

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

Friday, May 13, 2016

Regents Room, Educational Services

NMSU Main Campus

Las Cruces, New Mexico

9:00 am

Regents of New Mexico State University

Debra Hicks, Chair	Hobbs, New Mexico
Mike Cheney, Vice Chair	Las Cruces, New Mexico
Amanda López Askin, Sect. /Treas.	Las Cruces, New Mexico
Jerean Hutchinson, Member	Las Cruces, New Mexico
Kari Mitchell, 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. Dustin Chavez, President ASNMSU

Ms. Monica Dunivan, Employee Council

Officers of the University:

Garrey Carruthers, Ph. D., Chancellor & President, NMSU

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

AGENDA

9:00 AM

1. **CALL TO ORDER**- Chair Debra Hicks (2 minutes)
2. **INTRODUCTIONS**
 - a. Introduction of Press, Elected Officials, and Others by NMSU Associate VP Maureen Howard (2 minutes)
 - b. Introduction of ASNMSU President Elect Matt Bose and ASNMSU Vice President by Bernadette Montoya, Ph.D., Vice President for Student Affairs and Enrollment Management (5 minutes)
3. **APPROVAL OF AGENDA**-Chair Debra Hicks (3 minutes)
4. **PUBLIC COMMENT**- NMSU Associate VP Maureen Howard (10 minutes)
5. **APPROVAL OF THE MINUTES**-Chair Debra Hicks (3 minutes)

Minutes of April 4, 2016

9:25 AM

6. **RECURRING REPORTS** – Chair Debra Hicks
 - a. Audit Committee Update-Brad Beasley, Chair (5 minutes)
 - b. Budget Committee Update-Chairman Adolpho Telles (5 minutes)
 - c. Student Success Committee Report-Regent Mitchell and Regent Hutchinson (5 minutes)
 - d. Report from the Chair, Faculty Senate, Dr. Stuart Munson-Mcgee (5 minutes)
 - e. Report from the President, Associated Students of NMSU, Mr. Dustin Chavez (5 minutes)
 - f. Report from the Chair, NMSU Employee Council, Ms. Monica Dunivan (5 minutes)
 - g. Ad Hoc Athletic Conference Review Committee-Committee Chair Mickey Clute

7. **ADOPTION AND PRESENTATIONS OF RESOLUTIONS-** Chair Debra Hicks (20 minutes)
 - a. ASNMSU President Dustin Chavez
 - b. NMSU WAC Men’s Tennis Champions
 - c. NMSU WAC Women’s Golf Team
 - d. Other teams TBD

8. **REGENTS’ ABOVE AND BEYOND AWARD-**NMSU President Garrey Carruthers (5 minutes)

9. **CONFIRMATION OF PRIOR EXECUTIVE SESSIONS-** Chair Debra Hicks (3 minutes)

10:00 AM

10. **CONSENT CALENDAR-** Chair Debra Hicks (20 minutes)
 - a. Policy-

 - b. Administrative-

1. Approval of Disposition/Deletion of Property.

University property being recommended for disposition/deletion. A list of missing items resulting from the annual inventory process will be included as informational only.

2. Approval of Temporary Investment Report for quarter ended 3/31/2016.

Report reflects weighted average yield of .83% for quarter ended 3/31/2016, compared to the average one-year Treasury Bill yield of .56%.

3. Approval of Budget Adjustment Requests (BAR) for Fiscal Year 2015-2016.

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 2015-2016 Operating Budget submitted in May of last fiscal year, to equal the actual ending fund balances resulting from closing the books for FY2015 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.

4. Approval to transfer current Uncollectible Accounts Receivable to Reserves for Inactive Accounts for fiscal year 2015-2016.

State law precludes the University from writing off uncollectible accounts. Accordingly, we request the accounts listed on the attached schedule be transferred to the Reserve for Inactive Accounts. The amount transferred is offset by recoveries from prior year transfers of \$905,581. Resulting in a net impact of \$2,481,128 to the reserve for inactive accounts. In addition, we assessed \$543,175 in deferred payment charges. The total uncollectible accounts transferred represent approximately 2.49% of the related tuition, housing and other fee income.

5. NMSU-Las Cruces: Campus-Wide Tunnel System Repairs Phase II.

Tunnel system remediation to repair/replace sections of the tunnel system that are severely deteriorated and in danger of imminent failure per Structural Integrity Study performed by Bohannon Huston Engineering in October 2013.

6. Approval of NMSU Capital Outlay 5 Year Plan.

The Capital Outlay Plan is updated each year and submitted to the Higher Education Department (HED) prior to June 1st in order to be included in the

request by the NMSU System and HED to the legislature in the subsequent session. It is first presented to the NMSU Board of Regents for their review and approval.

7. Confirm Approval of Candidates for Degrees:

A request that the Regents of New Mexico State University confer upon the named candidates the degrees listed in the Spring 2016 Commencement Program, the 124th 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.

10:20 AM

11. ACTION ITEMS- Chair Debra Hicks (45 minutes)

1. Approval of Operating Budgets for Fiscal Year 2016-2017:

Approval of the expenditure levels for the proposed operating budgets for all campuses is required for submission to the New Mexico Higher Education Department (HED). Senior Vice President Angela Throneberry, Administration and Finance (25 minutes)

2. Approval of Proposed Revision to Regents Policy 1.05.96 – Community College Faculty Council.

This proposed revision adjusts the composition of the membership of this advisory council to the Executive Vice President and Provost to more appropriately align with the number of Faculty Senators from the Community Colleges.

3. Approval of Proposed New Regents Policy 2.00 – Risk Management, Safety and Security.

This proposed new Regents Policy authorizes administration to promulgate the rules and procedures to provide for the safety and security of the university community. The proposal will replace current policies 2.53 (Police) and 2.60 (Environmental Health and Safety), which remain in effect in the Administrative Rules and Procedures.

4. Approval of Proposed New Regents Policy 5.00 – Faculty and Academic Administration.

This proposed new Regents Policy authorizes administration to promulgate the rules and procedures relating to employment of faculty and academic administrators holding faculty rank. This policy will replace the Human Resources type policies currently housed in Chapter 5 of the Regents Policy Manual, which remain in effect in the Administrative Rules and Procedures.

5. Approval of Proposed Revised Regents Policy 2.90.20 – Student Educational Records – FERPA Compliance. This proposed revision removes the detailed procedural material, which remains in effect in the Administrative Rules and Procedures, leaving intact the Board's directives relating to compliance with the federal Family and Educational Rights and Privacy Act of 1974.

6. Approval of Proposed New Regents Policy 2.90 – Information Data and Security. This proposed new Regents Policy directs administration to establish rules, processes and safeguards to secure and protect confidential data; it will replace current policies 2.90.10 – Records Integrity and Retention and 2.90.30 – Protection of Non Public, Personal Information, which remain in effect in the Administrative Rules and Procedures.

7. Approval of Proposed new Regents Policy 9.80 – Art, Archives and Other Collections. This proposed new Regents Policy authorizes administration to promulgate rules and procedures governing the acquisition, maintenance, inventory and disposition of the university’s fine art, other collections and archives. Adoption of this policy will replace current Policy 2.03 - Art Archives and Other Cultural Collections, which remains in effect in the Administrative Rules and Procedures. This policy reserves authority to the Board of Regents for the 1. Acquisition of collections or pieces in collections over and above the budgeted amount for purchase, restoration, preservation and display; 2. De-accession of items of significant value; and 3. Acquisition of items subject to restrictive conditions for display or limitations on deaccession beyond a period of five years. (Liz Ellis, NMSU General Counsel, 30 minutes)

8. Approval of an Addendum to a Ground Lease in order to grant to ADI, the right to act as the agent of NMSU in regards to the sale of the Property, regarding two (2) tracts of land (“Property”) situated North of University Avenue on Wisconsin Avenue to the West of Triviz Drive, and which are more particularly described and shown within the Lease and on Exhibit “A” and further grants to ADI the right to advertise, publicize, or otherwise field purchase offers concerning the Property, in the form or fashion deemed appropriate by ADI. (Scott Eschenbrenner, President of Aggie Development , Inc.)

11:15 AM

INFORMATIONAL PRESENTATIONS-

12. a. Informational Items (Policy) Informational Report Summarizing Revisions in the Administrative Rules and Procedures.

Revised Rule 4.30.30 (Process to Determine Ineligibility for Rehire Status)
Revised Rule 2.90.20 (Access to Student Educational Records-FERPA Compliance)

12. b. NEW MEXICO STATE UNIVERSITY CHANCELLOR & PRESIDENT’S REPORT, Chancellor Garrey Carruthers (15 minutes)

12. c. NEW MEXICO STATE UNIVERSITY EXECUTIVE VICE PRESIDENT & PROVOST, Dan Howard, Ph.D. (15 minutes)

12. d. Discussion on 2016 Strategic Planning Retreat-Chair Deb Hicks

11:45 AM

Next Meeting is June 28th, Las Cruces TBD

13. ADJOURNMENT-Chair Debra Hicks