Executive Session for the purpose of discussing personnel matters. The motion carried.

Upon the suggestion of Commissioner Sederburg, Vice Chair Beesley asked that each of the Presidents give a short update.

President Wyatt reported that on October 5, 2010, President Obama called the first Community College White House Summit, and announced the Aspen Prize for Community College Excellence. Snow College was found in the top 10% of the 1200 community colleges in country. The criteria they looked at used persistence and competition, improvement, and equal opportunity for racial, social and economic backgrounds. This was a great honor.

Provost Cook reported that the Southern Utah University is occupied with implementing their academic road map that will also include a mission statement revision.

President Bioteau thanked the Regents who attended Salt Lake Community College's commencement. For the first time commencement exercises were held off campus at The Maverick Center. In the last five years, SLCC has increased the number rate of completion by over 34%. In addition, this last graduating class, 55% were women, 45% were men. This portrays the importance of flexibility, and access and infrastructure for completion. Summer term has seen a 20% increase in enrollment, however starting with Fall the college's capacity has been reached and she asked for support from colleagues and Regents.

President Nadauld announced Dixie State College is celebrating its centennial year. They too are graduating more women than men. They are excited about the new Holland Centennial Commons Building which will open in a year from now. Dixie's biggest challenge is growth, they experienced a large increase in summer enrollment and expect a double digit increase in Fall enrollment. They are not sure if they can accommodate all of the students who have applied for admission.

President Holland announced they had their largest graduating class ever, and for the first time they had more bachelor graduates than associates. They just finished holding their "Doing Business with China Conference" which was a success and an outcropping of the University's business strategy.

President Betz announced that the University of Utah is not quite through commencement, the last ceremony will be for the medical school graduates. The word of moment on campus is transition, with Mike Young departing and Dr. Vivian Lee replacing Dr. Betz as head of Health Sciences as of July 1. Other news included a stage currently being built in the stadium for the U2 concert Tuesday night using over 20 tracker trailers.

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Vice Chair Beesley referred to a proposed Board of Regents schedule for the remainder of the 2011-2012 academic year and asked for Regents feedback. The proposed dates are January 20, 2012 at the University of Utah, March 30 at Southern Utah University, and May 18 at Snow College.

Vice Chair Beesley recognized Regent Jerry Atkin on coming up on completion of two full terms. Vice Chair Beesley praised him as a great leader, who chaired the Finance/Facilities Committee and who was involved in UHEAA.

Vice Chair Beesley concluded the meeting at 12:27 p.m. The Regents joined President Ann Millner for lunch to listen to a Weber State University student panel followed by entering into an Executive Session meeting to discuss personnel issues.

Date Approved:

Kirsten Schroeder, Secretary