

5-12-2009

University of New Mexico Board of Regents Minutes for May 12, 2009

University of New Mexico Board of Regents

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**MINUTES OF THE MEETING OF
THE REGENTS OF THE UNIVERSITY OF NEW MEXICO**

May 12, 2009

**Board of Regents Meeting 9:00 a.m. – 11:300 a.m.
Student Union Ballroom C**

**Board of Regents Executive Session Luncheon
11:30 am. - 1:00 p.m.
Sandia Room**

**Board of Regents Executive Session
Immediately following the meeting
Student Union Ballroom C**

ATTENDANCE:

Regents present:

Raymond G. Sanchez, President
Jack Fortner, Vice President
Carolyn Abeita, Secretary-Treasurer
James H. Koch
John “Mel” Eaves
Don Chalmers

Regent unable to attend:

Dahlia Dorman, Student Regent

President present:

David J. Schmidly

Vice Presidents present:

David Harris, Executive Vice President, CFO, COO
Paul Roth, Executive Vice President, Health Sciences Center
Suzanne Trager-Ortega, Executive Vice President, Provost
Marc Nigliazzo, Vice President, Rio Rancho
Eliseo Torres, Vice President, Student Affairs
Julia Fulgham, Vice President, Research & Development
Steve Beffort, Vice President, Institutional Support Services
Josephine DeLeon, Vice President, Equity and Inclusion
Carmen Alvarez Brown, Vice President, Enrollment Management
Paul Krebs, Vice President, Athletics
Helen Gonzales, Vice President of Human Resources
Ava Lovell, Vice President and Comptroller
John Stropp, President, UNM Foundation

Stephen McKernan, Vice President, Hospital Operations

University Counsel present:

Patrick V. Apodaca, University Counsel

Regents' Advisors present:

Howard Snell, Douglas Fields President, & President Elect, Faculty Senate

Loyola Chastain, Elisha Allen President & President Elect, Staff Council

Judy Zanotti, President Alumni Association

Ashley Fate, Monika Roberts, President, & President Elect, ASUNM

Maria Probasco, President, Parent Association

Susan Deese-Roberts, President, Retiree Association

Anne Yegge, Chair, UNM Foundation

Christopher Ramirez, Lissa Knudsen, President & President Elect, GPSA

Regent Sanchez presided over the meeting and called the meeting to order at 9:00 a.m.

CONFIRMATION OF QUORUM and ADOPTION OF AGENDA, Regent Sanchez

Agenda amended to include the Addendum to the Agenda with consent items.

Motion approved unanimously to adopt today's agenda with Addendum (1st Eaves, 2nd Koch).

APPROVAL OF SUMMARIZED MINUTES OF MARCH 20, 2009 UNM BOARD OF REGENTS MEETING

Motion approved unanimously to approve the Summarized Minutes of the March 20, 2009 UNM Board of Regents meeting (1st Chalmers, 2nd Fortner).

APPROVAL OF SUMMARIZED MINUTES OF APRIL 9, 2009 UNM SPECIAL BOARD OF REGENTS MEETING

Motion approved unanimously to approve the Summarized Minutes of the April 9, 2009 UNM Special Board of Regents meeting (1st Abeita, 2nd Eaves).

APPROVAL OF SUMMARIZED MINUTES OF MAY 1, 2009 UNM SPECIAL BOARD OF REGENTS MEETING

Motion approved unanimously to approve the Summarized Minutes of the May 1, 2009 UNM Special Board of Regents meeting (1st Abeita, 2nd Chalmers).

REGENTS' MERITORIOUS SERVICE AWARD (Regent Sanchez)

The UNM Board of Regents is proud to bestow the Regents' Meritorious Service Award to Maralyn S. Budke in recognition of her dedicated and invaluable service to the UNM and UNMH family, as well as her service to the State of New Mexico. Please refer to the article in the Board of Regents' book today, an "A Woman of Power" that tells the story of Maralyn. She cannot be here with us today, and our sincere thanks and best wishes will be delivered with the Award.

Regent Comments

- Regent Koch – When I was here at the University, Maralyn tutored me so I have known Maralyn longer than anybody here, for over 55 years. When I went to the legislature, she worked for the Chairman of the Appropriations Committee. I was there when we did the "big mac." When I got appointed to the Board of Regents, before that I spent hours with Maralyn going over the hospital and what's in the hospital. Before I even knew I was going on the Board, Maralyn and I had met about the hospital board, etc. Maralyn is very close to me, I see her quite a bit and it came to my attention that she probably would not be able to come down for this. She is a unique lady, she is devoted to the hospital. I am sorry that she can't be here today but of all the people I have known since we've been doing this, she's a class act. Those of you who know her know she's a marvelous woman and she's very close to me and close to Raymond.
- Regent Eaves – I served in the legislature with Maralyn long before either you or Jamie, that's how old I am. I was put on the House Appropriations and Finance Committee by Speaker Bruce King and John Mashon was the Chair and Maralyn was literally his right-hand person. Anyone who knew him knows how tough he was on financial matters and how knowledgeable. I learned very quickly, that even though I didn't agree with him most of the time on things, Maralyn was always somebody I could go to. Much of what I know about state finance and higher education finance I began to learn from Maralyn Budke. I am very pleased to have a chance to vote for this medal for her because she richly deserves it and I hope she recovers quickly and leads a long, happy life.
- David Harris spoke to the significant contributions of Maralyn, and the strong mentor she has been.
- Paul Roth – Maralyn has been a very, very active member of the Hospital Board of Trustees. She served in that role for many years, she's offered her elaborate wisdom, not just on strategic issues but very practical issues. She helped Steve McKernan, in very extraordinary ways. She served as the Chair of the Strategic Planning Committee for these past few years. In that role she has allowed us to make very good decisions for the strategy of the hospital and she goes back, as all of you have referenced, a very long way working with legislature as you have

mentioned. But at all times a great supporter of the University of New Mexico, a great supporter of the medical school and the hospital so we are sorry to see her step down from the Board.

Motion approved unanimously to approve the presentation of the Regents' Meritorious Service Award to Maralyn Budke (1st Eaves, 2nd Fortner).

ADMINISTRATIVE REPORTS

President's Report, David J. Schmidly

- Please reference report, Tab 4. Presented our campus wide teaching awards, one of the most significant ceremonies we have on the campus in recognition of outstanding faculty that go above and beyond to contribute to the quality of teaching on the campus. Introduction of Dr. Ursula Shepherd, 2009-11 Presidential Teaching Fellow. Recognition of Eric Charnoff, Biology Professor. He has been elected a Fellow of the American Academic of Arts & Sciences. Introduction of two pharmacy students, Kim Neff, Champion in the National Patient Counseling Competition and Adrian Irwin, installed as President of the American Pharmacists Association Academy of Student Pharmacists. Cinnamon Blair, Director of Marketing received a national award for the UNM marketing program. Also, introduction of Monika Roberts, the new President of our Student Body, Lissa Knudsen, new President of the Graduate Student Professional Association.
- Graduation week, this Saturday we will graduate 2,453 students.

COMMENTS FROM REGENT ADVISORS

Howard Snell, President, Faculty Senate

- Last meeting as President of Faculty Senate. Please see presentation in Board of Regents book, Tab 5.

Loyola Chastain, President, Staff Council

- Last meeting as Staff Council President. Please see presentation in Board of Regents book, Tab 5.

Chris Ramirez, President, GPSA

- Last meeting as President of GPSA. Please see presentation in Board of Regents book, Tab 5.

Ashley Fate, President, ASUNM

- Last meeting as President of ASUNM. Please see presentation in Board of Regents book, Tab 5. Presentation of Joint Resolution in support of a student recreation center. Information regarding official UNM rings.

Judy Zanotti, President, UNM Alumni Association

- Possibly last meeting as President of UNM Alumni Association. Please see presentation in Board of Regents book, Tab 5.

Anne Yegge, Chair, UNM Foundation

- Will present three items on the agenda, later in the meeting.

Susan Deese-Roberts, President, UNM Retiree Association

- Last meeting as President of UNM Retiree Association. Beulah Woodfin is the incoming President. Please see presentation in Board of Regents book, Tab 5.

Maria Probasco, President, UNM Parent Association

- Please see presentation in Board of Regents book, Tab 5.

COMMENTS FROM REGENTS

Regent Chalmers

- Thanks to all advisors, would like to acknowledge all of your efforts. Everyone is committed and dedicated to the University. You have taken extra effort above and beyond and it speaks very highly of all of you. I just want to acknowledge your dedication, commitment and effort.

Regent Abeita

- Would like to echo that. I thank the six of the eight advisors that are going out, I can't tell you how much you bring to a Regent's meeting and we appreciate your point of view. As Regents we don't get the point of view of everybody and you bring that to meetings. You make our meetings and our tenure as Regents much more productive. Looking forward to this graduation week.

Regent Eaves

- I want to echo the same thing. Graduation week for me is always a very special experience and when we are up there shaking the hands of all the graduates it's just so uplifting to see all those eager, intelligent and enthusiastic young faces going out to make this a better world. I also want to thank all the advisors, you are all dedicated to this great institution that we all love. Most of us have been life long supporters of UNM and will continue to do that in the future. Thank you for your service and your commitment.

Regent Sanchez

- I think they spoke for all of the Board so I will just say thank you very, very much.

PUBLIC COMMENTS REGARDING AGENDA-RELATED ITEMS

- Regent Sanchez noted that this is an experiment, trying public comment for agenda-related items at the beginning of the meeting. Please limit comments to 15 minutes, and focus on the original comment, not duplicating other comments made. Thank you.

Lissa Knudsen, GPSA President-Elect. I am actually here to speak on the Recreation Center that is on the agenda today. I am here to ask that you table the approval of the Rec Center. The reason I am asking this is when I went around the University when I was campaigning for the GPSA President, I heard concerns from students across campus, though we would also absolutely love to have a Recreation Center, we are a little concerned that the students should be paying for it during these hard economic times. We are concerned that the survey that was administered was a convenient sample, meaning those that are least likely to take the survey are also the ones least likely to support the rec center - those who hold more than one job, those who have families, those who commute to campus. We would like the Office of Student Affairs to work with the Economics Department to conduct a cost/benefit analysis and a fully informed randomly selected scientific study. We think this is in line with President Obama – he actually held a press conference on April 24th and had some remarks on higher education. In those statements he said a couple of things that are fairly relevant to this. He called on University leaders to be very careful about increasing costs. That in fact the cost of public education over the last few decades has tripled and it's ten times the amount that a family's income has increased. The more that we make it expensive to go to school, the more difficult it will be for all citizens to get that education. I do know that there has been some student leadership on this. At the same time the last GPSA Council meeting in April we were able to pass a resolution where we also called for a more scientific study that is not random. Thank you very much for your time.

Danny Hernandez. I am the incoming GPSA Council Chair and also a long time resident of the UNM area. I have some concerns about the recreation center. The first concern I have is that the analysis that was made of whether or not students want it was not randomly done. It was not a random survey which means that those wanted to answer were self-selecting which I believe is going to bring more people who are in favor of it than who are not, because if you don't care, you don't respond. The other thing that I believe happened was that students were not aware of how much this was going to cost and I am very concerned that \$234 a year for 30 years is a lot of money. As you know, we have a poor state here and I am concerned that any new fees that are added to students means that there are more students from our communities who can't afford to go to UNM. That is always a huge concern of mine. Lastly, I am also a neighborhood association person. I cannot speak for my neighborhood association because I am no longer president of it and it hasn't met on this issue because we haven't found out about the issue yet. There has been no outreach to the community letting us know what, where, etc. so we really can't speak to it. As an individual what I would like to say about it is that I am concerned about building a big wall along Central that keeps the community out. Right now we've got the bookstore that the neighborhood officially opposed, we have George Pearl Hall which the neighborhood officially opposed, we haven't seen the

plans yet for this rec center but we're concerned that we are building a wall between the neighborhood and the University.

REGENT COMMITTEE REPORTS

Academic/Student Affairs Committee & Research Committee (Regent Abeita)

We have five items that include approval of degree programs or certificate programs. Regent Abeita.

- A. Approval of Bachelor of Arts in International Studies
- B. Approval of Masters of Engineering
- C. Approval of Certificate Program in Computed Tomography
- D. Approval of Certificate Program in Magnetic Resonance Imaging
- E. Approval of Certificate Program in Position Emission Tomography Computed Tomography

These items the Committee had presentations on and recommended approval and we are now bringing it before the Board for full Board approval.

Motion approved unanimously to approve above Programs (items A, B, C, D and E) (1st Chalmers, 2nd Eaves).

- F. Approval of Spring 2009 Degree Candidates (tab 7)

Doctoral and MFA Degree-446; Master's Degree-679; Bachelor's Degree-2269; Associates Degree-83 = total 3477.

This was presented to the Committee as an information item, because of a scheduling issue; it had not had a chance to go before the Faculty Senate.

Howard Snell – Since then it has gone to Faculty Senate and has been approved.

We are now bringing it before the Board for full Board approval.

Motion approved unanimously to approve above (item F) (1st Chalmers, 2nd Eaves).

- G. Approval of UNM-Taos-Associate of Science in Nursing Program

Presentation by Kathy Falkenhagen, UNM Taos nursing program (Please see insert in Board of Regents book.)

Howard Snell – While this didn't go to the Regents' sub-committee, this did come to the Faculty Senate and has been approved.

Motion approved unanimously to approve above Program (item G) (1st Chalmers, 2nd Eaves).

Information Items:

H. Enrollment & One-Stop Center Update

Presentation by Carmen Brown, VP Enrollment Management – provided enrollment summary report. Special thanks to Corine Gonzales, Associate Director of Admissions. Also recognized Deborah Caltega, Associate Director of Undergraduate Admissions and Tanya Brown, Supervisor of Student Records. Thanks to Kathleen Keith and Brian Malone for their commitment. Recognition of Terry Babbitt.

Regent Koch requested the following information:

1. numbers regarding transfer of students to other schools
2. number of students going on to other graduate schools elsewhere.

Audit Committee (Regent Sanchez)

A. Approval of Audit Committee Report (Meeting April 16, 2009) Need approval for the three audits for publication and the audit committee meeting.

Motion approved unanimously to approve Audit Committee Report (1st Fortner, 2nd Abeita).

Finance & Facilities Committee (Regent Eaves)

Regent Eaves

- The addendum to the agenda lists the consent items, found at Tabs 10, 11, 12, 13, 14(*) 15, 16, 17, 20, 21, and 22. That list of items is subject to any questions.

Motion approved unanimously to adopt consent items (1st Eaves, 2nd Chalmers).

- First action item – Approval of Use of Regents' Endowment Funds for FY 09/10; presentation by Andrew Cullen, (see Tab 18)
 - Regent Eaves – This has been approved as part of the budget, an additional approval is not necessary
 - Regent Abeita – Appreciate the breakdown of the information

(*) *See motion from F & F Committee Meeting Minutes 5/7/09, item 6.*

- Second action item – Approval to Proceed with Planning and for Site Approval- Student Recreational Center; (Tab 19), presentation by Ashley Fate, President, ASUNM and Christopher Ramirez, President, GPSA
 - Power point presentation, described proposed equipment and facilities
 - Huge need for outdoor sports, climbing wall included
 - Swimming pools, whirlpool and relaxation pool
 - Healthy lifestyle, builds self-confidence and impacts student success
 - Survey taken, over 3,200 student responses received, representative of UNM student body
 - Current facility, Johnson Center, not meeting student needs
 - Price point students are willing to pay over \$100
 - Proposed site location, lines Central Avenue, against Redondo
 - Tie into current Johnson Center, will not duplicate services
 - Center will tie into master plan and connect with Central Avenue
 - Review of floor plans
 - Student fees
 - Costs encompassed in proposed student fee increases
 - Fees less expenses than off campus facilities
- Regent Sanchez – questions regarding costs to students and input from neighborhood associations

Motion approved unanimously to proceed with planning and for site approval for Student Recreation Center subject to the following:
feasibility study; cost to UNM; exact plan; and, neighborhood education and cooperation (1st Eaves, 2nd Fortner).

- Approval of Memorandum of Understanding between the Board of County Commissioners of the County of Bernalillo and the University of New Mexico for the implementation of the Pathways Program
 - Presentation by Steve McKernan, (see agreement at Tab 23)
 - Community based program to reach individuals that had difficulty accessing the hospital system for their health care, MOA allows for this program and supports funding

Motion approved unanimously to approve Memorandum of Understanding between Board of County Commissioners of the County of Bernalillo (1st Eaves, 2nd Chalmers).

- Approval of UNM Foundation Request for an Increase in the Administrative Allocation from the Consolidated Investment Fund
 - Presentation by John Stropp, President, UNM Foundation, (see tab 24)

Motion approved by Regents Sanchez, Fortner, Abeita, Chalmers, and Eaves to approve 1.85% increase in the Administrative Allocation from the Consolidated Investment Fund on the following conditions:

- Review quarterly by F&F Committee;
- Foundation Report on its' progress will be sent with review to the Regents;
- Hammond Monthly Report to be provided monthly to Regents, President and key constituencies around campus;
- Foundation Report be incorporated into the executive management process here at UNM so that the top executives, deans at UNM will have a report on the performance of this fund on a monthly basis;
- Foundation Communication will be improved to include Regents, Executive Cabinet, UNM Faculty and Staff. President Schmidly will explore a mechanism for trying to solicit input from the various constituencies around the University who have been instrumental in raising this money to begin a process to see if there are any changes that need to be made.

(1st Eaves, 2nd Chalmers).

- Monthly Financial Report and Approval of Fiscal Watch Report
 - Presentation by Ava Lovell, see tab 25

Motion approved unanimously to approve Monthly Financial Report and Approval of Fiscal Watch Report (1st Chalmers, 2nd Fortner).

Information Items

- UNM Endowment FY 09/09 Investment Performance
 - Presentation by John Stropp, President, UNM Foundation, (see tab 26)
- Discussion of UNM Deferred Compensation Policy
 - Presentation by Helen Gonzales, Vice President, Human Resources, (see tab 27) (handouts available).
- UNMH Dashboard Report
 - Presentation by Steve McKernan, CEO of UNMH, (see tab 28).
- UNMH CEO Report
 - Presentation by Steve McKernan, CEO of UNMH, (see tab 29).

Health Sciences

Regent Fortner – no report

UNM Campaign Report, John Stropp, President, UNM Foundation, Jennifer McDonough, Partner, Bentz, Whaley, Flessner.

Power point presentation (see tab 30).

- Charged was two fold; advise the University on campaign and to provide assessment on Foundation's operation programs
- Achieved significant growth in private support base
- Six key factors in analysis of fundraising potential
 - Confidence, prospectus, leadership, prospects, readiness, environment
- Key Findings and Conclusion
 - General positive view would be strengthened
 - Significance of internal challenges
 - Case for support can be made more compelling
 - New independent foundation
 - Individual responses to giving influenced by economy, etc.
 - Goal of \$500M less of an issue of timing of launch
 - Increasing levels of private support
 - Consultant recommendations on infrastructure
 - National projects forecasting declines in private support
- Major Recommendations
 - Anticipate public launch no sooner than 2010; conclude in 2013-14
 - Maintain goal of \$500M
- Additional Recommendations
 - Implement strategic communications program
 - Refine and enhance campaign case
 - Engage Foundation Board in fundraising efforts
 - Strengthen volunteer and internal partner engagement
 - Increase and deepen prospect and donor relationships
 - Evolve alumni relations efforts
 - Comments

PUBLIC COMMENT

No additional public comment.

ADJOURNMENT

Motion approved unanimously to adjourn the meeting and proceed in Executive Session at 12:24 p.m. (1st Sanchez, 2nd Dorman).

Executive Session was held from 12:30 p.m. – 1:00 p.m. in the Sandia Room.

- A. Discussion and determination, where appropriate, of limited personnel matters pursuant to Section 10-15-1 H (2), NMSA (1978).

- B. Discussion and determination, where appropriate, of matters subject to attorney-client privilege pertaining to threatened or pending litigation pursuant to Section 10-15-1 H (7) NMSA (1978).
- C. Vote to re-open meeting

Motion approved unanimously to reopen the meeting at 1:39 p.m. (1st Koch, 2nd Abeita).

- D. Certification that only those matters described in Agenda were discussed in Executive Session and if necessary, ratification of actions, if any, taken in Executive Session.

Motion approved unanimously confirming no action was taken and only those items described in Agenda item XII were discussed (1st Sanchez, 2nd Abeita).

ADJOURNMENT

Motion approved unanimously to adjourn the meeting at 1:40 p.m. (1st Sanchez, 2nd Abeita).

Regent Raymond G. Sanchez
President

Regent Carolyn J. Abeita
Secretary Treasurer

Attachments:

1. Addendum to the Agenda (tab 1)
2. Minutes Special BOR Meeting April 9, 2009(tab 2)
3. Minutes Special BOR Meeting May 1, 2009 (tab 2)
4. President's Administrative Report (tab 4)
5. Communication Samples Enrollment, Gateway (tab8)
6. Financial Report as of March 31, 2009 (tab 25)
7. Draft Deferred Compensation Summary (tab 27)
8. Campaign Preparedness Report Power Point (tab 30)

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