

**MINUTES OF THE MEETING OF THE
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA
HELD AT
Atlanta Georgia
June 9-10, 2009**

CALL TO ORDER

The Board of Regents of the University System of Georgia met on Tuesday, June 9, 2009, and on Wednesday, June 10, 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 1:00 p.m. on Tuesday, June 9, 2009. Present on Tuesday and Wednesday, 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., Doreen Stiles Poitevint, Willis J. Potts, Jr., Wanda Yancey Rodwell, Kessell D. Stelling, Jr., and Allan Vigil. Regents William H. NeSmith, Jr., and Benjamin Tarbuton, III, were excused on both days.

INVOCATION

The invocation was given on each day by Regent Donald M. Leebern, Jr.

SAFETY BRIEFING

The safety briefing was given on each day by Chief Bruce Holmes.

ATTENDANCE REPORT

The attendance report was given on each day by the Secretary to the Board J. Burns Newsome.

APPROVAL OF MINUTES

The minutes of the Board of Regents meeting held on May 12, 2009, were unanimously approved.

CHANCELLOR'S REPORT

In his report, Chancellor Erroll B. Davis, Jr., noted that this is the time of year when we congratulate our graduating students, motivate continuing students, and start to welcome our new students. He also indicated that, if advance indications are correct, we will have a lot of new faces to welcome this fall!

The Chancellor reminded the Board that the major risk facing the University System continues to be the economy and significantly eroded state revenues. In that regard, the University System has sustained \$368.1 million in cuts to its state appropriation. After factoring in the \$92.6 million in stimulus funding as a temporary offset, the cut is still \$275.5 million. Accordingly, the Board is

asking its institutions to step up their efforts in other revenue areas.

The Chancellor reiterated his optimism that the System and campus-based leaders have demonstrated that they know how to manage these financial challenges. That leadership will, however, be severely challenged, particularly if state revenues continue to fall. The Board must be even more adroit and more resourceful if the University System is to continue to meet the needs of businesses and others who seek knowledge workers and access to our research assets and intellectual capital. As the Chancellor has on many occasions, he emphasized again that the University System of Georgia is not a cost to this state or its citizens – it is an investment. It is not a problem – it is a solution to problems. We know this – we understand it. We now must do more to help others to know and understand equally well this truth. To earn any strong return on investment requires sustained investment.

In conclusion, the Chancellor reported that the University System Office is the winner of the “Governor’s Cup” in the 101-500 employee group for the 2008-2009 campaign. In fact, the University System Office had the highest contribution per employee for the campaign – \$205.94. In tough times, when staff received no merit salary increase this year – will receive none next year – and saw increases in health insurance premiums – individuals still opened their hearts and wallets to those less fortunate. The Chancellor offered this as an example of what motivated individuals can do – how they can rise to the occasion, even in the most difficult of times.

COMMITTEE OF THE WHOLE: STRATEGIC PLANNING

Under the leadership of Chair Robert F. Hatcher, the Strategic Planning Committee met as a Committee of the Whole at approximately 10:24 a.m. on Wednesday, June 10, 2009.

In partnership with the Alliance of Education Agency Heads and the Office of the Governor, the University System of Georgia is leading the implementation of a \$4 million, two-year College Access Challenge Grant awarded by the U.S. Department of Education to improve the college-going rates of Georgia’s low income students. The Vice Chancellor for P-16 Initiatives, Lynne Weisenbach, and the Executive Director for Teaching Quality and Education Policy, Patricia Paterson, reported on accomplishments from the first seven months of grant implementation and introduced to the Board Mr. Mark Smith, a non-traditional Valdosta State University student who has benefited from the grant.

COMMITTEE REPORTS

EXECUTIVE AND COMPENSATION COMMITTEE

The Executive and Compensation Committee met on Tuesday, June 9, 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.

Chancellor Erroll B. Davis, Jr., provided the committee with information regarding state appropriations to various state educational agencies, including the University System. The

committee also discussed, but took no action on, the Board's policies regarding searches for presidents of University System institutions.

At approximately 11:23 a.m. on Tuesday, June 9, 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 12:12 p.m. and announced that no actions were taken during executive session.

The committee meeting adjourned at approximately 12:13 p.m.

COMMITTEE ON ACADEMIC AFFAIRS

The Committee on Academic Affairs met on Tuesday, June 9, 2009, at approximately 1:10 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. The Chief Academic Officer & Executive Vice Chancellor, Susan Herbst, and other System Office staff and institutional representatives also were in attendance. Chair Bishop reported to the Board that the Committee reviewed 34 items, 33 of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Revised Mission Statement, Fort Valley State University

The Board approved a revised mission statement for Fort Valley State University. The revised mission statement is appended to these minutes as Appendix I.

2. Substantive Change of the Bachelor of Arts with a Major in English, Albany State University

The Board approved the request of President Everette J. Freeman that Albany State University be authorized to substantively change the Bachelor of Arts with a major in English.

3. Establishment of a Master of Archival Studies, Clayton State University

The Board approved the request of Interim President Thomas J. Hynes that Clayton State University be authorized establish a Master of Archival Studies.

4. **Establishment of an RN to Master of Science in Nursing Degree Option, Clayton State University**

The Board approved the request of Interim President Thomas J. Hynes that Clayton State University be authorized establish a curricular option that provides for progression from Registered Nurse licensure to a Master of Science in Nursing degree option.

5. **Establishment of the External Delivery of the Existing Master of Business Administration at a Site in Rockdale County, Clayton State University**

The Board approved the request of Interim President Thomas J. Hynes that Clayton State University be authorized to establish, as an external degree, program delivery of the existing Master of Business Administration at a site in Rockdale County.

6. **Establishment of the External Delivery of the Existing Bachelor of Business Administration with a Major in General Business at the Fayette County Site, Clayton State University**

The Board approved the request of Interim President Thomas J. Hynes that Clayton State University be authorized to establish, as an external degree, program delivery of the existing Bachelor of Business Administration at a Fayette County site.

7. **Establishment of the External Delivery of the Existing Associate of Science in Nursing at a site in Sandersville, Georgia, Darton College**

The Board approved the request of President Peter J. Sireno that Darton College be authorized to establish, as an external degree, delivery of the existing Associate of Science in Nursing at a site in Sandersville, Georgia.

8. **Establishment of a Bachelor of Science with a Major in Athletic Training, Georgia College & State University**

The Board approved the request of President Dorothy Leland that Georgia College & State University be authorized to establish a Bachelor of Science with a major in Athletic Training.

9. **Establishment of a Dual Degree from Existing Programs: the Master of Business Administration and the Master of Public Administration, Kennesaw State University**

The Board approved the request of President Daniel S. Papp that Kennesaw State University be authorized to establish the dual administration of two degree programs: the Master of Business Administration and the Master of Public Administration.

10. **Establishment of the External Delivery of a Joint Degree with Peking University, Doctor of Philosophy with a Major in Materials Science and Engineering, Georgia Institute of Technology**

The Board approved the request of President G. P. Peterson that the Georgia Institute of Technology be authorized to establish the external delivery of a joint degree with Peking University, a Doctor of Philosophy with a major in Materials Science and Engineering.

11. **Substantive Change of the Existing Master of Science in Health Systems, Georgia Institute of Technology**

The Board approved the request of President G. P. Peterson that the Georgia Institute of Technology be authorized to change the existing Master of Science in Health Systems.

12. **Establishment of the External Delivery of the Master of Education with a Major in Health and Physical Education at the DeKalb County School System Board of Education and Peachtree Middle School, Georgia State University**

The Board approved the request of President Mark P. Becker that Georgia State University be authorized to establish, as an external degree, the Master of Education with a major in Health in Physical Education at the DeKalb County School System Board of Education and Peachtree Middle School.

13. **Establishment of the External Delivery of the Bachelor of Science in Education with a Major in Early Childhood Education at Georgia Perimeter College's Newton Campus, Georgia State University**

The Board approved the request of President Mark P. Becker that Georgia State University be authorized to establish, as an external degree, the Bachelor of Science in Education with a major in Early Childhood Education at Georgia Perimeter College's Newton County Campus.

14. **Termination of the Master of Arts in Teaching with a Major in Behavioral Learning Disabilities and Master of Arts in Teaching with a Major in Multiple and Severe Disabilities, Georgia State University**

The Board approved the request of President Mark P. Becker that Georgia State University be authorized to terminate the Master of Arts in Teaching with a major in Behavioral Learning Disabilities and Master of Arts in Teaching with a major in Multiple and Severe Disabilities.

15. **Establishment of the External Delivery of the Bachelor of Business Administration and Master of Business Administration at Georgia Perimeter College's Newton Campus, Georgia State University**

The Board approved the request of President Mark P. Becker that Georgia State University be

authorized to establish, as external degrees, the Bachelor of Business Administration and Master of Business Administration as external degrees to be offered at Georgia Perimeter College's Newton County Campus.

16. **Establishment of the External Delivery of the Master of Education with a Major in Teaching and Learning (Concentration in Special Education Online), Georgia Southern University**

The Board approved the request of President Bruce F. Grube that Georgia Southern University be authorized to establish, as an external degree, the existing Master of Education with a major in Teaching and Learning with a concentration in Special Education.

17. **Establishment of the External Delivery of Bachelor of Science in Information Technology, Macon State College**

The Board approved the request of President David A. Bell that Macon State College be authorized to establish, as an external degree, the existing Bachelor of Science in Information Technology.

18. **Establishment of a Bachelor of Science in Political Science, Southern Polytechnic State University**

The Board approved the request of President Lisa A. Rossbacher that Southern Polytechnic State University be authorized to establish a Bachelor of Science in Political Science.

19. **Establishment of the External Delivery of the Bachelor of Science in Education with a Major in Early Childhood Education at the Newnan Site, University of West Georgia**

The Board approved the request of President Beheruz N. Sethna that the University of West Georgia be authorized to establish, as an external degree, the Bachelor of Science in Education with a major in Early Childhood Education at a Newnan Site.

20. **Establishment of the External Delivery of the Doctor of Education with a Major in Higher Education at the UGA Atlanta Site, University of Georgia**

The Board approved the request of President Michael F. Adams that the University of Georgia be authorized to establish, as an external degree, the Doctor of Education with a major in Higher Education at an Atlanta site.

21. **Redesignation of the Master of Education with a Major in English and Establishment of the Master of Arts in Teaching with a Major in English Education, University of Georgia**

The Board approved the request of President Michael F. Adams that the University of Georgia be authorized to redesignate the existing Master of Education with a major in English and establish a

Master of Arts in Teaching with a major in English Education.

22. **Redesignation of the Bachelor of Science in Education with a Major in Family and Consumer Sciences to the Master of Arts in Teaching with Teaching Fields in Secondary Education, Georgia Southern University**

The Board approved the request of President Bruce F. Grube that Georgia Southern University be authorized to redesignate the Bachelor of Science in Education with a major in Family and Consumer Sciences to the Master of Arts in Teaching with Teaching Fields in Secondary Education.

23. **Restructuring of the Specialist in Education with a Major in School Psychology, Georgia Southern University**

The Board approved the request of President Bruce F. Grube that Georgia Southern University be authorized to restructure the existing Specialist in Education with a major in School Psychology.

24. **Degree Credit Hour Waiver for the Master of Healthcare Administration, Georgia Southern University**

The Board approved the request of President Bruce F. Grube that Georgia Southern University be authorized for a waiver to degree credit hour length for the existing Master of Healthcare Administration.

25. **Degree Credit Hour Waiver for the Bachelor of Science in Education with a Major in Health and Physical Education, University of Georgia**

The Board approved the request of President Michael F. Adams that the University of Georgia be authorized for a waiver to degree credit hour length for the existing Bachelor of Science in Education with a major in Health and Physical Education.

26. **Substantive Change of the Bachelor of Science with a Major in Biology, Georgia Gwinnett College**

The Board approved the request of President Daniel J. Kaufman that Georgia Gwinnett College be authorized to change the Bachelor of Science with a major in Biology to enable the addition of a teacher certification track.

27. **Establishment of a Bachelor of Science with a Major in Mathematics, Georgia Gwinnett College**

The Board approved the request of President Daniel J. Kaufman that Georgia Gwinnett College be authorized to establish a Bachelor of Science with a major in Mathematics.

28. Establishment of a Bachelor of Arts with a Major in English, Georgia Gwinnett College

The Board approved the request of President Daniel J. Kaufman that Georgia Gwinnett College be authorized to establish a Bachelor of Arts with a major in English.

29. Establishment of a Bachelor of Arts with a Major in History, Georgia Gwinnett College

The Board approved the request of President Daniel J. Kaufman that Georgia Gwinnett College be authorized to establish a Bachelor of Arts with a major in History.

30. Consolidation of Degree Programs in Spanish and French, Augusta State University

The Board approved the request of President William A. Bloodworth, Jr., that Augusta State University be authorized to consolidate programs in Spanish and French.

31. Establishment of the Georgia Soft Goods Education Foundation Distinguished Professorship, University of Georgia

The Board authorized President Michael F. Adams to establish the following professorships:

- a. the Georgia Soft Goods Education Foundation Distinguished Professorship,
- b. the Janette McGarity Barber Distinguished Professorship,
- c. the Ander M. Crenshaw Professorship in Public Policy,
- d. the Dan B. Franklin Distinguished Professorship,
- e. the Mary Frances Early Teacher Education Professorship,
- f. the E. Paul Torrance Professorship in Creativity and Gifted Education,
- g. the Georgia Power Professor in Environmental Ethics,
- h. the Georgia Power Professor in Water Resources Policy, and
- i. the Stanley W. Shelton Professor of Public Finance.

32. Establishment of the Violet Litchfield and Thomas Bryant Buck, Jr. Faculty Chair in Real Estate, Columbus State University

The Board approved the request of President Timothy S. Mescon that Columbus State University be authorized to establish the Violet Litchfield and Thomas Bryant Buck, Jr., Faculty Chair in Real Estate and the Ethel Foley Chair in Orchestral Conducting.

33. Named Faculty Positions

The administrative and academic appointments were reviewed by the Chair of the Committee on Academic Affairs. A list of such appointments is on file and available for inspection in the Board's Office of Academic Affairs.

34. Information Item: Deactivation of the Consortial Doctor of Physical Therapy Degree, Medical College of Georgia, North Georgia College & State University, and Armstrong Atlantic State University

The Director of Academic Program Coordination, Dr. Marci M. Middleton, provided a report on the progress of dissolution of the collaborative Doctor of Physical Therapy degree consortium

The committee meeting adjourned at approximately 2:00 p.m.

COMMITTEE ON INTERNAL AUDIT

The Committee on Internal Audit met on Tuesday, June 9, 2009, at approximately 1:51 p.m. in the Boardroom. Committee members in attendance were Chair Felton Jenkins, Vice Chair James R. Jolly, and Regents William H. Cleveland, Donald M. Leebern, Jr., Willis J. Potts, Jr., and Allan Vigil. The Vice Chair of the Board, Robert F. Hatcher, and Chancellor Erroll B. Davis, Jr., also were in attendance. Chair Jenkins reported to the Board that the Committee reviewed one item, which did not require Board action.

1. Information Item: Enterprise Risk Management – Status of Pilot Implementation

Interim Chief Audit Officer and Associate Vice Chancellor John Fuchko provided the committee with an update on the status of three major initiatives: the USG Ethics Policy, the USG Compliance program and the USG Enterprise Risk Management program. Mr. Fuchko was assisted by Dr. Ellen Whitford, Vice President for Academic Affairs at Armstrong Atlantic State University, and Mr. John McGuthry, Chief Information Officer and Assistant to the President at Armstrong Atlantic State University.

The Committee meeting adjourned at approximately 2:17 p.m.

COMMITTEE ON MEDICAL EDUCATION EXPANSION

The Committee on Medical Education Expansion met on Wednesday, June 10, 2009, at approximately 8:30 a.m. in the Room 5158. Committee members in attendance were Chair James A. Bishop, and Regents Kenneth R. Bernard, Jr., Felton Jenkins, Donald M. Leebern, Jr., Willis J. Potts, Jr., and Kessel D. Stelling, Jr. The Vice Chair of the Board, Robert F. Hatcher, also was in attendance. Chair Bishop reported to the Board that the Committee reviewed three items, none of which required Board action.

1. Information Item: Update on April LCME Site Visit

Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia, Dr. Barbara Schuster, Dean of the MCG/UGA Medical Partnership Campus in Athens and Dr. Arnett Mace, Provost of the University of Georgia provided the committee with information about the recent site visit of the Liaison Committee on Medical Education.

2. Information Item: Update on Developments with Medical Education Programs at Partnership Campus

Dr. Barbara Schuster, Dean of the MCG/UGA Medical Partnership Campus in Athens, provided the committee with an update on developments to begin medical education operations in the Partnership campus in Athens. Information provided to the committee covered ongoing progress with recruitments, facilities and equipment, curriculum development, student services, admissions, and other items.

3. Information Item: Planning for GME expansion

Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia, updated the committee plans that have been developed for graduate medical education.

The Committee meeting adjourned at approximately 9:15 a.m.

COMMITTEE ON FINANCE & BUSINESS OPERATIONS

The Committee on Finance & Business Operations met on Tuesday, June 9, 2009, at approximately 1:08 p.m. in the Boardroom. 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., and Allan Vigil. The Chair of the Board, Richard L. Tucker, the Vice Chair of the Board, Robert F. Hatcher, and Chancellor Erroll B. Davis, Jr., also were in attendance. Chair Potts reported to the Board that the Committee reviewed 6 items, 5 of which required action. With motion properly made, seconded, and unanimously adopted, the Board accepted the committee's report of the following:

1. Fiscal Year 2010 Operating and Capital Budgets

The Board approved the fiscal year 2010 operating and capital budgets for the University System of Georgia. The operating and capital budgets are on file and available for inspection in the Board's Office of Fiscal Affairs.

The total FY 2010 budget for the University System of Georgia is almost \$6.27 billion, up from \$6.10 billion in the original budget for FY 2009. This includes funding from all sources, unrestricted and restricted. It represents an overall increase of \$164 million or 2.7%, which is significantly lower than the prior year increase of \$407 million or 7.1%. The primary reason is the cumulative continuing reduction in state funds of \$275 million for the University System of Georgia.

Educational and General Funds: Educational and General Funds serve the primary mission of the University System: teaching, research and public service as well as academic support, student services, institutional support and plant operations. It includes restricted funds such as sponsored research funding from federal, state and private sources, and unrestricted funds such as state funds, tuition, and other general funds. The total educational and general budget for the University System for FY 2010 is \$5.33 billion, up from \$5.22 billion in the original budget for FY 2009. The increase

is due to a projected increase in sponsored funds as well as tuition revenue from a projected enrollment increase.

Auxiliary Enterprises: Auxiliary Enterprises include student housing, parking, food services, bookstore operations, transportation, athletics, health clinics and other functions that primarily serve the students, faculty and staff at the institutions. The FY 2010 budget is projected to be \$677 million, up from \$596 million in the original budget for FY 2009. Auxiliary operations are self-supporting and the rates for the various services are set to cover the cost of operations.

Capital: The Capital Budget includes routine maintenance and repair projects, MRR projects, as well as other capital projects that are managed by the institutions. The FY 2010 budget is projected to be \$151.8 million, which is less than the FY 2009 budget of \$194 million in the original budget for FY 2009. All bond projects funded by the state are recorded and accounted for in GSFIC's budget, unless the institution has the responsibility for managing the project. Some of the projects budgeted in FY 2009 have been completed and are not included in the FY 2010 budget, which accounts for the decrease in the FY 2010 budget.

Student Activities: Student Activities include a range of activities paid for by student fees such as student government activities, campus newspaper, radio/television, and other extra-curricular activities. The FY 2010 budget of \$100.6 million is up from the \$91.5 million in FY 2009 primarily due to the projected increase in enrollment as well as the increase in mandatory fees.

2. Increase in Mandatory Fees at Darton College

The Board approved a mandatory fee of \$10 per semester at Darton College for the access card/identification system.

President Peter J. Sireno requests approval for an access card fee of \$10 per semester. The access card/ID system provides students with (1) proof of identity and access to various buildings on campus, (2) access to student's records such as registration, financial aid, records and admissions, and (3) access to recreation and fitness facilities, math lab, reading lab, writing lab and foreign language lab. It will also enable student purchases in the new bookstore and food service operations, both of which will open in fall 2010.

	<u>Currently Approved</u>	<u>Proposed</u>
Activity Fee	\$150	\$150
Athletic Fee	\$ 89	\$ 89
Technology Fee	\$ 48	\$ 48
Access Card	_____	\$ 10 _____
Total	_____ \$287 _____	_____ \$297 _____

3. Increase in Mandatory Fees at Columbus State University

The Board approved an increase to the technology fee of \$16 per semester for Columbus State University, effective fall 2009.

President Timothy S. Mescon requested the approval of an increase to the technology fee of \$16 per semester to enhance the technology infrastructure at Columbus State University to benefit students in a variety of ways. They include (1) converting remaining 60% of campus to wireless, (2) providing 24/7 computer support for student housing, (3) converting student housing from land lines to digital network, (4) increasing educational software platforms for on-campus and on-line instruction, (5) providing equipment for the student collaborative learning center in the library, and (6) establishing a 24/7 PC/laptop service shop on campus.

	<u>Currently Approved</u>	<u>Proposed</u>
Activity Fee	\$ 62	\$ 62
Athletic Fee	\$145	\$145
Health	\$ 43	\$ 43
Parking	\$ 39	\$ 39
Recreation-Facility	\$125	\$125
Technology Fee	\$ 50	\$ 66
Transportation	<u>\$ 20</u>	<u>\$ 20</u>
Total	<u>\$484</u>	<u>\$500</u>

4. Increase in Mandatory Fees at North Georgia College & State University

The Board approved an increase to the transportation fee of \$105 per semester for North Georgia College & State University (“NGCSU”), effective fall 2010.

President David L. Potter requested an increase to the transportation fee to support a \$13.9 million proposed parking deck, which is on the Real Estate and Facilities Committee agenda for June 2009. The fee is required to fund the costs of providing and maintaining facilities, parking, and transportation infrastructure. NGCSU is expanding campus housing with a total of 975 new beds to be opened in fall 2010. This expansion is expected to displace approximately 150 surface parking spaces. The combination of lost surface parking spaces, along with increased demand for resident parking will result in a need for additional parking spaces as soon as the hall opens. With continued campus growth over the long term, parking shortfalls are expected to persist unless countermeasures are taken in the near term.

In order to meet the projected need for added parking in both the short and long term, NGCSU proposed the construction of a parking garage with a capacity of approximately 1000 spaces, at a cost of \$13.9 million. Based on this cost, an increase in the transportation fee of \$105 per semester is required to meet debt service requirements.

	<u>Currently Approved</u>	<u>Proposed</u>
Activity Fee	\$ 65	\$ 65
Athletic Fee	\$141	\$141
Health	\$ 70	\$ 70
Recreation	\$ 83	\$ 83
Technology Fee	\$ 65	\$ 65
Transportation	<u>\$ 70</u>	<u>\$175</u>
Total	<u>\$494</u>	<u>\$599</u>

Even though the fee will not be effective until FY 2011, an approval was required for bond issuance purposes.

5. Revision of *The Policy Manual* related to Tuition and Fees, Sections 704.011 (Tuition) Definitions, 704.012 The Guaranteed Tuition Plan, 704.014 Graduate Tuition, 704.015 Professional Program Tuition, and 704.021 Mandatory Student Fees

The Board approved the proposed revisions to Board Policies relating to Tuition and Fees. They were presented to the Board as an information item in May 2009. The changes are a follow-up to the tuition and fees approved in April 2009 for FY 2010.

The proposed policy revisions accomplish the following goals relating to tuition and fee strategy:

1. Changes the definition of full-time tuition rate for undergraduate students from 12 to 15 hours a semester. ***(Policy 704.011)***
2. Adds a new “finish-in-four” flat tuition model at the University of Georgia and Georgia Tech, where students will be charged a flat tuition based on 15 hours a semester to encourage students to graduate in four years. An alternate tuition level for students taking 6 hours less is also included. ***(Policy 704.011)***
3. Discontinues the guaranteed tuition plan for all new freshmen in FY 2010. ***(Policy 704.012)***
4. Clarifies that requests for graduate tuition from institutions should be based on market comparators for both in-state and out-of-state students. ***(Policy 704.014)***
5. Clarifies that Board approval is required for both in-state and out-of-state differential tuition for professional programs. ***(Policy 704.015)***
6. Provides the Board, under special circumstances, the ability to institute a system-wide fee without going through the fee process at every institution. ***(Policy 704.021)***

Revision of *The Policy Manual*, Section 704.011 Definitions

Below is the revised policy. The bold, highlighted texts represent additions and the stricken texts represent deletions.

<i>Current Policy</i>	<i>Proposed Policy</i>
<p align="center">704.011 DEFINITIONS</p>	<p align="center">704.011 DEFINITIONS</p>
<p>A. Tuition shall be defined as payment required for credit-based instruction and related services and shall be charged to all students. Tuition rates for all University System of Georgia institutions and programs shall be approved annually no later than the May meeting by the Board of Regents to become effective the following fall semester. Exceptions to this requirement may be granted upon recommendation of the Chancellor and approval by the Board of Regents. Tuition for both undergraduate and graduate students enrolled at an institution within the University System of Georgia shall be charged at the full rate for students enrolled for 12 credit hours or more and at a per credit hour rate for students enrolled for less than 12 credit hours. Distance education courses and programs as defined in Section 704.016 may be exempted from this policy and charged on a per credit hour basis.</p> <p>B. In-state tuition shall be defined as the rate paid by students who meet the residency status requirements as provided in Section 403 of The Policy Manual.</p> <p>C. Out-of-state tuition shall be defined as the rate paid by students who do not meet the residency status requirements as provided in</p>	<p>A. Tuition shall be defined as payment required for credit-based instruction and related services and shall be charged to all students. Tuition rates for all University System of Georgia institutions and programs shall be approved annually no later than the May meeting by the Board of Regents to become effective the following fall semester. Exceptions to this requirement may be granted upon recommendation of the Chancellor and approval by the Board of Regents. Tuition for both undergraduate and graduate students enrolled at an institution within the University System of Georgia shall be charged at the full rate for students enrolled for 12 15 credit hours or more and at a per credit hour rate for students enrolled for less than 12 15 credit hours, effective July 1, 2009. Graduate tuition will be charged at the full rate for students enrolled for 12 credit hours and at a per credit hour rate for students enrolled for less than 12 credit hours. Distance education courses and programs as defined in Section 704.016 may be exempted from this policy and charged on a per credit hour basis. Further, a “finish-in-four” tuition model which provides for a flat tuition based on 15</p>

Section 403 of The Policy Manual. Out-of-state tuition at all University System institutions shall be established at a rate that is at least four times the tuition rate charged to Georgia residents. University System of Georgia research universities may request increases in out-of-state tuition rates based upon the tuition levels of peer or comparable institutions.

D. The Guaranteed Tuition Rate shall be defined as the rate paid by students enrolled in a University System of Georgia undergraduate program who entered the System for the first time as new students or as transfer students in fall 2006 or later. The guaranteed tuition rate shall be held constant for each new student or transfer student (except those that may be classified as current and continuing students under Section 704.011 paragraph H) for a period of time as described in Section 704.012.

E. The Continuing Tuition Rate shall be defined as the rate paid by students enrolled in a University System of Georgia undergraduate program who entered the System for the first time as new students or as transfer students prior to fall 2006.

F. New Students shall be defined for the purposes of this section as students enrolled in an undergraduate program at a University

hours a semester will be charged at University of Georgia and Georgia Institute of Technology, for all students taking in excess of six hours, to encourage students to graduate in four years. Students taking 6 hours or fewer will pay a flat rate that will be lower than the 15-hour rate. The “finish-in-four” model is effective July 1, 2009.

B. In-state tuition shall be defined as the rate paid by students who meet the residency status requirements as provided in Section 403 of The Policy Manual.

C. Out-of-state tuition shall be defined as the rate paid by students who do not meet the residency status requirements as provided in Section 403 of The Policy Manual. Out-of-state tuition at all University System institutions shall be established at a rate that is at least four times the tuition rate charged to Georgia residents. University System of Georgia research universities may request increases in out-of-state tuition rates based upon the tuition levels of peer or comparable institutions.

D. The Guaranteed Tuition Rate shall be defined as the rate paid by students enrolled in a University System of Georgia undergraduate program who entered the System for the first time as new students or as transfer students

<p>System of Georgia institution for the first time in fall 2006 or later, and who have not previously earned academic credits at a postsecondary institution except as students jointly (or dually) enrolled in high school and a postsecondary education institution or through advanced placement credit.</p> <p>G. Non-University System of Georgia transfer students shall be defined as students who after high school graduation entered as a first time freshman to a non-USG postsecondary institution and earned academic credit.</p> <p>H. Current and Continuing Students shall be defined for the purposes of this section as students who entered the University System of Georgia for the first time as new students or as transfer students prior to fall 2006.</p> <p>I. Semester shall be defined for the purposes of this section as the standard term of instruction for each institution in the University System of Georgia for fall, spring, and summer. The summer semester shall be defined as the combined terms of instruction provided by University System of Georgia institutions which begin after the completion of the spring semester and end prior to the start of the fall semester (BR Minutes, October 2006).</p>	<p>prior to fall 2006 between fall 2006 and spring 2009. The guaranteed tuition rate shall be held constant for each new student or transfer student (except those that may be classified as current and continuing students under Section 704.011 paragraph H) for a period of time as described in Section 704.012.</p> <p>E. The Continuing Tuition Rate shall be defined as the rate paid by students enrolled in a University System of Georgia undergraduate program who entered the System for the first time as new students or as transfer students prior to fall 2006.</p> <p>F. New Students shall be defined for the purposes of this section as students enrolled in an undergraduate program at a University System of Georgia institution for the first time in fall 2006 or later between fall 2006 and spring 2009, and who have not previously earned academic credits at a postsecondary institution except as students jointly (or dually) enrolled in high school and a postsecondary education institution or through advanced placement credit.</p> <p>G. Non-University System of Georgia transfer students shall be defined as students who after high school graduation entered as a first time freshman to a non-USG</p>
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	<p>postsecondary institution and earned academic credit.</p> <p>H. Current and Continuing Students shall be defined for the purposes of this section as students who entered the University System of Georgia for the first time as new students or as transfer students prior to fall 2006.</p> <p>I. Semester shall be defined for the purposes of this section as the standard term of instruction for each institution in the University System of Georgia for fall, spring, and summer. The summer semester shall be defined as the combined terms of instruction provided by University System of Georgia institutions which begin after the completion of the spring semester and end prior to the start of the fall semester (BR Minutes, October 2006).</p>
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Revision of *The Policy Manual*, Section 704.012 The Guaranteed Tuition Plan

Below is the revised policy. The bold, highlighted texts represent additions and the stricken texts represent deletions.

Current Policy (Proposed change is the addition of alphabet “P” at the very end of the policy)

704.012 THE GUARANTEED TUITION PLAN

- A. Pursuant to Section 704.011, the Board of Regents shall annually approve guaranteed tuition rates for each of the institutions comprising the University System of Georgia.
- B. New students enrolled in an undergraduate program at a University System of Georgia

research, regional or state university shall be charged the approved guaranteed tuition rates for these institutions, which shall be fixed for new students for a period of four years (12 consecutive semesters, including fall, spring, and summer).

- C. New students enrolled in an undergraduate program at a University System of Georgia two-year college shall be charged the approved guaranteed tuition rates for these institutions, which shall be fixed for new students for a period of three years (nine consecutive semesters, including fall, spring, and summer).
- D. New students enrolled in an undergraduate program at a University System of Georgia state college shall be charged the approved guaranteed tuition rates for these institutions as follows:
 - 1. For new students enrolled in lower-division programs, the lower-division guaranteed tuition rate shall be charged and fixed for these new students for a period of three years (nine consecutive semesters including fall, spring, and summer).
 - 2. For new students enrolled in upper-division programs, the upper-division guaranteed tuition rate shall be charged and fixed for these new students for a period of two years (six consecutive semesters including fall, spring, and summer).
- E. New students enrolled initially in the university college programs at Armstrong Atlantic State University's Liberty Center, Augusta State University, Columbus State University, and Savannah State University who progress to the regular undergraduate programs offered by these institutions shall be charged the approved guaranteed tuition rates which shall be fixed for a period of five years (15 consecutive semesters) including fall, spring, and summer. New students who enter the regular undergraduate program at these institutions shall be charged the guaranteed tuition rate for four years (12 consecutive semesters) as provided for under Section 704.012 paragraph B.
- F. New students enrolling in the summer semester.
 - 1. New students enrolling in an undergraduate program at a University System of Georgia institution in summer 2006 may be charged either the nonguaranteed tuition rate approved by the Board of Regents effective fall 2005, or the guaranteed tuition rate

approved by the Board of Regents effective fall 2006 pursuant to the policy established by each University System of Georgia institution and subject to:

- A. If charged the nonguaranteed tuition rate for summer 2006, new students shall be charged the guaranteed tuition rate beginning fall 2006, which shall be fixed as provided under Section 704.012 paragraphs B through E.
 - B. If charged the guaranteed tuition rate for summer 2006, new students shall continue to be charged the same guaranteed tuition rate beginning fall 2006, which shall be fixed at that rate beginning with fall 2006 as provided under Section 704.012 paragraphs B through E.
2. New students enrolling in an undergraduate program at a University System of Georgia institution for the first time in summer 2007 and any summer thereafter shall be charged the guaranteed tuition rate approved by the Board of Regents for the year in which that summer occurs and be charged the new fall guaranteed tuition rate as provided under Section 704.012 paragraphs B through E.
- G. Transfer students
1. Transfer students from non-University System of Georgia institutions shall be charged the guaranteed tuition rate effective the year in which they transferred, which shall be fixed for two years (six consecutive semesters). This policy shall become effective for such students beginning with spring semester 2007.
 2. Transfer students from University System of Georgia institutions who first entered the System in fall 2006 or thereafter shall be charged the guaranteed tuition rate at their new institution that was approved for the year in which they first entered the University System, if that year does not precede the year of transfer by more than the period of time as described in Section 704.012, paragraphs B through D. This provision, however, shall not apply to students who transfer to the Medical College of Georgia's health profession programs as third-year students. These students shall pay the guaranteed tuition rate in effect in the year they transfer and shall retain that guaranteed tuition rate for no more than two years (six consecutive semesters).
- H. Students enrolled in programs requiring more than four years to complete. University

System of Georgia research, regional, and state universities may, under limited circumstances, extend the guaranteed tuition rate up to three additional consecutive semesters for certain selected programs that require more than four years to complete. A list of these programs must be provided to the Board of Regents annually.

- I. Students jointly enrolled in high school and a University System institution. Students jointly enrolled in high school and a University System institution should be charged the prevailing guaranteed tuition rate. The period of time is not fixed. Students who graduate from a high school with college credit are eligible for the guaranteed tuition rate as new students as provided under Section 704.11, paragraph F. Students in the two academies (the Georgia Academy for Mathematics and Engineering at Middle Georgia College and the Advanced Academy of Georgia at the University of West Georgia) are treated as new students when they first enter the University System of Georgia (i.e., they are eligible for the tuition rate prevailing when they start their program for a period of 12 consecutive semesters).
- J. Students called to active military duty. A student eligible to received the guaranteed tuition rate as provide under sections 704.011 and 704.012 who is called to active duty will receive an extended guarantee for the period of service up to two years (six consecutive semesters).
- K. Transient and non-degree-seeking students. University System of Georgia Transient and non-degree-seeking students who enrolled at a University System of Georgia institution in fall 2006 or later and who are assigned a guaranteed rate shall be charged at the assigned rate at the institution they attend. New non-University System of Georgia transient students enrolling at a USG institution should be assessed the same rates applicable for non-USG transfer students and have the benefit of maintaining that rate for two years (six consecutive semesters).
- L. Expiration of the guaranteed tuition rate. The guaranteed tuition rate for new and transfer students will expire at the end of the periods described under this section. Students shall be charged the prevailing guaranteed tuition rates established for the next semester in which they enroll at a University System of Georgia institution and be charged the new guaranteed tuition rates established each year by the Board of Regents.
- M. Appeal process. Each University System of Georgia institution shall establish a process to

allow students to appeal their eligibility for the guaranteed tuition rate based upon extenuating circumstances. Each institution shall have the final decision on any appeal.

N. The provisions of section 704.012 shall not apply to courses offered as distance learning courses or to undergraduate programs for which differential rates have been approved, except that the provisions shall apply to the undergraduate programs in Landscape Architecture and Forestry and Natural Resources at the University of Georgia (BR Minutes, October 2006; March 2007).

O. At the expiration of the guaranteed tuition rate term, part-time students (as defined in this section) shall be charged the non-guaranteed tuition rate as described in section 704.013,

paragraph E. Part-time students shall be defined as attempting no more than 48 cumulative semester credit hours over the four-year period.

For students at two-year institutions, part-time students shall be defined as attempting no more than 36 hours over the three-year guarantee period. For students enrolled at state colleges, part-time students shall be defined as attempting no more than an average of 12 credit hours for each year of the guarantee period.

This section is applicable only to those part-time students who began as freshmen in the University System of Georgia in fall 2006 (or later) and who were on the guaranteed tuition plan.

P. The guaranteed tuition plan is discontinued for new students beginning summer semester 2009, and the provisions outlined in sections A through O will not apply. The sections will continue to apply for students already on the guarantee for the period of the guarantee.

Revision of The Policy Manual, Section 704.014 Graduate Tuition

Below is the proposed revision to the policy, and the bold, highlighted texts representing additions.

Current Policy	Proposed Policy
704.014 GRADUATE TUITION	704.014 GRADUATE TUITION
A. University System of Georgia institutions that offer graduate programs	A. University System of Georgia institutions that offer graduate programs

<p>may request Board approval for graduate tuition rates as follows:</p> <ol style="list-style-type: none"> 1. Effective for the fall semester 2007, each institution that offers graduate programs shall request a "core" graduate tuition rate that shall apply to all graduate courses and programs. 2. Each institution may request separate graduate tuition rates for specialized programs subject to the provisions of section 704.015. 	<p>may request Board approval for graduate tuition rates as follows:</p> <ol style="list-style-type: none"> 1. Effective for the fall semester 2007, each institution that offers graduate programs shall request a "core" graduate tuition rate that shall apply to all graduate courses and programs, based on market comparators for in-state and out-of-state tuition. 2. Each institution may request separate graduate tuition rates for specialized programs subject to the provisions of section 704.015.
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Revision of *The Policy Manual*, Section 704.015 Professional Program Tuition

Below is the proposed revision to the policy, and the bold, highlighted texts representing additions.

<i>Current Policy</i>	<i>Proposed Policy</i>
<p>704.015 PROFESSIONAL PROGRAM TUITION</p>	<p>704.015 PROFESSIONAL PROGRAM TUITION</p>
<p>Board approval shall be required for differential tuition rates for nationally competitive graduate and professional programs, as deemed appropriate by the institution based upon the academic marketplace and the tuition charged by peer institutions with similar missions. An institution seeking such approval from the</p>	<p>Board approval shall be required for in-state and out-of-state differential tuition rates for nationally competitive graduate and professional programs, as deemed appropriate by the institution based upon the academic marketplace and the tuition charged by peer institutions with similar missions. An institution seeking such approval from the Board shall</p>

<p>Board shall provide the Board with an impact analysis and a plan for enhancing the quality of the program.</p> <p>The professional program tuition rates normally shall be charged to all program students; however, where a graduate student is:</p> <ul style="list-style-type: none"> A. Classified as a graduate assistant under section 704.014, or B. Eligible for an out-of-state tuition waiver under section 704.041, <p>the institution on a degree program basis may waive the graduate tuition in accordance with such policies noted or limit the waiver to the amount associated with the regular graduate tuition (BR Minutes, June 2005).</p>	<p>provide the Board with an impact analysis and a plan for enhancing the quality of the program.</p> <p>The professional program tuition rates normally shall be charged to all program students; however, where a graduate student is:</p> <ul style="list-style-type: none"> A. Classified as a graduate assistant under section 704.014, or B. Eligible for an out-of-state tuition waiver under section 704.041, <p>the institution on a degree program basis may waive the graduate tuition in accordance with such policies noted or limit the waiver to the amount associated with the regular graduate tuition (BR Minutes, June 2005).</p>
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Revision of *The Policy Manual*, Section 704.021 Mandatory Student Fees

Below are the proposed revisions to the policy, and the bold, highlighted texts representing additions.

<i>Current Policy</i>	<i>Proposed Policy</i>
<p>704.021 MANDATORY STUDENT FEES</p> <p>Mandatory student fees are defined as fees which are paid by all students as required by the Board of Regents or as required by the institution subject to approval by the Board of Regents. Mandatory fees shall include, but not be limited to, intercollegiate athletic fees, student health service fees, transportation or parking fees (if the latter are charged to all</p>	<p>704.021 MANDATORY STUDENT FEES</p> <p>Mandatory student fees are defined as fees which are paid by all students as required by the Board of Regents or as required by the institution subject to approval by the Board of Regents. Mandatory fees shall include, but not be limited to, intercollegiate athletic fees, student health service fees, transportation or parking fees (if the latter are charged to all</p>

students), student activity fees, and technology fees. All mandatory fees shall be approved by the Board of Regents at its meeting in April to become effective the following fall semester. Exceptions to this requirement may be granted upon recommendation of the Chancellor and the approval of the Board of Regents.

An institution may waive mandatory fees for students who are enrolled for fewer than six credit hours. Alternatively, institutions may prorate mandatory fees on a per credit hour basis for students taking less than 12 credit hours. Institutions may elect to reduce Board-approved mandatory fees for students enrolled in summer courses.

Proposals to increase mandatory student fees and proposals to create new mandatory student fees, submitted by an institution shall first be presented for advice and counsel to a committee at each institution composed of at least 50 percent students. Students shall be appointed by the institution's student government association.

All mandatory student fees collected by an institution shall be budgeted and administered by the president using proper administrative procedures, which shall include the advice and counsel of an advisory committee composed at

students), student activity fees, and technology fees. All mandatory fees shall be approved by the Board of Regents at its meeting in April to become effective the following fall semester. Exceptions to this requirement may be granted upon recommendation of the Chancellor and the approval of the Board of Regents.

An institution may waive mandatory fees for students who are enrolled for fewer than six credit hours. Alternatively, institutions may prorate mandatory fees on a per credit hour basis for students taking less than 12 credit hours. Institutions may elect to reduce Board-approved mandatory fees for students enrolled in summer courses.

Proposals to increase mandatory student fees and proposals to create new mandatory student fees, submitted by an institution shall first be presented for advice and counsel to a committee at each institution composed of at least 50 percent students, **except in special circumstances when a general purpose fee is instituted system-wide by the Board of Regents.** Students shall be appointed by the institution's student government association.

All mandatory student fees collected by an institution shall be budgeted and administered by the president using proper administrative

<p>least 50 percent students. Students shall be appointed by the institution's student government association. All payments from funds supported by student mandatory fees shall be made according to approved business procedures and the appropriate business practices of the institution (BR Minutes, 1999-2000, p. 364).</p>	<p>procedures, which shall include the advice and counsel of an advisory committee composed at least 50 percent students, except in special circumstances when a general purpose fee is instituted system-wide by the Board of Regents. Students shall be appointed by the institution's student government association. All payments from funds supported by student mandatory fees shall be made according to approved business procedures and the appropriate business practices of the institution (BR Minutes, 1999-2000, p. 364).</p>
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6. Information Item: How Strategic Priorities Drive the Institutional Budget Process

President Mark P. Becker of Georgia State University illustrated how the strategic goals and priorities of the university were instrumental in the development of the FY 2010 institutional budget, even in these challenging economic times.

The committee meeting adjourned at approximately 1:50 p.m.

COMMITTEE ON ORGANIZATION AND LAW

The Committee on Organization and Law met on Tuesday, June 9, 2009, at approximately 2:05 p.m. in room 5158. 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 two mutual aid agreements and two applications for review, each of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Mutual Aid Agreements

The Board approved a mutual aid agreement between Georgia Gwinnett College and the Lawrenceville Police Department as well as a mutual aid agreement among Middle Georgia College, the City of Eastman, and the County of Dodge.

2. Applications for Review

At approximately 2:09 p.m. on Tuesday, June 9, 2009, Chair Kenneth R. Bernard, Jr. called for an executive session for the purpose of receiving legal advice from the Department of Law and for discussing the 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., and W. Mansfield Jennings, Jr.

Chair Bernard reconvened the committee meeting in its regular session at approximately 2:35 p.m. and announced that the committee, while in executive session, determined that in the matter of Student Application No. 2032, at Georgia State University, concerning academic misconduct and discipline, the application for review was denied.

After returning to open session, with motion properly made and seconded, the committee voted unanimously to deny the application of Student No. 2035, an unsuccessful applicant to the School of Medicine at the Medical College of Georgia.

The committee meeting adjourned at approximately 2:40 p.m.

COMMITTEE ON REAL ESTATE AND FACILITIES

The Committee on Real Estate and Facilities met on Tuesday, June 9, 2009, at approximately 2:17 p.m. in the Boardroom. Committee members in attendance were Regents William H. Cleveland, Felton Jenkins, James R. Jolly, Donald M. Leebern, Jr., Willis J. Potts, Jr., and Allan Vigil. The Vice Chair of the Board, Robert F. Hatcher, the Vice Chancellor for Facilities, Linda M. Daniels, and representatives from System institutions were also in attendance. Acting Chair Leebern reported to the Board that the Committee reviewed 19 items, 17 of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Authorization of Project, Project No. BR-10-1001 Butts-Mehre Building Renovation and Expansion, University of Georgia

The Board authorized Project No. BR-10-1001 Butts-Mehre Building Renovation and Expansion, University of Georgia (“UGA”) with a total project budget of \$39,500,000 to be funded from the University of Georgia Athletic Association (the “UGAA”).

The project provides for a 53,000-square-foot (“sf”) expansion and 40,000 sf renovation of the existing Butts-Mehre Heritage Hall to provide for new and upgraded training facilities, meeting rooms, offices, practice areas, event space, and new technology systems distribution. The estimated construction cost for this project is \$28,065,000. The project is consistent with the UGAA master plan. Staff will proceed with design and construction of the project in accordance with Board of Regents procedures.

2. Authorization of Project No. BR-81-0902, Campus Bookstore, Darton College

The Board authorized Project No. BR-81-0902, Campus Bookstore, Darton College (“DC”), with a total project budget of \$1.3 million, to be funded from DC institutional funds.

The 6,400-square-foot bookstore will include space for retail sales, two offices, restrooms, inventory storage and a custodial closet. The estimated construction cost for this project is \$768,000. The project was not envisioned in the current DC master plan. Staff will proceed with design and construction of the project in accordance with Board of Regents procedures.

3. Authorization of Project Budget Modification, Project No. J-45, Science Park, Georgia State University

The Board modified the budget of Project No. J-45, Science Park, Georgia State University (“GSU”), to increase the total project budget from \$141,688,009 to \$150,427,236.

Project No. J-45, Science Park, approved by the Board in May 2006, is under construction. \$8,000,000 in funding for the completion of the unfinished shell space floor was included in the State Budget for Fiscal Year 2010. Funding of this cost increase will be from \$8,000,000 State General Obligation Bonds and \$759,227 from the Georgia State Research Foundation.

	<u>May 2006</u>	<u>Now</u>
Total Project Cost	\$ 141,668,009	\$ 150,427,236
Construction Cost (Stated Cost Limitation)	\$ 119,475,234	\$ 126,425,610

4. Rental Agreement, Shared Services Facility, Sandersville

The Board authorized the execution of a rental agreement between the City of Sandersville and Washington County, Co-Landlords, (the “Landlord”) and the Board of Regents, Tenant, for approximately 21,000 square feet of administrative support space located in the Sandersville / Washington County Industrial Park, Sandersville, for the period commencing on the day after the Landlord obtains a certificate of occupancy for the approximately 21,000 square feet of administrative support space for a one year period for \$1 per year with options to renew on a year-to-year basis for four consecutive one-year periods at the same rent rate with further options to renew on a year to year basis for fifteen consecutive one-year periods at a rent of \$18.50 per square foot per year.

In January 2009, the Board approved the establishment of a shared services facility in Sandersville. This rental agreement is for that facility. The 21,000-square-foot two-story facility will be constructed on approximately 5.06 acres, and is scheduled for occupancy no later than April 1, 2010. All operating expenses are included in the rent rate. It is the intent of the Landlord to donate the real property, all improvements and any accumulated capital reserves to the Board of Regents at the end of the term of the rental agreement.

5. Ground Lease and Rental Agreement, Student Wellness Center, Bainbridge College

The Board declared an approximately 1.38 acre tract of unimproved real property on the campus of Bainbridge College (“BC”), to be no longer advantageously useful to BC or other units of the University System of Georgia but only to the extent and for the purpose of allowing this real property to be ground leased to the USG Real Estate Foundation II, LLC, (the “LLC”) for the purpose of providing a 75,000-square-foot student wellness center and site amenities (the “Wellness Center”).

The Board also authorized the execution of a ground lease, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and the LLC, Lessee, for the above-referenced approximately 1.38 acres of real property on the campus of BC for a period not to exceed 32 years (not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the Wellness Center and providing a construction period of not more than two years), with an option to renew for up to an additional five years should there be debt outstanding at the end of the original ground lease term, for the purpose of providing the Wellness Center.

The Board also authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above referenced Wellness Center for the period commencing on the first day of the first month after the LLC obtains a certificate of occupancy for the Wellness Center but not earlier than August 1, 2010, and ending the following June 30 at a rent not to exceed \$700,000, with an option to renew for a one year period at a rent not to exceed \$1,600,000, with further options to renew on a year-to-year basis for up to 28 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the Wellness Center), with rent increasing no more than 3% for each further option period exercised.

In October 2008, Vice Chancellor for Facilities, Linda M. Daniels, presented the proposed list of Georgia Higher Education Facilities Authority (“GHEFA”) projects. In November 2008 the Board authorized the GHEFA project and appointed a program management firm. In January 2009, the Board appointed an architectural firm. In February 2009, the Board appointed a construction management firm. In April 2008, the Board approved a \$125 per semester student fee for BC for a student wellness center.

The anticipated schedule is for GEHFA to have a bond closing by the end of July 2009. The LLC will commence construction in July 2009. Construction is expected to be complete in October 2010 to allow occupancy by BC in the Fall 2010. At the end of the term of the ground lease, the real property, all improvements, and any accumulated capital reserves will become the property of the Board of Regents.

6. Ground Lease and Rental Agreement, Student Housing and Dining Hall, Southern Polytechnic State University

The Board declared approximately 5.727 acres of unimproved real property on the campus of Southern Polytechnic State University (“SPSU”), to be no longer advantageously useful to SPSU or

other units of the University System of Georgia but only to the extent and for the purpose of allowing this real property to be ground leased to the USG Real Estate Foundation II, LLC, (the "LLC") for the purpose of providing student housing facilities containing approximately 722 student housing beds, 16,973-square-foot dining hall, and site amenities.

The Board also authorized the execution of ground leases, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and the LLC, Lessee, for the above-referenced approximately 5.727 acres of real property on the campus of SPSU for a period not to exceed 32 years (not to exceed 30 years from the date the LLC obtains a certificate of occupancy for all 722 student housing beds and 16,973 sf dining hall and providing a construction period of not more than two years), with an option to renew for up to an additional five years should there be debt outstanding at the end of the original ground lease term, for the purpose of providing student housing facilities containing approximately 722 student housing beds, 16,973 square foot dining hall, and site amenities.

The Board also authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above-referenced 722 student housing beds, 16,973 square foot dining hall and site amenities for the period commencing on the first day of the first month after the LLC obtains a certificate of occupancy for all 722 student housing beds and 16,973 square foot dining hall but not earlier than August 1, 2010, and ending the following June 30 at a rent not to exceed \$2,100,000, with an option to renew for a one year period at a rent not to exceed \$3,400,000, with further options to renew on a year-to-year basis for up to 28 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for all 722 student housing beds and 16,973 square foot dining hall), with rent increasing no more than 3% for each further option period exercised.

The Board also authorized the execution of a site license between the LLC, Licensee, and the Board of Regents, to allow early site access to mobilize and install erosion control, commence site work including clearing and grading, install access roads, and relocate utilities.

In October 1997, the Board passed a student housing policy that requires the preparation of a comprehensive plan for student housing together with a financial plan housing program objectives. SPSU has developed a comprehensive housing plan that is consistent with the policy.

In October 2008, Vice Chancellor for Facilities, Linda M. Daniels, presented the proposed list of Georgia Higher Education Facilities Authority ("GHEFA") projects. In November 2008, the Board authorized the GHEFA project and appointed a program management firm. In January 2009, the Board appointed a development firm.

The anticipated schedule is for GEHFA to have a bond closing by the end of July 2009. The LLC will commence construction in July 2009. Construction is expected to be complete in August 2010 to allow occupancy by SPSU for the Fall semester 2010.

At the end of the term of the ground lease, the real property, all improvements, and any accumulated

capital reserves will become the property of the Board of Regents.

7. **Ground Lease and Rental Agreement, Student Recreation Center, Columbus State University**

The Board declared an approximately 1.745 acre tract of unimproved real property on the campus of Columbus State University (“CSU”), to be no longer advantageously useful to CSU or other units of the University System of Georgia but only to the extent and for the purpose of allowing this real property to be ground leased to the USG Real Estate Foundation II, LLC, (the “LLC”) for the purpose of providing a 102,000-square-foot student recreation center and site amenities (the “Recreation Center”).

The Board also authorized the execution of a ground lease, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and the LLC, Lessee, for the above-referenced approximately 1.745 acres of real property on the campus of CSU for a period not to exceed 32 years (not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the Recreation Center and providing a construction period of not more than two years), with an option to renew for up to an additional five years should there be debt outstanding at the end of the original ground lease term, for the purpose of providing the Recreation Center.

The Board also authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above referenced Recreation Center for the period commencing on the first day of the first month after the LLC obtains a certificate of occupancy for the Recreation Center but not earlier than August 1, 2010, and ending the following June 30 at a rent not to exceed \$1,150,000, with an option to renew for a one year period at a rent not to exceed \$2,600,000, with further options to renew on a year-to-year basis for up to 28 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the Recreation Center), with rent increasing no more than 3% for each further option period exercised.

In October 2008, Vice Chancellor for Facilities, Linda M. Daniels, presented the proposed list of Georgia Higher Education Facilities Authority (“GHEFA”) projects. In November 2008, the Board authorized the GHEFA project and appointed a program management firm. In January 2009, the Board appointed an architectural firm. In February 2009, the Board appointed a construction management firm.

In April 2009, the Board approved a \$125 per semester student fee for CSU for a recreation center.

The anticipated schedule is for GEHFA to have a bond closing by the end of July, 2009. The LLC will commence construction in July 2009. Construction is expected to be complete in October 2010 to allow occupancy by CSU in the Fall 2010.

At the end of the term of the ground lease, the real property, all improvements, and any accumulated capital reserves will become the property of the Board of Regents.

8. Demolitions, Ground Lease and Rental Agreement, Student Housing, Parking Deck, and Dining Hall, North Georgia College & State University

The Board declared Sanford Dormitory (Building 30), Biology Department Field House (Building 58), and Auxiliary Services (Building 59) on the campus of the North Georgia College & State

University (“NGCSU”), to be no longer advantageously useful to NGCSU or other units of the University System of Georgia and authorize demolition and removal of these buildings.

The Board requested the Governor to issue an Executive Order authorizing the demolition and removal of these buildings from the campus of NGCSU.

Demolition and removal of these buildings is subject to adequate mitigation of all adverse environmental impacts.

The Board also declared approximately 5.03 acres of real property on the campus of NGCSU to be no longer advantageously useful to NGCSU or other units of the University System of Georgia but only to the extent and for the purpose of allowing this real property to be ground leased to the North Georgia PHD, LLC, (the “LLC”) for the purpose of providing student housing facilities containing approximately 952 student housing beds, 1,000 space parking deck, and 36,860-square-foot (“sf”) dining hall and site amenities.

The Board also authorized the execution of ground leases, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and the LLC, Lessee, for the above-referenced approximately 5.03 acres of real property on the campus of NGCSU for a period not to exceed 32 years (not to exceed 30 years from the date the LLC obtains a certificate of occupancy for all 952 student housing beds, 1,000 space parking deck, 36,860 sf dining hall, and providing a construction period of not more than two years), with an option to renew for up to an additional five years should there be debt outstanding at the end of the original ground lease term, for the purpose of providing student housing facilities containing approximately 952 student housing beds, 1,000 space parking deck, 36,860 sf dining hall, and site amenities.

The Board also authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above-referenced student housing facilities for the period commencing on the first day of the first month after the LLC obtains a certificate of occupancy for all 952 student housing beds, but not earlier than August 1, 2010, and ending the following June 30 at a rent not to exceed \$2,750,000, with options to renew on a year-to-year basis for up to 29 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for all 952 student housing beds), with rent increasing no more than 3% for each option period exercised.

Recommended further: That the Board authorize the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above-referenced parking deck for the period commencing on the first day of the first month after the LLC obtains a certificate of

occupancy for the 1,000 space parking deck, but not earlier than August 1, 2010, and ending the following June 30 at a rent not to exceed \$1,150,000, with options to renew on a year-to-year basis for up to 29 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the 1,000 space parking deck), with rent increasing no more than 3% for each option period exercised.

The Board also authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above-referenced dining hall for the period commencing on the first day of the first month after the LLC obtains a certificate of occupancy for the 36,860 sf dining hall, but not earlier than August 1, 2011, and ending the following June 30 at a rent not to exceed \$1,560,000, with options to renew on a year-to-year basis for up to 28 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the 36,860 sf dining hall), with rent increasing no more than 3% for each option period exercised.

The Board further authorized the execution of a site license between the LLC, Licensee, and the Board of Regents, to allow early site access to mobilize and install erosion control, commence site work including clearing and grading, and relocate utilities.

The Board requested the Governor to issue an Executive Order authorizing the demolition and removal of this building from the campus of NGCSU.

Demolition and removal of this building be subject to adequate mitigation of all adverse environmental impacts.

In October 1997, the Board passed a student housing policy that requires the preparation of a comprehensive plan for student housing together with a financial plan to support housing program objectives. NGCSU has developed a comprehensive plan that is consistent with the policy. In October 2008, the Vice Chancellor for Facilities, Linda M. Daniels, presented information to the Board on a proposed new student housing project on the NGCSU campus. The anticipated schedule is for the LLC to have a bond closing by the end of July 2009 and commence construction immediately thereafter. Construction is expected to be complete in July 2010 to allow occupancy by NGCSU for the Fall semester 2010. At the end of the term of the ground lease, the real property, all improvements, and any accumulated capital reserves will become the property of the Board of Regents.

9. Ground Lease and Rental Agreement, Student Housing, South Georgia College

The Board declared an approximately 2.134 acre tract of unimproved real property on the campus of South Georgia College (“SGC”) to be no longer advantageously useful to SGC or other units of the University System of Georgia but only to the extent and for the purpose of allowing this real property to be ground leased to the SGC Real Estate Foundation II, LLC, (the “LLC”) for the purpose of providing student housing facilities containing approximately 295 student housing beds and site amenities.

The Board also authorized the execution of a ground lease, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and the LLC, Lessee, for the above-referenced approximately 2.134 acres of real property on the campus of SGC for a period not to exceed 32 years (not to exceed 30 years from the date the LLC obtains a certificate of occupancy for all 295 student housing beds and providing a construction period of not more than two years), with an option to renew for up to an additional five years should there be debt outstanding at the end of the original ground lease term, for the purpose of providing student housing facilities containing approximately 295 student housing beds and site amenities.

The Board authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above-referenced student housing facilities for the period commencing on the first day of the first month after the LLC obtains a certificate of occupancy for all 295 student housing beds, but not earlier than August 1, 2010, and ending the following June 30 at a rent not to exceed \$310,000, with an option to renew for a one year period at a rent not to exceed \$850,000, with further options to renew on a year-to-year basis for up to 28 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for all 295 student housing beds), with rent increasing no more than 3% for each further option period exercised.

That the Board further authorized the execution of a site license between the LLC, Licensee, and the Board of Regents, to allow early site access to mobilize and install erosion control, commence site work including clearing and grading, and relocate utilities.

In October 1997, the Board passed a student housing policy that requires the preparation of a comprehensive plan for student housing together with a financial plan to support housing program objectives. SGC has developed a comprehensive plan that is consistent with the policy. In October 2008, the Vice Chancellor for Facilities, Linda M. Daniels, presented an information item to the Board on a proposed student housing project for SGC. The anticipated schedule is for the LLC to have a bond closing by the end of July 2009 and commence construction immediately thereafter. Construction is expected to be complete in May 2010 to allow occupancy by SGC for the Fall semester 2010. At the end of the term of the ground lease, the real property, all improvements, and any accumulated capital reserves will become the property of the Board of Regents.

10. Ground Lease and Rental Agreement, Student Center, Georgia Gwinnett College

The Board declared an approximately 1.36 acre tract of unimproved real property on the campus of Georgia Gwinnett College (“GGC”), to be no longer advantageously useful to GGC or other units of the University System of Georgia but only to the extent and for the purpose of allowing this real property to be ground leased to the GGC Student Center, LLC, (the “LLC”) for the purpose of providing a 79,212-square-foot student center and site amenities (the “Student Center”).

The Board also authorized the execution of a ground lease, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and the LLC, Lessee, for the above-referenced approximately 1.36 acres of real property on the campus of GGC

for a period not to exceed 32 years (not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the Student Center and providing a construction period of not more than two years), with an option to renew for up to an additional five years should there be debt outstanding at the end of the original ground lease term, for the purpose of providing the Student Center.

The Board further authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above-referenced Student Center for the period commencing on the first day of the first month after the LLC obtains a certificate of occupancy for the Student Center but not earlier than October 1, 2010, and ending the following June 30 at a rent not to exceed \$100,000, with options to renew on a year-to-year basis for four consecutive years at a rent not to exceed \$1,650,000 for the first option period, \$2,200,000 for the second and third option periods, and \$2,450,000 for the fourth option period, with further options to renew on a year-to-year basis for up to 25 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the Student Center), with rent increasing no more than 3% for each further option period exercised.

In October 2008, the Vice Chancellor for Facilities, Linda M. Daniels, presented an information item to the Board on a proposed new student center project for GGC. In April 2007, the Board approved a \$100 per semester student fee for GGC for a student center. The anticipated schedule is for the LLC to have a bond closing by the end of July 2009 and commence construction immediately thereafter. Construction is expected to be complete in October 2010 to allow occupancy by GGC in the Fall 2010. At the end of the term of the ground lease, the real property, all improvements, and any accumulated capital reserves will become the property of the Board of Regents.

11. Modification of Ground Lease and Rental Agreement, North Avenue Apartments, Georgia Institute of Technology

The Board authorized the modification of the ground lease between the Board of Regents, Lessor, and Georgia Tech Facilities, Inc. (the "GTF"), Lessee, approved by the Board in April 2007 for the North Avenue Apartments to terminate not later than June 30, 2035.

The Board also authorized the modification of the rental agreement between GTF, Landlord, and the Board of Regents, Tenant, approved by the Board in April 2007 and modified by the Board in August 2007 for the North Avenue Apartments to add three options to renew on a year-to-year basis at a rent not to exceed \$5,280,000 annualized for each option period exercised, with the last option period ending not later than June 30, 2035.

All remaining actions and understandings contained in the April 2007 approval and the August 2007 modification remain the same.

12. Modification of Ground Lease and Rental Agreement, Electrical Power Substation and Distribution Facility, Georgia Institute of Technology

The Board authorized the modification of the ground lease between the Board of Regents, Lessor, and Georgia Tech Facilities, Inc. (the “GTF”), Lessee, approved by the Board in September 2004 for the low side of a main campus electrical substation and the electrical distribution facility to terminate not later than June 30, 2040.

The Board also authorized the modification of the rental agreement between GTF, Landlord, and the Board of Regents, Tenant, approved by the Board in September 2004 for the low side of a main campus electrical substation and the electrical distribution facility to add three options to renew on a year-to-year basis at a rent not to exceed \$3,000,000 annualized for each option period exercised, with the last option period ending not later than June 30, 2040.

All remaining actions and understandings contained in the September 2004 approval remain the same.

13. Naming of Bob Stein Stadium, North Georgia College & State University

The Board approved the naming of the Men’s Baseball Stadium located within the Athletic Complex at North Georgia College & State University (“NGCSU”) the “Bob Stein Stadium” in recognition of Mr. Robert D. Stein.

14. Naming of Haines and Carolyn Hill Stadium, North Georgia College & State University

The Board approved the naming of the Women’s Softball Stadium located within the Athletic Complex at North Georgia College & State University (“NGCSU”) the “Haines and Carolyn Hill Stadium” in recognition of Mr. and Mrs. Haines Hill.

15. Revisions to *The Policy Manual*, Section: 900, Facilities

The Board authorized revisions to *The Policy Manual* Section 900 including the addition of subsection 908.00, Public Private Ventures, the replacement of subsection 912.04, Environmental and the addition of subsection 912.05, Emergency Planning and Preparedness as shown below effective June 10, 2009.

15.a. Addition to Policy 908.00 Public Private Ventures

The Board adopted the following addition to Policy 908.00:

The Board of Regents considers Public Private Ventures to be essential to implementation of Strategic Capital Planning. Institutions shall conduct Property Activities for Facilities that are supported by revenue based funding through Public Private Ventures. All Public Private Ventures

require approval of the Board of Regents. Planning for Public Private Ventures shall be in accordance with Strategic Capital Planning, Section 902.00.

The Board of Regents will work with cooperative organizations to provide Facilities that will be self-supporting from revenue generated. If appropriate, the Board of Regents will ground lease real property to a cooperative organization for the purpose of providing Facilities for use by an Institution. The Board of Regents will rent Facilities from cooperative organizations. The cooperative organization will offer the Facilities as a gift to the Board of Regents within 35 years of occupancy or sooner.

The Board of Regents cannot incur debt and will have no legal or moral obligation for any debt incurred by cooperative organizations for these Facilities.

The Board of Regents shall assess administrative fees for all Public Private Ventures as approved by the Board of Regents and updated from time to time.

The University System chief facilities officer and the University System chief fiscal officer will establish guidelines for System Institutions and cooperative organizations in the conduct of Public Private Ventures.

15. b. Revision of Policy 912.04 Environmental

The Board revised Policy 908.00, as follows:

Stricken Policy

912.04 Environmental

The Board of Regents of the University System of Georgia is strongly committed to protecting the environment and human health and safety in all of its operations. Effective environmental, health and safety performance is important to the Board of Regents and its institutions in relationships with students, faculty, staff, community neighbors, legislators, regulatory agencies and the general public. To assist the institutions of the University System of Georgia in living up to the ideals of this policy, the following requirements are hereby established:

Each institution within the University System of Georgia shall:

- A. Comply with all applicable environmental, health and safety laws and regulations. In the absence of specific laws or regulations, good management practices shall be followed;
- B. Develop, follow and continuously improve environmental, health and safety programs, including emergency action plans, for all facilities and operations;

- C. Perform periodic environmental, health and safety reviews of facilities and programs to correct deficiencies, establish goals and identify funding priorities;
- D. Designate a specific individual to coordinate environmental, health and safety affairs for the institution. This individual shall be a key member of each institution's administrative leadership team and shall be supported with appropriate resources;
- E. Promote environmental, health and safety awareness among all faculty, staff and students by providing administrative support and appropriate resources for training and program implementation;
- F. Design, construct and operate all facilities in a manner that protects the health and safety of the occupants and the environment. Environmental, health and safety factors shall be an integral part of each institution's master planning efforts;
- G. Practice waste minimization and pollution prevention by adopting recycling programs for all appropriate materials, purchasing recycled products, substituting less hazardous materials and establishing micro-scale chemistry operations;
- H. Recognize the relationship between energy and the environment and implement strategies such as energy-efficient facility lighting and equipment upgrades and alternative fuel vehicles, where appropriate;
- I. Work cooperatively with government, industry and other organizations in developing reasonable and cost-effective environmental, health and safety legislation and regulations which protect the environment and human health; and
- J. Serve as environmentally responsible neighbors and promote sustainable development on campus properties and in local communities. (BR Minutes, March, 1994, p. 20)

New Policy

912.04 Environmental & Occupational Safety

The Board of Regents is committed to achieving excellence in providing a safe working and learning environment, and supporting environmentally sound practices in the conduct of institutional activities. Each institution shall, at a minimum, comply with applicable environmental and occupational safety laws and regulations, and shall designate a key member of its administrative leadership team to oversee compliance. In the absence of specific laws or regulations, each institution will follow industry standards and good management practices.

Each institution shall maintain policies and procedures to govern activities to meet the goal of comprehensively integrating occupational safety and environmental considerations, and will

periodically review and update such policies and procedures.

The University System chief facilities officer is responsible for developing standards, guidelines, and processes to promote, support, and access the implementation of environmental and occupational safety management programs and initiatives.

The University System chief facilities officer shall require institutions to provide reports related to environmental and occupational safety performance and shall report such data to the Board on an annual basis.

15.c. Addition to Policy 912.05 Emergency Planning and Preparedness

The Board adopted the following addition to Policy 912.05:

The Board of Regents considers emergency preparedness and planning activities essential for maintaining the safety and security of the campus environment at each institution. Each institution shall develop and maintain an emergency action/response plan to guide the institution in responding to public health, natural and manmade hazards with the goal of mitigating risks to staff, students, faculty and property. Each institution will provide an updated copy of their emergency action/response plan at least annually to the University System chief facilities officer or designee.

Each institution shall designate an individual as a representative to coordinate emergency preparedness and planning activities, share information with the System office and to coordinate with the System's emergency preparedness and planning activities. The individual's name, title, and contact information will be provided to the University System chief facilities officer and updated as required.

The University System chief facilities officer shall periodically update the Board on emergency planning and preparedness activities.

16. Fiscal Year 2010 Major Repair and Renovation Funds

The Board authorized distribution of Major Repair and Renovation ("MRR") funds in accordance with staff recommendations. Information regarding the distributions is on file and available for inspection in the Board's Office of Facilities.

Major Repair and Renovation funds in the amount of \$60 million are in the Fiscal Year 2010 budget; all \$60 million are in bonds and will be available after the appropriate bond sale takes place.

The University System Office of Facilities staff has reviewed project requests from each institution for appropriateness, quality and cost. The staff's recommendations generally follow institutional priorities; however, all must meet the tests of efficiency, effectiveness, and return on investment.

Guidelines are used to screen the institutions' requests for MRR project funding. MRR funds are not used for new construction or land acquisitions. These funds are not used for projects in auxiliary facilities, such as dormitories or dining halls, unless there are bona fide critical conditions that the campus' own auxiliary reserves cannot cover.

Institutions are expected to perform routine general and preventive maintenance and upkeep of their facilities. MRR funding is intended to provide for significant non-routine expenditures. Priority is given to building systems and building integrity projects; such as roof replacements and the upgrade of mechanical and electrical systems over programmatic renovations.

MRR Project Category Codes in Priority Order

- “X” Critical Life Safety or Code Compliance Issue
- “A” Structural and Building Envelope Stabilization (roof replacement, waterproofing or glazing systems, retooling and pointing masonry, etc.)
- “B” Utility and Building Systems Replacement and Upgrades
- “C” General Renovations and Rehabilitation
- “D” Regulatory Projects (building safety code issues, energy/environmental requirements, American Disability Act, and other regulatory issues).
- “E” Other
- “F” Not Eligible for MRR Funds*

*Some campus requests do not meet the definitional requirements for use of MRR proceeds and are not recommended for MRR funding.

17. Executive Session

At approximately 12:26 p.m. on Tuesday, June 9, 2009, Acting Chair Donald M. Leebern, Jr., called for an executive session for the purpose of discussing potential property acquisition. With motion properly made and variously seconded, the committee members who were present voted unanimously to go into executive session. Those Regents were Regents William H. Cleveland, Felton Jenkins, James R. Jolly, Willis J. Potts, Jr., and Allan Vigil. Also in attendance was the Chair of the Board, Richard L. Tucker, Chancellor Erroll B. Davis, Jr., the Vice Chancellor for Facilities, Linda Daniels, and members of the Vice Chancellor's staff.

While in executive session, the Board approved the acquisition of certain parcels of real property. At approximately 2:53 p.m., the committee members voted unanimously to adjourn the executive session and returned to open session.

18. Information Item: Potential Actions to be Ratified in August

The Vice Chancellor for Facilities, Linda M. Daniels, provided to the committee an update on potential actions that the Chancellor will take and which will be presented to the Board for ratification at the August meeting, including

- air rights lease and rental agreement - Project No. J-132, School of Dentistry, the Medical College of Georgia,
- demolition of three fraternity houses at the University of Georgia,
- demolition of an apartment house at the Georgia Institute of Technology, and
- matters involving a sports complex at Kennesaw State University.

19. Information Item: Master Plan Update, College of Coastal Georgia

President Valerie Hepburn provided the committee with an update of the master plan for the College of Coastal Georgia and a potential performing arts center to be funded from an Educational Special Purpose Local Option Sales Tax (“ESPLOST”).

The committee meeting adjourned at approximately 3:30 p.m.

UNFINISHED BUSINESS

There was none.

NEW BUSINESS

On motion properly made and seconded, the Board elected Regents Robert F. Hatcher and Willis J. Potts, Jr., as Chair and Vice Chair of the Board, respectively, for Fiscal Year 2009-2010.

On motion properly made and seconded, the Board elected Professor Ralph E. Steuer to a new term as the Board of Regents’ representative on the Board of Directors of the Teachers Retirement System of Georgia.

On motion properly made and seconded, the Board authorized the Georgia Institute of Technology to award an honorary degree to Admiral Richard Truly.

On motion properly made and seconded, the Board authorized Chancellor Erroll B. Davis, Jr., to take those actions necessary to protect the Board’s interests between June 10, 2009, and the Board’s August meeting.

PETITIONS AND COMMUNICATIONS

The Secretary to the Board announced that the next regular meeting of the Board is scheduled for August 11-12, 2009, in Atlanta.

Chair Richard L. Tucker exercised a moment of personal privilege to express his appreciation to the members of the Board of Regents for the honor of serving as the Chair of the Board for 2008-2009.

Chair Tucker noted that, although his tenure as chair was marked by considerable financial challenges facing the State of Georgia and its University System, he expressed pride in the many milestones accomplished during the year, including the appointment of a number of exceptionally qualified presidents of University System institutions, marked growth in the System's student enrollment, and the strengthening of the University System's access mission.

EXECUTIVE SESSION

At approximately 11:30 p.m. on Wednesday, June 10, 2009, Chair Richard L. Tucker called for an executive session for the purpose of discussing personnel matters. 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. 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 Office of the Secretary to the Board.

At approximately 12:45 p.m., Chair Tucker reconvened the Board meeting in its regular session and announced that no actions were taken during the executive session.

On motion properly made and seconded in open session, the Board unanimously accepted the recommendation of Chancellor Erroll B. Davis, Jr., that the salaries of the Chancellor and of all University System presidents for Fiscal Year 2009-2010 would be the same as that for Fiscal Year 2008-2009.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at approximately 12:50 p.m. on Wednesday, June 10, 2009.

J. Burns Newsome
Secretary of the Board

Richard L. Tucker
Chair, Board of Regents
University System of Georgia

APPENDIX I

REVISED MISSION STATEMENT FORT VALLEY STATE UNIVERSITY

The mission of The Fort Valley State University is to advance the cause of education with an emphasis upon fulfilling commitments that our community members have undertaken collectively. As an institution of the University System of Georgia, Fort Valley State University naturally embraces the principles articulated by the Core Mission Statement for State Universities as approved by the Board of Regents of the University System of Georgia. The University's primary commitments include, among others, enhancement of teacher training programs grounded upon a liberal arts foundation, as reflective of over 110 years of experience and tradition. Additionally, the university recognizes with great pride and desires to further its responsibilities as Georgia's only 1890 Land Grant institution by offering programming excellence in agriculture, agribusiness, family and consumer sciences, extension, and military science and leadership, as well as to further its traditions of excellence in programs in the liberal arts and humanities, social sciences, and natural and physical sciences.

The university's primary commitments extend, as well, to:

- community outreach through the concept of the communiversality, an approach that highlights the interdependence of community and university;
- expanding service beyond the campus, as well as within, so that the institution addresses in a meaningful manner the broad diversity – human and technical—of needs in our home region and state as well as nationally and internationally;
- sparking within our students an enduring interest in learning and providing the tools and skills necessary to maintain that interest through life;
- preparing students through a mentoring approach for the opportunity to serve their fellow man while enjoying the opportunity provided by hard work and achievement to live the quality of life inherent in the American dream;
- encouraging and supporting creative expression, innovation, honesty, and integrity as endeavors of lasting and intrinsic merit;
- providing a productive environment for cutting-edge academic and practical research in, among other fields, agriculture, aquaculture, animal science, biotechnology, energy, environment, social and behavioral sciences, and the humanities; and
- otherwise acting to enlighten, enrich, and inspire by example those whom we serve.