

MINUTES OF THE BOARD OF REGENTS  
NEW MEXICO STATE UNIVERSITY  
October 22, 2009

1. **CALL TO ORDER**

The Board of Regents of New Mexico State University met in the Regents Room of the Educational Services Building, on the main campus, in Las Cruces, New Mexico, on Thursday, October 22, 2009. Chair Curtis called the meeting to order at 10:02 a.m.

Regents Present	Mr. Blake Curtis, Chair Mr. Javier Gonzales, Vice Chair Ms. Laura Conniff, Secretary/Treasurer Mr. Isaac Pino, Member Mr. Chris Anaya, Member
Ex-officio Regents Present	Dr. Chris Erickson Mr. Travis Dulany
Interim President	Dr. Manuel Pacheco
Exec. Vice President, Provost	Dr. Waded Cruzado
Chair, NMSU Employee Council	Ms. Kelly Brooks
Other Presenters Present	Associate Vice President Maureen Howard Senior Vice President Jennifer Taylor Director of RBC Capital Markets Kevin Powers Director Fred Ayers Director/Secretary, I. Miley Gonzalez Director Michael Rickenbaker Associate Vice President Shaun Cooper Director Norma Grijalva

2. **INTRODUCTIONS**

Introduction of Press, Elected Officials, and Others by Maureen Howard, Associate Vice President for University Communications and Marketing Services

Associate Vice President Maureen Howard introduced Christopher Schurtz from the *Las Cruces Sun-News*.

3. **APPROVAL OF AGENDA**

Regent Gonzales moved, seconded by Regent Anaya, to approve the agenda as presented to include moving Agenda Item 13 after Agenda Item 3. The motion carried unanimously.

Agenda Item 13 - Presentation of Resolution to Dennis Burn, President, Burn Construction Company was moved after Agenda Item 3.

**4. PUBLIC COMMENT**

No public comments were made.

**5. RATIFICATION STATEMENT REGARDING PRIOR EXECUTIVE SESSION(s) (roll call vote)**

The Board of Regents of New Mexico State University met in Executive Session at 9:00 a.m. on Friday, September 25, 2009, in Room Two of the Educational Services Building on the New Mexico State University main campus in Las Cruces, New Mexico, to discuss personnel and real estate matters in accordance with Section 10-15-1H; paragraphs (2) and (7) of the New Mexico Open Meetings Act. The Board of Regents recessed the Executive Session on Friday, September 25, 2009 at 10:11 a.m., reconvened at 12:20 p.m., and adjourned at 2:30 p.m.

The Board of Regents of New Mexico State University met in Executive Session at 2:30 p.m. on Wednesday, October 21, 2009, in the Hadley Hall Conference Room 130, in Las Cruces, New Mexico, to discuss personnel and real estate matters in accordance with Section 10-15-1H; paragraphs (2) and (7) of the New Mexico Open Meetings Act.

Those Board members who were present hereby certify by roll call vote that only matters of that nature were discussed in the closed meetings.

The motion to adopt this statement, upon being put to a vote, was passed and adopted on the following recorded vote: Chair Curtis, Vice Chair Gonzales, Secretary/Treasurer Conniff, Regent Pino, and Regent Anaya. Five Regents present having voted in favor of said motion, said motion carried, and said statement was adopted.

**6. APPROVAL OF MINUTES**

Regent Conniff moved, seconded by Regent Pino, to approve the minutes of September 25, 2009. The motion carried unanimously.

**7. FUTURE BOARD MEETINGS**

Approved:

- Tuesday, October 27, 2009 (Special Meeting)
- Monday, November 23, 2009, Las Cruces (Special Meeting)
- Friday, December 11, 2009, Las Cruces (Commencement Weekend)
- Monday, February 1, 2010, Santa Fe (In Conjunction with Las Cruces Day in Santa Fe)
- Monday, March 8, 2010 (Annual Meeting)
- Friday, May 7, 2010 (Commencement Weekend)

**8. CONSENT CALENDAR (voted on by one motion, or moved to Action or Informational Items)**

- (a) Approval of Temporary Investment Report for Quarter Ended 09/30/09 (Senior Vice President Jennifer Taylor)
- (b) Approval of Annexation Application Request to the City of Las Cruces of Two-Hundred Thirteen (213) Acres of Land Situated in the SW1/4, Section 14, and GLO Lots Five and Six of Section 22 Except Lands South of Dripping Springs Road, Township 23 S., Range Two E. New Mexico Principal Meridian (N.M.P.M.), Doña Ana County, New Mexico (Director Fred Ayers)
- (c) Approval of Renewal of Right-of-Way, NMNM 35420, Granted by the United States Department of the Interior, Bureau of Land Management, for Access to Magdalena Peak, Doña Ana County, New Mexico (Director Fred Ayers)
- (d) Approval of Easement to El Paso Electric Company, from North Side Interstate 10 to Las Cruces Center Site, Doña Ana County, New Mexico (Director Fred Ayers)

- (e) Approval of New Mexico Department of Agriculture's Biennial Report (Director/Sec. I Miley Gonzalez)
- (f) Approval of Disposition/Deletion of Property (Senior Vice President Jennifer Taylor)
- (g) Approval of a Natural Gas Supply and Service Agreement with the City of Las Cruces (Senior Vice President Jennifer Taylor)
- (h) Intentionally left blank
- (i) Approval of Resolution in Support of Cooperative Agreement with New Mexico Department of Transportation (NMDOT) for Drainage, Parking Lot, and Road Improvements at NMSU-Grants Campus (Director Michael Rickenbaker)
- (j) Approval of 10" Diameter Water Line Replacement on the NMSU-Las Cruces Campus (Director Michael Rickenbaker)
- (k) Approval of Classroom Building Improvements at the NMSU-Alamogordo Campus (Director Michael Rickenbaker)

Regent Anaya moved, seconded by Regent Pino, to approve the Consent Calendar as presented. The motion carried unanimously.

## **9. ACTION ITEMS**

Approval of Resolution Declaring the Board of Regents' Intent to Issue System Refunding and Improvement Revenue Bonds (Senior Vice President Jennifer Taylor)

Senior Vice President Jennifer Taylor gave a presentation assisted by RBC Director Kevin Powers and requested the approval of a Resolution Declaring the Board of Regents' Intent to Issue System Refunding and Improvement Revenue Bonds. This request was for the preliminary approval for the issuance of approximately \$85 million in System Revenue Bonds. Before the university elects to bring forward a proposed issuance of revenue bonds, four primary factors are considered: 1) Are there capital projects identified within the framework of the university's master plan and its subordinate planning processes, which would be appropriately funded, in whole or in part, through bonded debt?, 2) Can the projects identify a projected revenue stream which is more than sufficient to service the debt for the life of the bond issue?, 3) Does the university as a whole have sufficient debt capacity as evidenced by overall financial projections and its current debt ratios to consider issuance of additional bonded debt?, and 4) Are the financial markets favorable to the issuance of NMSU debt? Only when each of these four conditions are met is a proposed debt issuance brought forward to the Regents for consideration. The "new" dollar portion is proposed to finance the following projects: the new bookstore, at an estimated cost of \$12.5 million, with funds coming from auxiliary fees/revenue from bookstore operations; Chamisa II, at an estimated cost of \$23 million, with funds coming from auxiliary fees/housing operations; the Arts Complex, at an estimated cost of \$6 million, with funds coming from student fees pledged as a guarantee for donations; the University Health Center, at an estimated cost of \$1.5 million, with funds coming from the Health Center revenue; the Central Utility Plant, at an estimated cost of \$24 million, with funds coming from utility rates; and the Golf Course/Auxiliary Improvements, at an estimated cost of \$1.5 mil, with funds coming from auxiliary fees/revenue from golf course operations.

The university intends to refund \$7.4 million of the Series 1998, NMSU Revenue and Improvement Revenue Bonds at an estimated present value savings of approximately 8.8 percent and \$5.6 million of the series 2001 NMSU Revenue Bonds at an estimated present value savings of approximately 8.1 percent.

Regent Conniff moved, seconded by Regent Gonzales, to approve the Resolution Declaring the Board of Regents' intent to Issue System Refunding and Improvement Revenue Bonds. The motion carried unanimously.

**10. NEW MEXICO STATE UNIVERSITY PRESIDENT'S REPORT**

(Interim President Manuel Pacheco)

Interim President Pacheco reported on the following:

- Honors College Great Conversations Signature Event on October 7, 2009
- President's Associate Scholars Reception held at the President's Residence
- New \$14 million Barnes and Noble Bookstore
- NMSU-Alamogordo hosted ribbon cuttings for the "Smart Crosswalk" and the Allied Health Addition
- Community College Round Up in September at the NMSSU-Carlsbad campus
- The Department of Housing and Urban Development awarded a \$600,000 Hispanic-Serving Institutions Assisting Communities Grant to the NMSU-Doña Ana Community College
- NMSU-Grants received \$500,000 to retrofit the solar energy system at Martinez Hall and remodeling of the library
- Football team won the Rio Grand rivalry against UNM for the first time since 2002
- New Women's Soccer Team earned its first win on September 4
- NMSU is hosting the International Symposium for Personal and Commercial Space Flight
- Recognized Sue Brown, College of Education's Director of Outreach programs in science, technology, engineering, and mathematics (STEM)
- Inauguration of NMSU alumni and now Governor of Queretaro, Mexico, Jose Calzada Rovirosa
- Upcoming Distinguished Alumni Dinner
- Upcoming Homecoming parade and football game
- Showed a clip of NMSU's new television commercial
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**11. INFORMATIONAL ITEMS**

Presentation on NMSU's New Learning Management System by Associate Vice President for Information Technology Shaun Cooper and Director Norma Grijalva

Associate Vice President Cooper and Director Grijalva gave a slide presentation on NMSU's new Learning Management System (LMS), Blackboard Campus Edition 8 implemented in the fall 2009. LMS is a software application that distributes educational courses over the internet, provides assessment and student self-service, delivers instruction workflow, facilitates collaborative learning, and automates record-keeping for classroom and online courses. This \$522,000 (approximately) project was funded cooperatively by the students and the central administration. Director Grijalva gave an overview of how the LMS project was designed and implemented; the training of faculty, staff, and students; and the funding aspects of the system.

**12. REPORTS**

- (a) Faculty Senate Chairperson's Report by Dr. Chris Erickson

Dr. Erickson reported no new propositions have been passed by the senate since the last Board meeting.

- (b) Associated Students of New Mexico State University Report by Mr. Travis Dulany, ASNMSU President

Mr. Dulaney reported on the following:

- 750 students participated in "Keep State Great"
- Homecoming parade will include 15 student floats out of a total of 39 entries

- (c) NMSU Employee Council Report by Ms. Kelly Brooks

Ms. Brooks reported that at the present time, the Council is reviewing multiple policies and is responding to employee requests and suggestions.

**13. OTHER**

The Regents presented a resolution to Dennis Burn, President, Burn Construction Company.

**14. ADJOURNMENT**

Regent Curtis adjourned the meeting at 11:12 a.m.

Minutes recorded by Socorro Saenz-Lobato.

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Blake Curtis, Chair  
Board of Regents

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Laura M. Conniff, Secretary/Treasurer  
Board of Regents