

**MINUTES OF THE MEETING OF THE  
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA  
HELD AT  
Atlanta Georgia  
January 13, 2009**

**CALL TO ORDER**

The Board of Regents of the University System of Georgia met on Tuesday, January 13, 2009, in the Board Room, 270 Washington St., S.W. The Chair of the Board, Regent Richard L. Tucker, called the meeting to order at approximately 12:20 p.m. Present on Tuesday, in addition to Chair Tucker, were Vice Chair Robert F. Hatcher and Regents James A. Bishop, Kenneth R. Bernard, Jr., Hugh A. Carter, Jr., William H. Cleveland, Felton Jenkins, W. Mansfield Jennings, Jr., James R. Jolly, Elridge W. McMillan, Donald M. Leebern, Jr., William H. NeSmith, Jr., Doreen Stiles Poitevint, Willis J. Potts, Jr., Wanda Yancey Rodwell, Kessell D. Stelling, Jr., Benjamin Tarbutton, III, and Allan Vigil.

**INVOCATION**

The invocation was given by Regent Willis J. Potts, Jr.

**MOMENT OF RECOGNITION**

Regent James A. Bishop recognized Griffin B. Bell, Sr., who passed away at the age of 90 on January 5, 2009. Over the course his most distinguished career of public service and private legal practice, Mr. Bell served as a federal judge during the Kennedy administration and as the nation's 72<sup>nd</sup> Attorney General during the Carter administration. He was also a partner with the law firm of King & Spalding, where he worked along side Regent Felton Jenkins. A great supporter of higher education in Georgia, Judge Bell was particularly devoted to Georgia Southwestern College (now Georgia Southwestern State University) and Mercer University, his alma maters.

**SAFETY BRIEFING**

The Assistant Vice Chancellor for Compliance and Operations, Sandra L. Neuse, gave a briefing of basic safety information.

**ATTENDANCE REPORT**

The attendance report was read by the Secretary to the Board, J. Burns Newsome, who announced that all Regents were present.

**APPROVAL OF MINUTES**

The minutes of the Board of Regents meetings held on November 10, 2008 and December 3, 2008 were unanimously approved.

## **INTRODUCTION OF NEW PRESIDENT: GEORGIA STATE UNIVERSITY**

Chancellor Erroll B. Davis, Jr. introduced Dr. Mark Becker, who began his appointment as the seventh president of Georgia State University (“GSU”) on January 2, 2009. President Becker came to GSU from the University of South Carolina, in Columbia, where he served as executive vice-president for Academic Affairs and provost. He also worked in a variety of academic and leadership roles at the University of Minnesota, the University of Michigan, the University of Washington, the University of Florida, and Cornell University. Following his introduction, President Becker gave brief remarks, thanking the Board and Chancellor for the opportunity to serve Georgia State University and be a part of University System of Georgia.

## **RECOGNITION OF GUESTS**

Chancellor Erroll B. Davis, Jr. recognized Cadet Earl Porter, a senior at North Georgia College & State University and resident of Decatur, Georgia. Cadet Porter, a Criminal Justice major, recently earned the top spot on the Army’s annual ROTC National Order of Merit List. He received this honor from an Army ROTC ranking of 4,417 students in more than 270 ROTC programs across the country. Cadet Porter was accompanied by two of his senior officers, Colonel Mike Pyott and Sergeant Major Brendan Durkan.

Chancellor Davis also recognized two SAC students, Katie Taylor from Gainesville State College and Jarrell Anderson from Georgia State University. Ms. Taylor, whose hometown is Lawrenceville, Georgia, is majoring in Business Administration, and currently serves as Gainesville’s student government president. Mr. Anderson, a native of Baltimore, Maryland, is a student at Georgia State University where he serves the Student Government Association as its vice president for student services.

## **STATE OF THE SYSTEM ADDRESS**

Chancellor Erroll B. Davis, Jr. gave the annual State of the System address.

In his annual “State of the University System” address at the January meeting of the Board of Regents, Chancellor Erroll B. Davis Jr. noted that in tough economic times, it is important to send the message that the University System of Georgia (“USG”) is not a cost to, but an investment in, the state of Georgia and its future. “We are an answer, not a question; a solution, not a problem; a part of state government where the decisions made today have the capacity to demonstrably improve the future we, our children, and our children’s children, will all live,” Davis said in his remarks to the Board of Regents. “We must not sacrifice the important for the urgent. We must preserve the historic legacy in this state of public higher education as a clear public good that adds value to the lives of all residents across Georgia.”

Reviewing the University System, Davis noted a number of strengths, including strong leadership at the board and presidential level, outstanding faculty and staff and a growing student enrollment, which hit a record high of 283,000 in fall 2008. Davis cited both Georgia Tech and the University of

Georgia's continuing presence on *U.S. News and World Report's* annual list of the top 20 public universities in the nation and growing recognition of the USG's other institutions as independent measures of the excellence of leadership, faculty and students in the System. "The core mission of our institutions – teaching, research, and public service – not only endures, but thrives, thanks to our faculty and staff," he said.

The System's strengths, however, are being tested and challenged, Davis noted, "perhaps as never before." He cited five key challenges: the academic preparation of entering students, faculty salaries, institutional missions, access versus quality and public support. While enrollment is at a record high, Davis said, too many students still enroll who are academically unprepared for college. He cited USG figures showing that the percentage of first-time, full-time freshmen requiring learning support – while dropping from 30.5 percent in 1995 to a low of 20.9 percent in 2001 – has steadily increased since then to the current rate of 25 percent. "This trend line is headed in the wrong direction," Davis said.

The challenge is to continue to align guidelines and requirements between the University System and the State Department of Education to better prepare K-12 students for college. "This is a long-term process, and while all of us recognize that the current situation is very tough, hard times do not absolve us from our responsibility to plan for the future," he said. Another challenge Davis cited is to remain competitive regionally and nationally in terms of recruiting and retaining needed faculty. While, on a pure percentage basis, USG faculty salaries have increased since 2000, when held constant in 2000 dollars, the average faculty salary in the University System's four-year institutions has decreased 3.7 percent since 2000, compared to a 4.4 percent increase in the 16-member Southern Regional Education Board states (SREB). At Georgia's two-year colleges, the decrease in constant 2000 dollars for faculty salaries since 2000 is even more marked, Davis said, falling 16 percent, compared to a 6.1 percent increase in the other SREB states. Currently, Georgia ranks 8th among the 16 SREB states in average faculty salaries for four-year institutions, falling from 6th place in Fiscal Year 2007, and the state ranks 10th in faculty salaries at two-year colleges, the lowest level since data started being collected in 1989. "We cannot maintain our competitiveness and our core academic quality indefinitely unless we can address some of these salary challenges," Davis said.

Another challenge to the System, Davis noted, relates to calls for mergers of some USG institutions. "We are not a cookie-cutter system; all our institutions do not look alike," Davis said. Davis cited the System's response to the call for greater efficiencies through its Shared Services project, which is combining back-office operations throughout the System. "This (shared services) is preferable to blurring the missions of distinct institutions," Davis said. "Students do not choose to attend a generic college or university; rather, they choose a USG brand name, which offers the program they need and the environment in which they can excel."

One of the biggest challenges to the System is maintaining the balance between access and quality, Davis said. To date, enrollment caps have not been needed in order to preserve academic quality, thanks in large part to the strong stewardship of college and university presidents. But Davis warned that a continuing trend of rising enrollment and falling resources would challenge the System's ability to continue to maintain both access and quality. "We will not allow this to happen – if necessary, we will restrict access first before we degrade quality," Davis said.

Turning from specific challenges to more general attitudes concerning the overall benefit and value of public higher education, Davis noted the increase in “national voices questioning whether higher education is a public good, worthy of public support.” Davis said that the University System and its supporters must be vocal in countering fears given credence by tight budgets that public higher education is a private gain and thus public support should be reduced. “This is a classic – and potentially dangerous – example of sacrificing the important for the urgent,” Davis said.

Following the State of the System Address, the Board recessed to its regular committee meetings.

## **RECONVENTION**

Chair Tucker reconvened the Board in full session at approximately 3:10 p.m.

## **COMMITTEE OF THE WHOLE: STRATEGIC PLANNING**

Under the leadership of Chair Robert F. Hatcher, the Strategic Planning Committee, meeting as a Committee of the Whole, heard one presentation on Goal Five of the Strategic Plan. The Associate Vice Chancellor for Planning and Implementation, Shelley C. Nickel, introduced President David A. Potter of North Georgia & State University, who was appointed by Chancellor Erroll B. Davis, Jr. to lead the Task Force on Philanthropy.

Strategic Goal 5 of the Board’s strategic plan states a commitment to “maintain affordability so that money is not a barrier to participation in the benefits of higher education.” One component of this goal is to “diversify and increase revenue sources.” In pursuit of this strategic objective, Chancellor Davis appointed a Task Force on Philanthropy charged to assess the current conditions of fundraising within the USG and to propose improvements. In his presentation, President Potter provided an overview of the process used by the Task Force as well as its final recommendations. These recommendations are detailed in the December 2008 Report of the University System of Georgia Task Force on Philanthropy.

## **COMMITTEE REPORTS**

### **EXECUTIVE AND COMPENSATION COMMITTEE**

The Executive and Compensation Committee met on Tuesday, January 13, 2009, at approximately 11:00 a.m. in room 7019. Committee members in attendance were Chair Richard L. Tucker, Vice Chair Robert F. Hatcher, and Regents W. Mansfield Jennings, Jr., James R. Jolly, Donald M. Leebern, Jr., Elridge McMillan, and Allan Vigil. University System of Georgia staff members who were also present included Chancellor Erroll B. Davis, Jr., the Vice Chancellor for Legal Affairs & Secretary to the Board, J. Burns Newsome, the Chief Operating Officer, Robert E. Watts, the Senior Vice Chancellor for External Affairs, Thomas E. Daniel, and the Chief Academic Officer & Executive Vice Chancellor, Susan Herbst. Chair Tucker reported to the Board that the Committee reviewed several items in executive session, none of which required action.

**1. Information Item: Presidential Search Update**

The Chief Academic Officer & Executive Vice Chancellor, Susan Herbst, briefed the Committee on presidential searches currently in progress.

**2. Executive Session: Personnel Matters**

At approximately 11:06 a.m. on Tuesday, January 13, 2009, Chair Richard L. Tucker called for an executive session for the purpose of discussing personnel matters. With motion properly made and seconded, the Regents who were present voted unanimously to go into executive session. Those Regents are as listed above. The Chancellor and members of his senior staff also were present. In accordance with H.B. 278, Section 3 (amending O.C.G.A. 50-14-4), an affidavit regarding this executive session is on file in the Office of the Secretary to the Board.

Chair Tucker reconvened the committee in its regular session at approximately 11:20 a.m. and announced that no actions were taken during executive session.

The committee meeting adjourned at approximately 11:21 a.m.

**COMMITTEE ON ACADEMIC AFFAIRS**

The Committee on Academic Affairs met on Tuesday, January 13, 2009, at approximately 1:30 p.m. in room 5158. Committee members in attendance were Chair James A. Bishop, Vice Chair Kessel D. Stelling, Jr., and Regents Kenneth R. Bernard, Jr., Hugh A. Carter, Jr., W. Mansfield Jennings, Jr., Elridge W. McMillan, Doreen Stiles Poitevint, and Wanda Yancey Rodwell. Also in attendance were the Vice Chair of the Board, Regent Robert F. Hatcher, Chief Academic Officer & Executive Vice Chancellor, Susan Herbst, and other System Office staff. Representatives from System institutions were also present. Chair Bishop reported to the Board that the Committee had reviewed 19 items, 16 of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

**1. Revision to *The Policy Manual*, Section 306.01, Creation of Academic Programs**

Approved: The Board revised Section 306.01, Creation of Academic Programs of *The Policy Manual* to include a statement concerning exceptions to institutional level and/or type for the submission of applied doctorate proposals, effective January 13, 2009.

Background and Rationale: Currently *The Policy Manual*, Section 306.01 stipulates that Doctor of Philosophy programs shall be limited to research universities. However, in exceptional cases, comprehensive universities may submit a doctoral degree for Board of Regents approval if specific criteria are met encompassing centrality of mission, demonstrated demand, a demonstrated need for graduates, and an assurance of high academic quality. The proposed revision to policy will enable institutions outside of the research university sector, specifically only those institutions that are part

of the comprehensive university sector, to submit proposals for applied doctorates for consideration by the Board of Regents.

**Applied Doctorate Programs:** Applied doctorates are those programs that are awarded in certain fields where holders of the degree are not prepared to be engaged in scholarly research, but rather, work in a practice profession. Degrees that incorporate the word, “doctor”, and are known as professional or applied doctorates are often found in the following fields: dentistry, law, medicine, occupational therapy, nursing, pharmacy, physical therapy, and veterinary medicine. The degree is associated with a professional career and not an academic career. The degrees were developed to meet the needs of industry and professional groups. The degree is different from and not a substitute for a research doctorate (i.e., Doctor of Philosophy or Ph.D.). The Doctor of Philosophy represents the creation of knowledge; whereas, the professional/applied doctorate is guided by the application of knowledge. Professional/Applied doctorates are often found in fields of study where a higher level is replacing the master’s degree as a requirement for professional practice and where accrediting agencies can ensure the quality of the program. Such doctorates focus on the clinical competencies required to practice.

**Understandings:** The proposed recommendation for Section 306.01: Creation of Academic Programs constitutes a revision of the previous policy. Proposed revisions follow. Please note that any strikethrough text represents a deletion from the current version, and the bold, highlighted text represents an addition.

<i>Current Policy</i>	<i>Proposed Policy</i>
<b>306.01 Creation of Academic Programs</b>	<b>306.01 Creation of Academic Programs</b>
<p>New degree programs or new major programs of academic work shall not be added to curricula of an institution unless recommended by the president of the institution concerned, the Chancellor, and the Committee on Academic Affairs and approved by the Board. Ph.D. programs shall be limited to research universities. (BR Minutes, 1954-55, pp. 102-03; July, 1996, p. 17)</p>	<p>New degree programs or new major programs of academic work shall not be added to curricula of an institution unless recommended by the president of the institution concerned, the Chancellor, and the Committee on Academic Affairs and approved by the Board. Ph.D. programs shall be limited to research universities. (BR Minutes, 1954-55, pp. 102-03; July, 1996, p. 17)</p>
<p>Comprehensive Universities do not normally offer Ph.D. degrees. In exceptional cases, however, they may offer the Ph.D. when:</p>	<p>Comprehensive Universities do not normally offer Ph.D. degrees. In exceptional cases, however, they may offer the Ph.D. when:</p>
<p>1) The program supports the central mission of that university;</p>	<p>1) The program supports the central mission of that university;</p>
<p>2) There is demonstrated demand for the program;</p>	<p>2) There is demonstrated demand for the program;</p>
<p>3) There is demonstrated need for graduates of the program;</p>	<p>3) There is demonstrated need for graduates of the program;</p>

<p>4) There is assurance of high academic quality. (BR Minutes, April 2008)</p> <p>All such program proposals will be subject to Board approval processes for graduate programs. The Chief Academic Officer of the system will seek counsel from appropriate leaders of USG and other research universities, and then make recommendations to the Chancellor and the Board of Regents as to whether a comprehensive university has met these criteria. (BR Minutes, April 2008)</p> <p>Programs that provide academic credit but award certificates rather than degrees must be approved based on guidelines issued by the Chancellor. These guidelines will be provided to the presidents and chief academic officers by the Chancellor. (BR Minutes, May 2004)</p>	<p>4) There is assurance of high academic quality. (BR Minutes, April 2008)</p> <p>All such program proposals will be subject to Board approval processes for graduate programs. The Chief Academic Officer of the system will seek counsel from appropriate leaders of USG and other research universities, and then make recommendations to the Chancellor and the Board of Regents as to whether a comprehensive university has met these criteria. (BR Minutes, April 2008)</p> <p>Programs that provide academic credit but award certificates rather than degrees must be approved based on guidelines issued by the Chancellor. These guidelines will be provided to the presidents and chief academic officers by the Chancellor. (BR Minutes, May 2004)</p> <p><b>In the case of applied doctorates, the Chancellor may recommend exceptions to the above policy under guidelines adopted by the Chief Academic Officer &amp; Executive Vice Chancellor.</b></p>
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**2. Establishment of a Bachelor of Arts in History with an option for Secondary Education Certification, Dalton State College**

Approved: The Board approved the request of President John O. Schwenn that Dalton State College (“DSC”) be authorized to establish a Bachelor of Arts in History with an option for Secondary Education Certification, effective January 13, 2009.

Abstract: This addition to Dalton State College’s academic program offerings will address a need for discipline-trained secondary and middle-school educators in northwest Georgia. The program will also enable Dalton State to extend and support the work of the new Bandy Center for Northwest Georgia History and Culture at Dalton State College, recently underwritten by a two-million dollar benefaction which is to be used to support an endowed Chair in History. The resources and program will enable Dalton State College to compete with nearby out-of-state institutions seeking to attract Georgia students to their programs.

**3. Establishment of a Bachelor of Arts in English with an option for Secondary Education Certification, Dalton State College**

Approved: The Board approved the request of President John O. Schwenn that Dalton State College

("DSC") be authorized to establish a Bachelor of Arts in English with an option for Secondary Education Certification, effective January 13, 2009.

Abstract: This degree is intended to meet growing occupational demands in professions requiring expert communication skills (e.g., business, law, editing, writing, journalism, and instructional design) and in secondary English education in the region. The program consists of two tracks of study: an English track and an English Education track. The English track is appropriate for students pursuing graduate or professional degrees or for students interested in writing and editing careers. The English education track will strengthen English education in Georgia by preparing students to become effective English/language arts teachers at the secondary education level.

#### **4. Establishment of a Bachelor of Science with a major in Physics, Georgia College & State University**

Approved: The Board approved the request of President Dorothy Leland that Georgia College & State University ("GCSU") be authorized to establish a Bachelor of Science in Physics, effective January 13, 2009.

Abstract: The establishment of a Bachelor of Science with a major in Physics supports the University System initiative of increasing Science, Technology, Engineering, and Mathematics ("STEM") graduates. In the early 1970s, GCSU offered a major in Physics, but due to needs and demand at the time, the program was discontinued and only a minor was made available. As the institution grew and further refined its mission, the need for a physics program became increasingly prevalent. The proposed major has been developed, in part, as a result of recent efforts to identify the shortage of physics teachers in the state. The proposed program will build upon strategies currently employed with the existing chemistry major. One of the elements of this infrastructure is the faculty-student research scholars program that has successfully increased the number of chemistry majors. The program is aligned with several Master of Arts for Teachers programs in the state. One of the objectives of the aforementioned proposed program is to increase the number of qualified high school physics teachers and provide more opportunities in science education.

#### **5. Establishment of a Master of Arts in History, North Georgia College & State University**

Approved: The Board approved the request of President David L. Potter that North Georgia College & State University ("NGCSU") be authorized to establish a Master of Arts in History, effective January 13, 2009.

Abstract: NGCSU's Master of Arts in History is designed to reinforce the institution's mission as "one of the nation's senior military colleges" and in "expanding program offerings." The United States Army requires that officers receive a master's degree to advance to the rank of major or a higher level. The public schools in Georgia require a master's degree for advancement in salary or position. The master's degree is also the foundation for students who plan to pursue a doctor of philosophy degree in history or a related field. Currently, NGCSU's School of Education offers content courses in history under the Master of Education and Master of Arts for Teachers degrees. In



those programs, students who have a concentration in history take graduate courses in history through the Department of History & Philosophy. The Department will continue to provide content mastery for teachers seeking degrees in Education in conjunction with students seeking the proposed Master of Arts in History.

6. **Establishment of a Master of Science with a major in International Policy Management, Kennesaw State University**

Approved: The Board approved the request of President Daniel S. Papp that Kennesaw State University (“KSU”) be authorized to establish a Master of Science with a major in International Policy Management, effective January 13, 2009.

Abstract: This program is an applied master’s degree developed for working professionals who seek greater practical understanding of global policy issues and their impact on management and managerial practices. KSU suggests that international managers need to understand the political and economic dynamics of the international arena, assess political risk and regulatory environments in which corporations function, and understand and address the cultural norms inherent to the global negotiation process.

7. **Establishment of a Doctor of Philosophy with a major in Criminal Justice and Criminology, Georgia State University**

Approved: The Board approved the request of President Carl V. Patton that Georgia State University (“GSU”) be authorized to establish a Doctor of Philosophy with a major in Criminal Justice and Criminology, effective January 13, 2009.

Abstract: This program has a broad orientation that overlaps two disciplinary areas. Criminal Justice programs tend to focus on criminal justice processes and the role of the criminal justice system in controlling crime. Criminology programs focus on crime with its characteristics, causes, and consequences. The program is a response to two areas of societal need: demand for doctorally prepared individuals to teach in criminal justice programs and the need to have trained researchers available to study different issues related to criminal justice and crime control. Substantial portions of local, state, and national budgets are expended to fund public safety, court administration, and correctional sanctions. The justice system employs over two million persons with state governments, on average, spending up to sixty billion on criminal and civil justice administration each year. Demand for understanding the nature and causes of crime and society’s response to it has become recognized as a needed area of study. A review of criminal justice programs offered across the country revealed that approximately 34 doctoral-level degree programs in justice-related fields existed with only six programs located in the southeast region of the United States (e.g., Florida State University [Tallahassee], University of South Florida [Tampa], University of Florida [Gainesville], University of Southern Mississippi, Old Dominion University, and University of Maryland).

8. **Revision of the Dublin Center to the Middle Georgia College Dublin Branch Campus, Middle Georgia College**

Approved: The Board approved the request of President W. Michael Stoy that Middle Georgia College (“MGC”) be authorized to revise the Dublin Center to the Middle Georgia College Dublin Branch Campus, effective January 14, 2009.

Abstract: MGC received approval to revise the current Dublin Center and take full ownership of the facility by converting it to the Middle Georgia College Dublin Branch Campus. MGC has been offering courses in Dublin since 1970. Discussions have been held with Georgia Southern University (“GSOU”) concerning Middle Georgia College’s intent to transform the facility into a MGC Branch Campus. MGC, the Agent of Record, is a Board of Regents authorized institution with the authority and responsibility for providing administrative and facility support to the Dublin Center. MGC currently staffs the facility for operational purposes according to its personnel policies. GSOU currently operates at the Center under the terms of a Memorandum of Understanding (“MOU”) signed in 2000 with MGC. GSOU currently offers junior and senior level courses leading to bachelor’s degrees in Early Childhood Education and Middle Grades Education and selected courses toward a Business Administration degree at the Dublin facility. Other institutions requesting permission from MGC to operate from the current facility would also be held to the same terms as the agreement with GSOU. MGC does not anticipate any changes to the current MOU with GSOU due to the change in designation to the MGC Dublin Branch Campus.

9. **Establishment of a Master of Arts for Teachers with a major in Middle Education and a Master of Arts for Teachers with a major in Secondary Education, Valdosta State University**

Approved: The Board approved the request of President Patrick J. Schloss that Valdosta State University (“VSU”) be authorized to establish a Master of Arts for Teachers with a major in Middle Grades Education and a Master of Arts for Teachers with a major in Secondary Education, effective January 13, 2009.

Rationale: These two majors will be offered as a complement to existing programs offered under the Master of Education degree. The purpose of the Master of Arts for Teachers degree is to offer a master’s degree route to initial teacher certification for individuals who already hold a bachelor’s degree in the specific academic discipline for which teacher certification is sought. The Master of Education programs will continue to be offered as advance certification degrees. Such action will address the needs of the community to provide currently certified teachers with advanced knowledge in their intended area of interest. Both the Master of Arts for Teachers and Master of Education programs will co-exist and serve the needs of two different constituencies.

10. **Substantive Change of the Bachelor of Arts with a major in Biology with Teacher Certification and Bachelor of Arts with a major in Chemistry with Teacher Certification, Columbus State University**

Approved: The Board approved the request of President Timothy S. Mescon that Columbus State University (“CSU”) be authorized to substantively change the Bachelor of Arts with a major in Biology with Teacher Certification and the Bachelor of Arts with a major in Chemistry with Teacher

Certification, effective January 13, 2009.

Abstract: Columbus State University received approval to substantively change existing biology and chemistry majors with teacher certification offered under the Bachelor of Arts degree such that these specific programs become tracks within their respective disciplines under other existing programs.

**11. Establishment of the Georgia Research Alliance Eminent Scholar Hank Haynes Chair in Forest Biotechnology, University of Georgia**

Approved: The Board approved the request of President Michael F. Adams that the University of Georgia (“UGA”) be authorized to establish the Georgia Research Alliance Eminent Scholar Hank Hayes Chair in Forest Biotechnology, effective January 13, 2009.

Abstract: UGA’s Daniel B. Warnell School of Forestry and Natural Resources has completed arrangements for the funding of the Georgia Research Alliance Eminent Scholar Hank Haynes Chair in Forest Biotechnology and requests approval for the formal establishment of the Chair.

The Georgia Research Alliance Eminent Scholar Hank Haynes Chair in Forest Biotechnology will be housed in the Daniel B. Warnell School of Forestry and Natural Resources. It is supported by an endowment of \$750,000 provided by Warnell with the approval of UGA’s Alumni Steering Committee, and an equivalent match by the Georgia Research Alliance. The funds on deposit not only meet but exceed the minima funding requirement as stipulated for the position of “Chair” at the research and regional university levels.

**12. Establishment of the Georgia Power Professorship in Environmental Remediation and Soil Chemistry, University of Georgia**

Approved: The Board approved the request of President Michael F. Adams that the University of Georgia (“UGA”) be authorized to establish the Georgia Power Professorship in Environmental Remediation and Soil Chemistry, effective January 13, 2009.

Abstract: UGA’s College of Agricultural and Environmental Sciences has completed arrangements for the funding of the Georgia Power Professorship in Environmental Remediation and Soil Chemistry and requests approval for the formal establishment of the professorship.

Georgia Power has provided an endowment of \$300,000 for the purpose of establishing a nationally and internationally recognized program at UGA on the chemical speciation, fate, transport and effects of metal, metalloid, radionuclide, and organic contaminants resulting from industrial and energy generation activities as well as with associated by-products. The funds on deposit not only meet but exceed the minima funding requirement as stipulated for the position of “Professorship” at the research and regional university levels.

**13. Establishment of the Earl Davis Chair in Taxation, University of Georgia**

Approved: The Board approved the request of President Michael F. Adams that the University of

Georgia (“UGA”) be authorized to establish the Earl Davis Chair in Taxation, effective January 13, 2009.

Abstract: UGA’s Terry College of Business has completed arrangements for the funding of the Earl Davis Chair in Taxation and requests approval for the formal establishment of the chair.

The special faculty position, funded by gifts from numerous donors including former students, colleagues, and accounting professionals, has an endowment of \$2,000,000. The funds on deposit not only meet but exceed the minima funding requirement as stipulated for the position of “Chair” at the research and regional university levels.

**14. Special Faculty Positions**

The administrative and academic appointments were reviewed by the Chair of the Committee on Academic Affairs. A complete list of the appointments is on file in the Office of Faculty Affairs.

**15. Termination of the Bachelor of Business Administration with a Major in Decision Sciences, Georgia State University**

Approved: The Board approved the request of President Carl V. Patton that Georgia State University (“GSU”) be authorized to terminate the Bachelor of Business Administration with a major in Decision Sciences, effective January 13, 2009.

Abstract: The institution deactivated the program during academic year 2004 and has since not admitted any new students to the program. Current matriculants have all graduated or sought other majors. Termination of the major will not adversely impact students or faculty. GSU currently offers the following majors under the Bachelor of Business Administration degree: Computer Information Systems, Managerial Sciences, Accounting, Economics, Finance, Hospitality Administration, Actuarial Science, Marketing, Real Estate, and Risk Management and Insurance.

**16. Termination of the Bachelor of Science in Physician Assistant, Medical College of Georgia**

Approved: The Board approved the request of President Daniel W. Rahn that the Medical College of Georgia (“MCG”) be authorized to terminate the Bachelor of Science in Physician Assistant, effective January 13, 2009.

Abstract: The School of Allied Health Sciences no longer offers the degree following approval of the master’s level program in August 2005. The last baccalaureate degree students graduated during academic year 2007. Termination of the Bachelor of Science in Physician Assistant will not adversely impact students or faculty.

**17. Information Item: Report on Faculty Diversity**

Abstract: The Vice Chancellor for Research and Policy Analysis, Dr. Cathie Mayes Hudson, led a

discussion on the diversity of faculty within the University System of Georgia with assistance by the Assistant Vice Chancellor for Faculty Affairs, Dr. Linda Noble, and the Director of Academic Program Coordination, Dr. Marci M. Middleton.

After a presentation of statistical data, Regent Elridge W. McMillan highlighted the disparity of the diversity of individuals at the Assistant Vice Chancellor level and above as well as the retention levels of minority faculty members at the various institutions.

Regent Kenneth Bernard proffered a motion that the University System Office develop a diversity plan for the Committee's consideration as well as collect and review the diversity plans of the University System institutions.

After a unanimous vote by the Academic Affairs Committee in which Regent Robert Hatcher, Vice Chair, was present and voted in the affirmative, it was decided that the motion would be presented to the full Board as a recommendation upon the reconvening of the full body of the January 13 meeting.

**18. Information Item: Report on the Core Curriculum Project**

Abstract: Dr. George W. Rainbolt, Professor and Chair of the Department of Philosophy at Georgia State University and Chair of the USG Core Curriculum Evaluation Committee, provided information and progress to date concerning the core curriculum project and task force activities.

**19. Information Item: Report on Home Schooling and Dual Enrollment**

Abstract: The Chief of Staff, Dr. Melinda Spencer, led a discussion on Home Schooling and Dual Enrollment with details provided by the Associate Vice Chancellor for Student Affairs, Ms. Tonya Lam.

The committee meeting adjourned at approximately 2:15 p.m.

**COMMITTEE ON FINANCE AND BUSINESS OPERATIONS**

The Committee on Finance and Business Operations met on Tuesday, January 13, 2009, at approximately 1:35 p.m. in the Board Room. Committee members in attendance were Chair Willis J. Potts, Jr., Vice Chair William H. Cleveland, and Regents Felton Jenkins, James R. Jolly, Donald M. Leebern, Jr., William H. NeSmith, Jr., Benjamin J. Tarbuton, III, and Allan Vigil. The Chair of the Board, Richard L. Tucker, the Vice Chancellor for Fiscal Affairs & Board Treasurer, Usha Ramachandran, and the Chief Audit Officer & Associate Vice Chancellor for Internal Audit, Ronald B. Stark, were also in attendance. Chair Potts reported to the Board that the Committee reviewed two items, one of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

**1. Information Item: Presentation of the University System of Georgia Fiscal Year 2008 Annual Financial Report (Joint Meeting with Committee on Internal Audit)**

The Chief Audit Officer & Associate Vice Chancellor for Internal Audit, Ronald B. Stark, and the Vice Chancellor for Fiscal Affairs, Usha Ramachandran presented the fiscal year 2008 annual financial report for the University System of Georgia. Mr. Stark also announced that going forward the report prepared by Ms. Ramachandran's group and presented to the Committee on Finance and Business Operations.

## **2. Approval of Shared Services Location for the University System of Georgia**

Approved: The Board approved the recommendation of the subcommittee appointed by Chair Richard L. Tucker, comprised of Regent Elridge W. McMillan, subcommittee chair, Regent Allan Vigil, and Regent James R. Jolly, to name Sandersville, Georgia as the location of the Shared Services Center.

Background: The University System of Georgia Shared Services initiative was kicked-off on July 1, 2008. The first phase of this initiative is the consolidation of payroll and benefits operations for 32 University System of Georgia ("USG") institutions utilizing the ADP product as approved by the Board at its June 2008 meeting.

The implementation stage of this project is currently underway in space that is being provided on a temporary basis by Kennesaw State University. The implementation is scheduled to be completed by June 30, 2009. Future phases of the Shared Services initiative may include purchasing, accounting and other business and student service operations of system institutions. At full capacity, approximately 40 to 50 individuals are expected to be employed at the Shared Services Center. The first phase will employ 10 to 15 individuals and recruiting will begin shortly after the location is finalized.

The committee meeting adjourned at approximately 1:40 p.m.

## **COMMITTEE ON INFORMATION AND INSTRUCTIONAL TECHNOLOGY**

The Committee on Information and Instructional Technology met on Tuesday, January 13, 2009, at approximately 2:15 p.m. in room 5158. Committee members in attendance were Chair Wanda Yancey Rodwell, Vice Chair Hugh A. Carter Jr., and Regents Kenneth R. Bernard, Jr., James A. Bishop, W. Mansfield Jennings, Jr., Elridge McMillan, Doreen Stiles Poitevint, and Kessel D. Stelling, Jr. The Vice Chair of the Board, Regent Robert F. Hatcher, was also in attendance. The following System Office Staff and campus representatives were also in attendance: the Vice Chancellor for Information and Instructional Technology and Chief Information Officer, Thomas L. Maier and the Chief Information Security Officer, Stan Gatewood. Chair Rodwell reported to the full Board on Wednesday that the Committee reviewed one items, which required action.

### **1. Information Security Program Development - Progress Report and Policy Update.**

Approved: The Board approved an update to Section 712, adding a subsection 712.04 System Information Security Appropriate Use.

## 712.04 Specific Policies and Standards

### A. Appropriate Use

It is the policy of the University System of Georgia (“USG”) to provide an environment that encourages the free exchange of ideas and sharing of information. Access to this environment and the USG’s information technology (“IT”) resources is a privilege and must be treated with the highest of ethical standards.

The USG requires all institutions and their users to use IT resources in a responsible manner, respecting the public trust through which these resources have been provided, the rights and privacy of others, the integrity of facilities and controls, state and Federal laws, and USG policies and standards. University System institutions may develop policies, standards and guidelines based on their specific needs that augment but do not lessen the intent of this policy.

This policy outlines the standards for appropriate use of USG IT resources, which include, but are not limited to, equipment, software, networks, data, and telephones whether owned, leased, or otherwise provided by the USG institutions.

This policy applies to all users of BOR-USG IT resources including faculty, staff, students, guests, external organizations and individuals accessing network services, such as the Internet via USG resources.

### **Standard**

Preserving the access to information resources is a system-wide effort that requires each institution and its leadership to act responsibly and to proactively guard against abuses. Therefore, the USG as a whole, each individual institution, and its users have an obligation to abide by the following standards of appropriate and ethical use:

- Use only those IT resources for which you have authorization
- Protect the access and integrity of IT resources
- Abide by applicable local, state, federal laws, university policies and respect the copyrights and intellectual property rights of others, including the legal use of copyrighted material
- Use IT resources only for their intended purposes
- Respect the privacy and personal rights of others
- Do no harm

Failure to comply with the appropriate use of these resources threatens the atmosphere for the sharing of information, the free exchange of ideas, and the secure environment for creating and maintaining information, and subjects one to discipline. Any user of any USG system found using IT resources for unethical and/or inappropriate practices has violated this policy and is subject to disciplinary proceedings including suspension of system privileges, expulsion from school, termination of employment and/or legal action as may be appropriate. Although all members of the University System have an expectation of privacy, if a user is suspected of violating this policy, his

or her right to privacy may be superseded by the USG's requirement to protect the integrity of IT resources, the rights of all users and the property of the University System and the State. The USG thus, reserves the right to examine material stored on or transmitted through its resources if there is cause to believe that the standards for appropriate use are being violated by a member institution, user or a trespasser onto its systems or networks.

Specific guidelines for interpretation and administration of this policy are given in the Guidelines for Interpretation and Administration of the USG Appropriate Use Policy. These guidelines contain more specific examples of offenses, and procedures for dealing with incidents.

## **2. New Strategic Directions for the Office of Information and Instructional Technology**

The presentation on the progress and revised roles within OIIT was tabled.

The committee meeting was adjourned at approximately 2:30 p.m.

### **COMMITTEE ON INTERNAL AUDIT**

The Committee on Internal Audit met in joint session with the Committee on Finance and Business Operations on Tuesday, January 13, 2009, at approximately 1:13 p.m. in Boardroom. Committee members in attendance were Chair Felton Jenkins, Vice Chair James R. Jolly, and Regents William H. Cleveland, Donald M. Leebern, Jr., William H. NeSmith, Jr., Willis J. Potts, Jr., and Benjamin J. Tarbuton, III. The Chair of the Board, Richard L. Tucker, and the Chief Audit Officer & Associate Vice Chancellor for Internal Audit, Ronald B. Stark, were also in attendance. Chair Jenkins reported to the Board that the Committee reviewed one item, which required no action.

#### **1. Presentation of the University System of Georgia Fiscal Year 2008 Annual Financial Report (Joint Meeting with Committee of Finance and Business Operations)**

The Chief Audit Officer & Associate Vice Chancellor for Internal Audit, Ronald B. Stark, and the Vice Chancellor for Fiscal Affairs, Usha Ramachandran, presented the fiscal year 2008 annual financial report for the University System of Georgia. Mr. Stark also announced that going forward the report prepared by Ms. Ramachandran's group and presented to the Committee on Finance and Business Operations.

The Committee meeting adjourned at approximately 1:33 p.m.

### **COMMITTEE ON ORGANIZATION AND LAW**

The Committee on Organization and Law met on Tuesday, January 13, 2009, at approximately 2:35 p.m. in room 7019. Committee members in attendance were Chair Kenneth R. Bernard, Jr., Vice-Chair Doreen Stiles Poitevint, and Regents James A. Bishop, Hugh A. Carter, Jr., Elridge W. McMillan, W. Mansfield Jennings, Jr., Wanda Yancey Rodwell, and Kessel Stelling, Jr. Chair Bernard reported to the Board that the Committee reviewed four items including one walk-and considered ten (6) applications for review. In accordance with H.B. 278, Section 3 (amending O.C.G.A. § 50\_14\_4), an affidavit regarding this executive session is on file with the Chancellor's



Office. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

**1. Policy Manual Revision: Emeriti Awards**

Approved: The Board revised Policy 803.14 (“Emeritus Title”), as shown below:

Background: Current Board Policy is, to many readers, unclear as to whether a president may award emeriti status to retired employees (including retired presidents). The proposed policy, cited below, would clarify the Board’s policy.

*Current Policy*

**803.14 EMERITUS TITLE**

The institution may confer, at its discretion, the title of “emeritus” on any retired and tenured professor, associate professor, or assistant professor, or Board-approved non-tenure track faculty of equivalent rank, who, at the time of retirement, had ten years or more of honourable and distinguished service in the University System. Also, the institution may confer, at its discretion, the title of “emeritus” on any Board-approved, retired administrative officer who, at the time of retirement, had ten years or more of honourable and distinguished service in the University System. This title may be conferred upon the recommendation of the president of the institution in which the employee has served.

*Proposed Policy*

**803.14 EMERITI AWARDS**

A president may, at his or her discretion, confer the title of emeritus/a on any retired faculty member or administrative officer who, at the time of retirement, had ten or more years of honourable and distinguished service to the University System, provided, however, that the title of President Emeritus/a may be conferred only by the Board of Regents on the recommendation of the Chancellor.

**2. Policy Manual Revision: Political Activities**

Approved: The Board revised Policy 802.15.03 by striking Paragraph C.

Background: Current Board policy provides inconsistent guidance to University System of Georgia (“USG”) employees wishing to run for office. Paragraph C indicates that a candidate for elective political office cannot be a USG employee, paid or unpaid. Paragraph D goes on to detail how a USG employee, if he or she wishes to run for office, should request an unpaid leave of absence. Amending current policy by striking Paragraph C would simply clarify what we understand to be the Board’s intentions in this regard.

*Current Policy with revisions*  
**802.15.03 POLITICAL**

As responsible and interested citizens in a democratic society, employees of the University System are encouraged to fulfill their civic obligations and otherwise engage in the normal political processes of society. Nevertheless, it is inappropriate for System personnel to manage or enter political campaigns while on duty to perform services for the System or to hold elective political office at the state or federal level while employed by the System. Therefore, the following policies governing political activities are hereby adopted:

- A. Employees may not manage or take an active part in a political campaign which interferes with the performance of duties or services for which he or she receives compensation from the System.
- B. Employees may not hold elective political office at the state or federal level.
- ~~C. A candidate for or holder of an elective political office at the state or federal level may not be employed or hold a faculty, staff, or other position at an institution of the System, with or without compensation.~~
- D. Employees seeking elective political office at the state or federal level must first request a leave of absence without pay beginning prior to qualification as a candidate in a primary or general election and ending after the general or final election. If elected to state or federal office such person must resign prior to assuming office.
- E. Employees may seek and hold elective office at other than the state or federal level, or appointive office, when such candidacy for or holding of the office does not conflict or interfere with the employee's duties and responsibilities to the institution or the System.

**3. Applications for Review**

At approximately 2:38 p.m. on Tuesday, January 13, 2009, Chair Kenneth R. Bernard, Jr. called for an executive session for the purpose of discussing personnel matters and academic records of students. With motion properly made and variously seconded, the committee members who were present voted unanimously to go into executive session. Those Regents were James A. Bishop, Elridge W. McMillan, Doreen Stiles Poitevint, Hugh A. Carter, Jr., Kessel Stelling, Jr., W. Mansfield Jennings, Jr., and Wanda Yancey Rodwell. Also in attendance were: the Vice Chancellor for Legal Affairs & Secretary to the Board, J. Burns Newsome, Assistant Vice Chancellor for Legal Affairs, Kimberly Ballard-Washington, Associate Vice Chancellor for Student Affairs, Tonya Lam, and Assistant Vice Chancellor for Faculty Affairs, Linda M. Noble.

Chair Bernard reconvened the committee meeting in its regular session at approximately 2:50 p.m. and announced that the following items were discussed in executive session.

- a. In the matter of file no. 2002, at the University of Georgia, concerning denial of a student's request for readmission, the application for review was denied.
- b. In the matter of file no. 2003, at Macon State College, concerning the suspension of a student, the application for review was continued.
- c. In the matter of Ms. Linda Riley, at the Georgia Institute of Technology, concerning her termination, the application for review was denied.
- d. In the matter file no. 2006, at the University of Georgia, concerning denial of a student's request for academic renewal, the application for review was denied.
- e. In the matter of file no. 2008, at the University of Georgia, concerning denial of a student's request for a course waiver, the application for review was denied.
- f. In the matter of file no. 1985, at the Georgia Institute of Technology, concerning a charge of academic misconduct, the application for review was overturned in part and upheld in part.

#### **4. Settlement Agreements**

Walk-on: This item was added by unanimous consent as a walk-on item to the Committee's agenda.

The committee meeting adjourned at approximately 2:51 p.m.

### **COMMITTEE ON REAL ESTATE AND FACILITIES**

The Committee on Real Estate and Facilities met on Tuesday, January 13, 2009, at approximately 1:40 p.m. in the Board room. Committee members in attendance were Chair Benjamin J. Tarbutton, III, Vice Chair William H. NeSmith, Jr., and Regents William H. Cleveland, Felton Jenkins, James R. Jolly, Donald M. Leebern, Jr., Willis J. Potts, Jr., and Allan Vigil. Chair of the Board, Richard L. Tucker, and the Vice Chancellor for Facilities, Linda M. Daniels, and representatives from System institutions were also in attendance. Chair Tucker reported to the Board that the Committee reviewed 15 items, 13 of which required action. One item, an executive session, was withdrawn. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

#### **1. Authorization of Project No. BR-30-0902, Campus Housing Access, Georgia Institute of Technology**

Approved: The Board authorized Project BR-30-0902, Campus Housing Access, Georgia Institute of Technology (“GIT”), with a total project budget of \$5.0 million, to be funded from GIT Auxiliary Services.

Understandings: Current key locks will be replaced with a card key access system in all GIT campus residence halls, providing a safer and more secure environment. The new system will eliminate the need to rekey an entire building when keys are lost. Conversion to this new card key access system will take place over a five year period.

The estimated construction cost for this project is \$4.0 million.

The Board, the University System Office staff and GIT will proceed with design and construction of the project in accordance with Board of Regents procedures.

**2. Appointment of Architectural Firm, Project No. GHEFA-85-0901, Student Wellness Center, Bainbridge College**

Approved: The Board appointed the first-named architectural firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

**Project No. GHEFA-85-0901 Student Wellness Center, Bainbridge College**

Project Description: The proposed project consists of an 80,000-square-foot (“SF”) student wellness center on the main campus which will include lounge, fitness, gymnasium, food court, game room, locker rooms, multi-purpose, offices, and support spaces. This project also includes a 10,000 SF student center addition to the academic facility in Blakely.

The project will be funded from Georgia Higher Education Facilities Authority (“GHEFA”) bonds and the debt serviced by mandatory student fee.

Total Project Cost:	\$25,000,000
Construction Cost (Stated Cost Limitation):	\$19,500,000

Number of firms that applied for this commission: 41  
Recommended firms in rank order:

- 1) Hastings & Chivetta Architects, Inc., St. Louis, MO
- 2) Clemens, Rutherford & Associates, Inc., Tallahassee, FL
- 3) CDH Partners Inc., Marietta, GA

- 4) Altman + Barrett Architects, Valdosta, GA

Understanding: In October 2008, the Vice Chancellor for Facilities, Linda M. Daniels, presented the proposed list of GHEFA projects as an information item. This project was approved by the Board in November 2008 as a GHEFA project.

**3. Appointment of Architectural Firm, Project No. GHEFA-63-0901, Student Recreation Center, Columbus State University**

Approved: The Board appointed the first-named architectural firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

**Project No. GHEFA-63-0901, Student Recreation Center, Columbus State University**

Project Description: The proposed 98,000-square-foot Student Recreation Center project will consist of the lounge space, state of the art fitness area, gymnasium, racquetball court, swimming pool, climbing wall, locker rooms, game room, banquet hall, offices, and support spaces.

The project will be funded from Georgia Higher Education Facilities Authority (“GHEFA”) bonds and the debt serviced by mandatory student fee.

Total Project Cost:	\$29,000,000
Construction Cost (Stated Cost Limitation):	\$23,500,000

Number of firms that applied for this commission: 45

Recommended firms in rank order:

- 1) Lyman Davidson Dooley, Inc., Marietta, GA
- 2) Hecht Burdeshaw Architects, Inc., Columbus, GA
- 3) HKS, Inc., Atlanta, GA
- 4) Smallwood Reynolds Stewart Stewart & Associates, Inc., Atlanta, GA

Understanding: In October 2008, the Vice Chancellor for Facilities, Linda M. Daniels, presented the proposed list of GHEFA projects as an information item. This project was approved by the Board in November 2008 as a GHEFA project.

**4. Appointment of Development Firm, Project No. GHEFA-34-0901, Student Housing Phase III, Southern Polytechnic State University**

Approved: That the Board appointed the first-named development firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

**Project No. GHEFA-34-0901, Student Housing Phase III, Southern Polytechnic State University**

Project Description: The proposed project will include 600 student housing beds in suite style units, dining facilities, on-site parking, and 120 student housing beds of special interest housing.

The project will be funded from Georgia Higher Education Facilities Authority (“GHEFA”) bonds and the debt serviced by student housing rent collections.

Total Project Cost:	\$38,900,000
Construction Cost (Stated Cost Limitation):	\$30,400,000

Number of firms that applied for this commission: 6

Recommended firms in rank order:

- 1) Ambling University Development Group LLC, Valdosta, GA
- 2) University Housing Services, Inc., St. Petersburg, FL
- 3) Collegiate Development Services, LP, Irving, TX

Understanding: In October 2008, the Vice Chancellor for Facilities, Linda M. Daniels, presented the proposed list of GHEFA projects as an information item. This project was approved by the Board in November 2008 as a GHEFA project.

**5. Sub-Rental Agreement, Centennial Research Building, 400 Tenth Street, NW, Atlanta, Georgia Institute of Technology**

Approved: The Board authorized the execution of a sub-rental agreement between Georgia Tech Research Corporation the (“GTRC”) Sub-Landlord, and the Board of Regents, Sub-Tenant, for approximately 197,981 square feet (“SF”) at 400 Tenth Street, NW, known as the Centennial Research Building, for the period July 1, 2009, through June 30, 2010, at a monthly rent of \$125,870 (\$1,510,440 per year annualized/ \$7.63 per square foot per year) with options to renew on a year-to-year basis for nine consecutive one-year periods at the same rent rate, for the use of Georgia Institute of Technology (“GIT”). The terms of this sub-rental agreement are subject to review and legal approval of the Office of the Attorney General.

Understandings: In March 1985 the Board authorized sub-renting 44,312 SF in this facility. In June 1995 the Board authorized sub-renting this facility.

This sub-rental agreement is not subject to the rental agreement between The University Financing Foundation, Landlord, and GTRC, Tenant.

This space is used by Georgia Tech Research Institute, the GIT office of legal affairs, and for research programs including the Electronic Systems Laboratory and the Signature Technology Laboratory in support of the mission of GIT.

Operating expenses, including utilities, maintenance, repairs, janitorial, trash removal and pest control, are estimated to be \$1,004,358 per year annualized.

**6. Gifts of Real Property, 23.33 acres and 17.1081 acres, Lawrenceville, Georgia Gwinnett College**

Approved: The Board accepted a gift of approximately 23.33 acres of unimproved real property contiguous to the northwest of the Georgia Gwinnett College (“GGC”) campus from Gwinnett County (the “County”) for the use and benefit of GGC.

The Board also accepted a gift of approximately 17.1081 acres of unimproved real property on Collins Hill Road from the County for the use and benefit of GGC.

The acquisition of these tracts of real property is subject to completion of an environmental assessment of the real property indicating no significant problems or, if environmental problems are indicated, said problems be mitigated before the real property is acquired. The legal details involved with accepting these gifts of real property will be handled by the Office of the Attorney General.

Understandings: Acquisition of these tracts of real property is consistent with GGC’s master plan.

An appraisal conducted by Dori D. Bower of Marietta, in October 2008, values the 23.33 acre tract at \$700,000 and the 17.1081 acre tract at \$430,000.

There are no reversions on the real property. The 23.33 acre tract contains a floodplain area associated with the Yellow River. Approximately 11 acres of the 17.1081 acre tract is a portion of Channings Lake, an associated temporary pool easement, and a Georgia Power easement. The County will reserve a 50 foot wide easement for a paved pedestrian path through both tracts.

**7. Gift of Real Property and Demolition, 953 State Street, Georgia Institute of Technology**

Approved: The Board accepted a gift of approximately 0.14 acre of improved real property located at 953 State Street, Atlanta, from the Georgia Tech Foundation Real Estate Holding Corporation (the “GTFREHC”) for the use and benefit of the Georgia Institute of Technology (“GIT”). The acquisition of this real property is subject to completion of an environmental assessment of the real property indicating no significant problems or, if environmental problems are indicated, said

problems be mitigated before the real property is acquired. The legal details involved with accepting this gift of real property will be handled by the Office of the Attorney General.

The Board declared the building located at 953 State Street, Atlanta to be no longer advantageously useful to GIT or any units of the University System of Georgia and authorized demolition and removal of this building.

The Board will request that the Governor issue an Executive Order authorizing the demolition and removal of this building from the campus of GIT. The demolition and removal of this building is subject to adequate mitigation of all adverse environmental impacts.

Understandings: Acquisition of this real property is consistent with the GIT master plan.

This real property was acquired by the GTFREHC in September 2008 for \$285,000. An appraisal conducted by Alex B. Rubin, MAI, Norcross, in October 2008 values the property at \$365,000.

There are no restrictions on the gift and no known reversions, restrictions, or adverse easements on the real property.

The 1,200-square-foot brick, wood-frame single family residence built in the 1920's is in poor condition. If acquired, the building is proposed for demolition and removal and the real property will be used as part of the site proposed for the Engineered Biosystems building.

As required by the Georgia Environmental Policy Act and the appropriate State Stewardship review, the Georgia Historic Preservation Division has reviewed this proposed project.

A hazardous materials survey and assessment has been conducted and has identified recommendations for the proper management and disposal of asbestos-containing materials, lead based paint, and other hazardous materials during demolition to ensure compliance with environmental regulations.

**8. Acquisition of Real Property and Demolition, 806 S. Main Street (Highway 301), Statesboro, Georgia Southern University**

Approved: The Board authorized the purchase of approximately 1.5 acres of improved real property located at 806 S. Main Street (Highway 301), Statesboro, from Barbara Faye Chester (the "Grantor") for \$255,000 for the use and benefit of Georgia Southern University ("GSOU"). The acquisition of this real property is subject to completion of an environmental assessment of the real property indicating no significant problems or, if environmental problems are indicated, said problems be mitigated before the real property is acquired. The legal details involved with this purchase of real property will be handled by the Office of the Attorney General.

The Board declared the building located at 806 S. Main Street, Statesboro to be no longer advantageously useful to GSOU or any units of the University System of Georgia and authorized demolition and removal of this building.



The Board will request that the Governor issue an Executive Order authorizing the demolition and removal of this building from the campus of GSOU. The demolition and removal of this building is subject to adequate mitigation of all adverse environmental impacts.

Understandings: Acquisition of this real property is consistent with the GSOU master plan.

Three independent appraisals of the real property are as follows:

<u>Appraiser</u>	<u>Appraised</u>	<u>Average</u>
Brian F. Considine, MAI, Savannah	\$390,000	
Johnnie Ganem, Savannah	\$300,000	\$316,666
William E. Hollingsworth, MAI,	\$260,000	

There are no restrictions on the acquisition and no known reversions, restrictions, or adverse easements on the real property.

The 5,068-square-foot prefabricated metal building constructed in 1974 is in poor condition. If acquired the building will be demolished and removed.

Funding for the purchase and demolition is from GSOU auxiliary funds.

As required by the Georgia Environmental Policy Act and the appropriate State Stewardship review, the Georgia Historic Preservation Division has reviewed this proposed project.

A hazardous materials survey and assessment has been conducted and has identified recommendations for the proper management and disposal of asbestos-containing materials, lead based paint, and other hazardous materials during demolition to ensure compliance with environmental regulations.

**9. Conveyance of 0.33 Acre of Real Property to Georgia Bureau of Investigation, Armstrong Atlantic State University**

Approved: The Board declared an approximately 0.33 acre tract of improved real property at Armstrong Atlantic State University (“AASU”) to be no longer advantageously useful to AASU or other units of the University System of Georgia but only to the extent and for the purpose of conveying this real property to the Georgia Bureau of Investigation (the “GBI”).

The Board authorized the conveyance of the above-referenced tract of real property to the GBI, subject to a reversion of the real property if it should cease to be used by the GBI. The legal details involved with the above transaction will be handled by the Office of the Attorney General.

Understandings: In June 1984, the Board authorized the transfer of 2.204 acres of unimproved real property to the GBI for its Regional Crime Lab and Drug Enforcement Unit. In August 2000, the Board authorized the transfer of an additional 1.98 acres of unimproved real property for the expansion of the GBI facility.

This real property, which has been rented to Southside Communities Fire Protection, Inc. from 1970 to 1999 and since 1999 to the City of Savannah for use as a fire station, is improved with a metal fire station building and associated site improvements. This real property is not contiguous to AASU property, and is bound by Mohawk Avenue and Middleground Road and on the other two sides by GBI property.

The GBI will use the real property to house specialty vehicles associated with bomb investigations.

**10. Disposition of Real Property, 1.0 acre at Tifton Campus, University of Georgia**

Approved: The Board declared approximately 1.0 acres of unimproved real property located on Zion Hope Road at the Tifton Campus of the University of Georgia to be no longer advantageously useful to the University of Georgia (“UGA”) or other units of the University System of Georgia (“USG”) but only to the extent and for the purpose of allowing the sale of this real property for the benefit of UGA and the USG.

The Board authorized the sale of the above property to the Georgia Pecan Growers Association, Inc. (the “GPGA”) for \$13,000. The Board retained a reversionary interest in the real property should the property no longer be used by the GPGA.

The legal details involved with this sale of the above real property will be handled by the Office of the Attorney General.

Understandings: The GPGA will use this real property to establish a branch office and meeting area to support continued collaboration between GPGA and UGA.

A Georgia Environmental Policy Act (“GEPA”) assessment has been completed and indicates no significant adverse environmental effects from this sale.

An independent appraisal was performed by Greg F. Crumley, MAI, Tifton indicating an appraised value of \$13,000.

**11. Naming of Lucy C. Huie Hall, Morrow, Clayton State University**

Approved: The Board approved the naming of the Aviation Maintenance Building at the Aviation Maintenance Technology Facility on Tara Boulevard, Morrow, Clayton State University (“CLSU”) the “Lucy C. Huie Hall” in recognition of Lucy C. Huie.

Understandings: President Thomas K. Harden confirms that this naming conforms to the CLSU naming guidelines and with the Board of Regents naming policy.

Lucy C. Huie is a long time resident of Clayton County and a Trustee of the Clayton State University Foundation. In the late 1950’s Lucy Huie and several neighbors began the Clayton County Chapter of Help Our Public Education (“HOPE”) whose focus was to keep public schools

open despite the controversy surrounding desegregation. In October 1997, Ms. Huie donated 6.28 acres of land to then Clayton State College at the Aviation Maintenance Technology Facility on Tara Boulevard, Morrow.

**12. Naming of Kurt S. Nelson Residence Hall, Georgia Institute of Technology**

Approved: The Board approved the naming of the Undergraduate Living Center West at the Georgia Institute of Technology (“GIT”) the “Kurt S. Nelson Residence Hall” in recognition of Kurt S. Nelson.

Understandings: Interim President Gary B. Schuster confirms that this naming conforms to the GIT naming guidelines and with the Board of Regents naming policy.

The Undergraduate Living Center West, completed in 1996 as part of the Centennial Olympic Games, provides 228 suite style student housing beds.

Through the generous commitment and support of Kurt S. Nelson, a gift \$3.0 million has been made for unrestricted endowment support of GIT and an additional \$2.5 million gift will establish an endowment for need-based scholarships for undergraduate students at GIT.

Kurt S. Nelson graduated in 1971 with a degree in civil engineering. Mr. Nelson served as chapter president of Phi Gamma Delta Fraternity at GIT. Upon graduation from GIT, Mr. Nelson was hired by J. Ray McDermott Inc., the oil and gas services unit of Houston-based McDermott International Inc. Mr. Nelson retired in 2005 as Senior Vice President of Sales, Marketing, and Strategic Planning.

**13. Naming of Edward D. Mobley Administration Building, Bainbridge College**

Approved: The Board approved the naming of Building 100 at Bainbridge College (“BC”) the “Edward D. Mobley Administration Building” in recognition of Dr. Edward D. Mobley.

Understandings: President Thomas A. Wilkerson confirms that this naming conforms to the BC naming guidelines and with the Board of Regents naming policy.

Dr. Edward D. Mobley was the founding president of BC and served as president from 1972 to 1997. Dr. Mobley oversaw the construction of the campus; recruitment of faculty, staff and students; and creation of the original curriculum. Prior to being named president Dr. Mobley served then Dalton Junior College as Chair of the Humanities Division and Academic Dean.

**14. Executive Session**

Withdrawn: The executive session was withdrawn by staff prior to the committee meeting.

**15. Information Item: Annual Reporting Per Board Policy, Section 900**

The Vice Chancellor for Facilities, Linda M. Daniels, and the Assistant Vice Chancellor for Design and Construction, Sharon F. Brittain, presented annual reports as required by Board Policy Section 900.

**16. Information Item: Update of Authorization of the Chair of the Real Estate and Facilities Committee to Approve Amended Rent Amounts**

The Vice Chancellor for Facilities, Linda M. Daniels, updated the Committee on the authorization granted by the Board at the October 2008 meeting for the Chair of the Real Estate and Facilities Committee to approve amended rent amounts.

The committee meeting adjourned at approximately 2:05 p.m.

**UNFINISHED BUSINESS**

There was none.

**NEW BUSINESS**

Chair Tucker asked Regent James A. Bishop, Chair of the University System of Georgia Foundation, Inc. (the "Foundation") to give the Board an update on the Regents' Award for Excellence in Education Celebration on March 28, 2009, at the Marriott Marquis Atlanta. This year, the Trustees have set a goal of raising \$1.3 million dollars. Regent Bishop stated that the Foundation would not be able to come close to that figure without an aggressive drive for repeat and new sponsorships including a 100% participation rate by the Regents. He also provided his fellow Regents with information on what programs and scholarships are supported through this fundraising event and asked each of them make their nominations for the McMillan Lifetime Achievement Awards.

The Board approved the request of President Beheruz N. Sethna that the University of West Georgia be authorized to award an Honorary Doctorate of Humane Letters to J. Willis Hurst, MD at the university's May 2009 commencement.

**PETITIONS AND COMMUNICATIONS**

The Secretary to the Board noted the passing of Henry King Stanford, President Emeritus of the University of Georgia; Helen Crawford, wife of former USG Chancellor, the late Dr. Vernon D. Crawford; and Harry O'Rear, former president of the Medical College of Georgia.

Mr. Newsome also announced that the next regular meeting of the Board is scheduled for February 10-11, 2009, in Atlanta.

**EXECUTIVE SESSION**

At approximately 4:00 p.m. on Tuesday, January 13, 2009, Chair Richard L. Tucker called for an executive session for the purpose of discussing personnel and compensation issues. With motion properly made and variously seconded, the Regents who were present voted unanimously to go into

executive session. Those Regents are as listed above. University System of Georgia staff members who were also present for a portion of the meeting included Chancellor Erroll B. Davis Jr., the Vice Chancellor for Legal Affairs, J. Burns Newsome, the Chief Operating Officer, Robert E. Watts, and the Chief Academic Officer & Executive Vice Chancellor for Academic Affairs, Susan Herbst. In accordance with H.B. 278, Section 3 (amending O.C.G.A. § 50-14-4), an affidavit regarding this executive session is on file with the Chancellor's Office.

At approximately 4:40 p.m., Chair Tucker reconvened the Board meeting in its regular session and announced that no actions were taken during the executive session.

**1. Presidential Salaries**

Ratified: The Board ratified and approved Chancellor Erroll B. Davis, Jr.'s administrative decision with respect to presidential salaries for Fiscal Year 2009.

**2. Policy Waivers**

Approved: The Board waived policies 201(c) and 202 solely for the following actions.

**3. Presidential Appointment for the College of Coastal Georgia**

Approved: The Board approved the recommendation of Chancellor Davis and appointed Dr. Valerie Hepburn as the president of the College of Coastal Georgia. Regent Bishop enthusiastically made the motion, which was unanimously approved.

**4. Presidential Appointment for South Georgia College**

Approved: The Board unanimously approved the recommendation of Chancellor Davis and appointed Dr. Virginia Carson as the president of South Georgia College.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned at approximately 4:45 p.m. on Tuesday, January 13, 2009.

s/  
J. Burns Newsome  
Secretary, Board of Regents  
University System of Georgia

s/ \_\_\_\_\_  
Richard L. Tucker  
Chair, Board of Regents  
University System of Georgia