

**NEW MEXICO STATE UNIVERSITY
BOARD OF REGENTS MEETING**

December 12, 2014

NMSU Main Campus
Las Cruces, New Mexico

MINUTES

Regents of New Mexico State University

Mike Cheney, Chair	Las Cruces, New Mexico
Kari Mitchell, Vice Chair	Las Cruces, New Mexico
Isaac J. Pino, Secretary/Treasurer	Santa Fe, New Mexico
Javier Gonzales, Member	Santa Fe, New Mexico
Jordan Banegas, Member	Las Cruces, New Mexico

Ex officio Members of the Board of Regents:

The Honorable Susana Martinez, Governor
Stuart Munson McGee, Ph. D., Faculty Senate
Mr. Wesley Jackson, President ASNMSU

Officers of the University:

Garrey Carruthers, Ph. D., President, NMSU
Dan Howard, Ph. D, Executive Vice President & Provost, NMSU

AGENDA

9:00 am

1. **CALL TO ORDER**-Chairman Mike Cheney
The meeting was called to order at 9:05am.
2. **INTRODUCTIONS**
 - a. Introduction of Press, Elected Officials, and Others by NMSU Associate VP Maureen Howard
Representatives from the local media were introduced by Maureen Howard, Associate Vice President of University Communications at NMSU.
2. **APPROVAL OF AGENDA**-Chairman Mike Cheney
The agenda was amended to add an action item relating to the naming of the NMSU Center for the Arts. Motion made by Regent Javier Gonzales, Motion seconded by Regent Ike Pino. Motion passed.
3. **PUBLIC COMMENT**-Special Assistant to the President Ben Woods
During the public commentary portion of the agenda, six speakers:
 - Ms. Erlinda Portillo
 - Ms. Lola Lestrack
 - Senator Mary Jane Garcia (former)
 - Ms. Maria Flores
 - Mr. Mark Legarretta
 - Ms. Christina Chavez Kelley

Spoke about their individual and collective concerns about lack of diversity and lack of support for diversity programs at NMSU. The individual comments can be viewed on the archived webcast of the December 12, 2014 meeting. Ms. Chavez Kelley passed out copies of an article in *Insight into Diversity* magazine citing concerns about recent events at NMSU. The article is entitled "Land of Disenchantment. During her commentary, Ms. Chavez Kelley thanked Regent Javier Gonzales and Regent Ike Pino for their leadership during their terms on the NMSU Board of Regents.

Chairman Mike Cheney asked President Carruthers about how we rank in diversity against our peer institutions. The President responded that in the peer universities we rank second just behind the University of Texas El Paso (UTEP). Chairman Cheney went on to comment that we are committed to keeping Vision 2020 and its related goals on diversity at the pinnacle of our work.

5. **APPROVAL OF THE MINUTES**-Chairman Mike Cheney

Minutes of October 10, 2014

Minutes were approved as presented.

9:10 am

6. **REGENT'S ABOVE AND BEYOND AWARD**-President Garrey Carruthers
At 9:30 am President Carruthers read a glowing nomination letter for Senior Executive Vice President Angela Throneberry for the Above and Beyond Award.

9:15 am

7. **FUTURE BOARD MEETINGS**-Chairman Mike Cheney

Friday, January 30, 2015, Santa Fe, New Mexico

Monday, March 9, 2015, Las Cruces, New Mexico

April 2015, Las Cruces, New Mexico (date dependent on 2015 Legislative Session)

Friday, May 8, 2015, Las Cruces, New Mexico

Chairman Mike Cheney pointed out the upcoming meetings in 2015.

8. **CONFIRMATION OF PRIOR EXECUTIVE SESSIONS**-Chairman Mike Cheney

Special Advisor to the NMSU Board of Regents Janet Green read the confirmation language that only topics allowed by the Open Meetings Act were discussed during the December 12, 2014 executive session. The roll call vote of the five members present was unanimous.

9:20 am

9. **CONSENT CALENDAR**-Chairman Mike Cheney

a. Policy-none

b. Administrative

Consent Item 9b.1: Approval of Disposition/Deletion of Property. University property being recommended for disposition/deletion. (Angela Throneberry, Senior Vice President for Administration and Finance)

Consent Item 9b.2: Approval of Budget Adjustment Requests (BAR) for Fiscal Year 2014-2015. (Angela Throneberry, Senior Vice President for Administration and Finance)

In order for the university to adhere to rules of the New Mexico Higher Education Department (HED) and meet State statutes, it is necessary for us to insure that our budgetary levels of expenditures equal or exceed the anticipated expenditures for the fiscal year. The attached BARs are for each NMSU campus unrestricted fund, and are for the purpose of adjusting the beginning fund balances which were estimated for the 2014-2015 Operating Budget submitted in May of last fiscal year, to equal the actual ending fund balances resulting from closing the books for FY2014 and to adjust revenue, expenditures and/or transfers, as applicable, for various programs for which information has changed or was unavailable at the time of the original budget preparation as detailed on the attached forms.

Consent Item 9b.3: Approval of Temporary Investments Report for the Quarter ended 09/30/2014. (Angela Throneberry, Senior Vice President for Administration and Finance)

The report reflects a weighted average yield of .99__% for the quarter ended 09/30/2014, compared to the average one-year Treasury Bill yield of .11__%.

Consent Item 9b.4: NMSU-Las Cruces: Tejada Building, Room 102 Renovation. (Angela Throneberry, Senior Vice President for Administration and Finance)

This project will renovate existing Room 102 in the Tejada Building into a food processing and production facility for College of Agricultural, Consumer & Environmental Sciences.

Consent Item 9b.5: NMSU-Las Cruces: Coca Cola Weight Training Facility and Memorial Stadium and Locker Room Field House, Hot Water Upgrade. (Angela Throneberry, Senior Vice President for Administration and Finance)

The project will upgrade both the heating hot water system and the domestic hot water system; by converting the systems into a gas fired boiler and hot water heater.

Consent Item 9b.6: Approval of Resolution, Notification and Certification Regarding Severance Tax Bonds. (Angela Throneberry, Senior Vice President for Administration and Finance)

As a result of the last Legislative session, NMSU was appropriated \$50,000.00 in severance tax bonds to be utilized on the projects as described in Exhibit A. The Board is asked to approve the enclosed resolution including Exhibit A in order for the State to sell the bonds on/or before December 30, 2014.

Consent Item __9b.7__ : Proposal for Name Change from Human Performance, Dance and Recreation to Kinesiology & Dance. (Daniel J. Howard, Executive Vice President and Provost)

The purpose of this proposal is to request that the department of Human Performance, Dance and recreation be permitted to change its name to the department of Kinesiology and dance. The reasons for the requested name change are linked to the instructional and research missions of the Department.

Consent Item __9b.8__: Approval of Graduate Certificate in Autism Spectrum Disorders. (Daniel J. Howard, Executive Vice President and Provost)

This certificate will allow NMSU to provide educational leaders with the knowledge and skills required to provide a high quality education using research-based practices which will improve outcomes for children with Autism Spectrum Disorders.

Consent Item __9b.9__: Reaffirm New Mexico State University's commitment to equal employment opportunities to qualified women, minorities, covered veterans, and individuals with disabilities. (Gerald Nevarez, Executive Director, NMSU Office of Institutional Equity)

Consent Item __9b.10__: Re-adoption of the Board's 2014/2015 Annual Notice Resolution. (Lizbeth Ellis, General Counsel)

This is ratification of the Board's 2014/2015 Annual Open Meetings Notice Resolution, as amended in the regular meeting on October 10, 2014.

Consent Item __9b.11__: Appointment of a member to the Board of Directors of Aggie Development Inc. (Ben Woods, President, Aggie Development, Inc.)

This item is to better align the Aggie Development Inc. Board with the Regents' Real Estate Committee and to fulfill the Board of Regents requirement, under ADI bylaws to establish terms for each elected director.

Consent Item: __9b.12__ : Confirm Approval of Candidates for Degrees (President Garrey Carruthers)

I request that the Regents of New Mexico State University confer upon the named candidates the degrees listed in the Fall 2014 Commencement Program, the 122nd Commencement for the institution. This conferral is contingent upon the students satisfactorily completing the courses in which they are enrolled and meeting the requirements of the appropriate catalog. It is further contingent upon the assumption that the content of the thesis submitted by each student required to do so is original unless otherwise represented in the document.

At 9:40am President Garrey Carruthers read the items on the consent agenda. It was moved by Regent Ike Pino and seconded by Regent Jordan Banegas that the consent items be passed. Motion passed unanimously. It was pointed out that the new ADI Board member will be former NMSU Regent and local businessman Chris Dulany.

9:30 am

10. ACTION ITEMS-Chairman Mike Cheney

Action Item __10a.____: Approval of Financial Report for Fiscal Year Ended June 30, 2014

The Financial Report for fiscal year ended June 30, 2014, will be presented. Moss Adams audited the financial statements and issued an unmodified opinion. (Angela Throneberry, Senior Vice President for Administration and Finance.)

At 9:45am the Annual Financial Report was presented by Senior Executive Vice President Angela Throneberry. Regent Javier Gonzales moved and Regent Ike Pino seconded the approval of the Annual Financial report. Motion passed.

Action Item __10b. __: Approval of the Operating Agreement Renewal 2014-2018 between Grants Cibola County School District and the NMSU Regents for operations of NMSU Grants. (President Felicia Casados, NMSU Grants)

Word changes were requested by NMSU Legal Counsel Lizbeth Ellis in the proposed updated operating agreement for the Grants campus and the Cibola County School District. Regent Kari Mitchell recommended seeking consistency in the structure of the community college operating agreements within the NMSU system. Regent Javier Gonzales moved and Regent Jordan Banegas seconded the motion to approve the operating agreement with the corrected word changes. Motion passed unanimously.

9:40 am

11. RECURRING REPORTS-Chairman Mike Cheney

- a. New Mexico State University President's Report-President Garrey Carruthers
At approximately 10:15am President Garrey Carruthers presented on specific Key Performance Indicators (KPIs) from NMSU's Vision 2020 strategic plan. A comment was made about a need to investigate why we are challenged with the student to staff ratio in Goal 5, Resource Stewardship.

Regent Mitchell commented that the Regents need to see these presentations in advance. She suggested that if we have declining enrollment, then more of the staff positions could be filled with student employees.

10:00 am

- b. New Mexico State University Provost's Academic Affairs Report-Provost Daniel J. Howard
1. Update on NMSU's Guaranteed Pathway
Provost Dan Howard presented the update on NMSU's Guaranteed Pathway to the Baccalaureate. Regent Mitchell queried the 2 year college presidents about their view of the program. Dona Ana Community College President Renay Scott commented that the process is comprehensive and

the group had looked at best practices as it was formulated. NMSU Grants President Felicia Casados commented that the program has less impact at the Grants campus.

Provost Howard stated that the budget approach was conservative. President Carruthers stated that research shows that there is a “bounce effect” after raising admission standards. Provost Howard responded to a question about assessing the DACC students an activity fee.

2. Fall Enrollment and Student Affairs Update-Vice President Bernadette Montoya, Student Affairs and Enrollment Management
At 10:55am the fall enrollment report was given by Vice President Bernadette Montoya.

10:30 am

12. RECURRING REGENTS' COMMITTEE AND EX-OFFICIO REPORTS

- a. Audit Committee Update-Dr. Jim Bullock, Chair
An abbreviated audit committee report was given by Regent Kari Mitchell.
- b. ADI/Real Estate Committee Update-Chairman Mike Cheney, Ben Woods, President, Aggie Development, Inc.
Ben Woods gave a brief overview of ADI projects.
- c. Budget Committee Update-Regent Isaac Pino, Chair
Brief budget report given by Regent Pino.
- d. Report from the Chair, Faculty Senate, Dr. Stuart Munson Mcgee
Dr. Stuart Munson Mcgee, reported on the 16 pieces of legislation handled currently by the Faculty Senate. One item of particular note is the proposal to reduce credit hours for a degree from 128 hours to 120 hours. A task force is also reviewing how to make sure the community colleges in the NMSU system are adequately represented in the faculty senate.
- e. Report from the President, Associated Students of NMSU, Mr. Wesley Jackson
ASNMSU President Wesley Jackson thanks supporters of the name change of the NMSU Performing Arts Center to the ASNMSU Center for the Arts. He also reported on the process to select a list of student Regent candidates to be sent to the President for consideration. Eleven candidates applied. Nine were interviewed. A list of six was sent to President Carruthers. Of the six, 3 are graduate students and 3 are undergraduates.
- f. Report from the Chair, NMSU Employee Council, Mr. Greg Block
Mr. Greg Block reported that 2300 employees attended the employee picnic held on the NMSU Horseshoe on October 17th. An open forum on NMSU legislative priorities was announced.

11:00AM

13. INFORMATIONAL PRESENTATIONS-Chairman Mike Cheney

- a. Annual Research Update-Vimal Chaitanya, NMSU Vice President of Research

At 11:10am Vice President for Research Vimal Chaitanya presented the Annual Research Update. Dr. Chaitanya pointed out that research funding is dropping by 25 million and it may take 3-4 years to recover. Regent Mitchell asked about staff and faculty productivity in getting these grants. Dr. Chaitanya responded that as funding on one grant winds down, they are chasing a new one. He stated that faculty feel a lot of pressure on funding.

- c. Reappointment of members to the NMSU Labor Relations Committee-Lizbeth Ellis, NMSU General Counsel
General Counsel Ellis presented the election of members to the Labor Relations Board.

14. OTHER/COMMENTS-Chairman Mike Cheney

Regent Pino thanked his colleagues for the time he shared with them in his six years on the NMSU Board of Regents Regent Gonzales also gave a thank you and reflection on his time on the Board. Regent Jordan Banegas followed suit in expressing his gratitude for all he has learned as the student regent.

11:30 AM

15. ADJOURNMENT-Chairman Mike Cheney

Regent Cheney thanked the retiring Regents and announced that we would be honoring them at the January meeting in Santa Fe. Commemorative trees were planted on the NMSU campus upon completion of the meeting.

Regent Cheney adjourned the meeting.