

**EASTERN NEW MEXICO UNIVERSITY**  
**Board of Regents Meeting**  
**Eastern New Mexico University - Portales**  
**Administration Building – Regents Room**  
**December 13, 2019 – 9:30 a.m.**

**CALL TO ORDER**

Regent President Edwin Tatum called the meeting to order at 9:32 a.m. and declared a quorum. Regents Edwin Tatum, Terry Othick, Joseph Gergel, Dan Patterson, and Lance Pyle were present.

*Roll call: Regent Tatum - Yes; Regent Othick – Yes; Regent Gergel – Yes;  
Regent Patterson – Yes; Regent Pyle – Yes*

**APPROVE THE AGENDA**

*Regent Patterson moved to approve the agenda as presented. Regent Othick seconded the motion. Vote: 5-0-0. Motion approved.*

**APPROVAL OF MINUTES**

*Regent Pyle moved to approve the minutes of November 1, 2019, as presented. Regent Gergel seconded. Vote: 5-0-0. Motion approved.*

*Regent Pyle moved to approve the minutes of November 8, 2019, as presented. Regent Gergel seconded. Vote: 5-0-0. Motion approved.*

*Regent Pyle moved to approve the minutes of November 15, 2019, as presented. Regent Gergel Seconded. Vote: 5-0-0. Motion approved.*

**REPORT FROM THE ENMU-ROSWELL PRESIDENT**

Dr. Shawn Powell said that the Roswell campus would close December 19, 2019, and reopen January 2, 2020. During this time, there will be an electrical line replacement by Norris and Sons Electric and there will be no service to the campus, (email, Banner, Blackboard).

Dr. Powell reported that their Foundation gave \$25K for academic equipment. Also, \$10K was added for security to upgrade to Level III certification to allow their trained guards to carry firearms. There has been a \$1mil increase in reserves due to salary savings.

Dr. Powell referenced matters on the consent agenda and pointed out that the Cyber Security Program is offered on the Ruidoso campus, and students are being referred to them, therefore the decision to discontinue. Medical Coding is an outdated program and is being discontinued for that reason. Dr. Powell also mentioned that several years ago, they received a grant for tympanic musical instruments; however, the campus no longer offers musical programming. He suggests transferring the instruments to NMCI or RISD.

Lastly, Dr. Powell commented on the 22-page list of auction items up for property disposal. Once these items have been moved out, the warehouse space will be used for the Automotive and Welding programs.



**REPORT FROM THE ENMU-RUIDOSO PRESIDENT**

Dr. Ryan Carstens provided photos of the Nexus Project, Phase I progress. He stated that mold abatement is complete and described the renovation process. The projected completion date is now June 2020.

Dr. Carstens covered several processes that have taken place on their campus, including the development of new marketing materials for Dual Enrollment students and their parents, the signing of a new MOU with Mescalero Schools and the end-of-semester art show put on by their art students.

Dr. Carstens touched on two items that are on the consent agenda. He said the Fermentation Science program is still in the developmental phase. This program is being developed in response to industry leaders requesting a certificate program to support training needs. He also covered the proposal for their Wind Energy Program, which has been developed based on input from Pattern Energy.

**REPORT FROM THE CHANCELLOR OF THE UNIVERSITY SYSTEM**

Dr. Jeff Elwell reported on enrollment and retention, stating that 419 of 585 of our full-time freshmen are enrolled for the spring semester which is up by 2% from this time last year. Currently, there are 2987 students enrolled for spring which is up by 2.5% from this time last year.

Dr. Elwell reported on the Athletic Director search and said that a consulting firm has been hired, resulting in four final candidates. Three candidates are scheduled for interviews next week and waiting for further input from the fourth person.

Dr. Elwell said that the framework and budget are in place for a golf coach. There is a position search underway and the commissioner has welcomed ENMU to start in the Fall. General Grizzle of NMMI has welcomed us to use their golf course for practice and Dr. Jeff Long is checking into the use of the Clovis Municipal course.

Dr. Elwell reported on fundraising, stating that a possible naming donor of roughly \$400K is expected to be finalized soon. To date, we have received \$575,097.

Dr. Elwell said that Sutin Thayer and Browne has created parameters to share with interested purchasers of the Blackwater Draw property, and they will act as the agent in the sale. Interested persons are being directed to Sutin, Thayer, and Browne.

Dr. Elwell gave an update on the pursuit of a 501(c)3 for the Imagination Library initiative that was discussed at the November 1, 2019 board meeting. United Way of Eastern New Mexico will provide the non-profit status for Roosevelt and De Baca Counties beginning January 2020. Dr. Gay Su Pinnell has contributed \$60K, Portales Altrusa Club has contributed \$1000, and the Portales Rotary Club has committed to \$500 per year for three years.

Dr. Elwell gave a CUP reported stating that he attended a Higher Education Hearing by LFC in Santa Fe on Wednesday. All three Higher Education entities presented a unified front proposal of an 8% increase in new monies, a 5% increase in compensation, and an enhanced compensation funding percentage. In addition, there was a request for \$50 million for BR&R, as well as increases in funding for dual credit and teacher education programs.



Dr. Elwell deferred to Mr. Scott Smart on the development of a Campus Master Plan. Mr. Smart said that he has reached out to other New Mexico universities and will be reviewing their RFPs. He should have information to present to the board at the January meeting.

## **BUSINESS MATTERS**

### **Consent Agenda**

1. Fall 2019 Graduation List, Portales (*Mr. Clark Elswick, Action*)
2. Fall 2019 Graduation List, Roswell (*Dr. Shawn Powell, Action*)
3. Budget Adjustment Request, Portales (*Mr. Scott Smart, Action*)
4. Budget Adjustment Request, Roswell (*Dr. Shawn Powell, Action*)
5. Budget Adjustment Request, Ruidoso (*Dr. Ryan Carstens, Action*)
6. Approval of Construction Trades Program, Ruidoso (*Dr. Ryan Carstens, Action*)
7. Approval of Fermentation Science Programs, Ruidoso (*Dr. Ryan Carstens, Action*)
8. Approval of Wind Energy Program, Ruidoso (*Dr. Ryan Carstens, Action*)
9. Associate of Science Degree in Secondary Elementary Education Option within the Teacher Education Program, Roswell (*Dr. Shawn Powell, Information Only*)
10. New Associate of Science Degree in Elementary Education Option within the Teacher Education Program, Roswell (*Dr. Shawn Powell, Information Only*)
11. Computer and Network Cyber Security Program Deactivation, Roswell (*Dr. Shawn Powell, Information Only*)
12. Medical Coding Specialist Program Deactivation, Roswell (*Dr. Shawn Powell, Information Only*)
13. Approval to Transfer Musical Instruments, Roswell (*Dr. Shawn Powell, Action*)
14. Property Disposition, Roswell (*Dr. Shawn Powell, Action*)

***Regent Pyle moved to approve the consent agenda as presented. Regent Patterson seconded the motion. Vote: 5-0-0. Motion approved.***

### **Other Items**

1. 2020-2021 Official Holiday Schedule - Revised, Portales

Dr. Jeff Elwell said that a group of concerned students convened at the last board meeting to discuss the Martin Luther King, Jr. holiday. It was stated that the other four-year institutions in New Mexico observe this holiday, and the board recommended that this matter be brought back after there has been consultation with groups on campus.

Dr. Elwell said that Academic Services and Dr. Caldwell have been consulted about adding this holiday and it has been determined that it is feasible to add this to the calendar without adding days to the end of the semester through the year 2026. Faculty Senate has drawn up a resolution in support of this decision with a vote of 22 (for) and 2 (against).

Regent Terry Othick asked if this proposal includes the Roswell and Ruidoso campus. Dr. Powell said they will observe this holiday as a "no class" day, and this would be scheduled as a planning day for faculty and staff. Dr. Carstens said that Ruidoso usually follows suit with the Portales campus.



Dr. Elwell introduced former ENMU Human Resources Director and chair of the State Cultural Affairs Committee, Mr. Oscar Robinson. Mr. Robinson addressed the board and said that over the past 32 years, he has seen this holiday celebrated as a “day on” and a “day off.” He said that when the University is closed, there is less support than when the University is open. He further said that MLK day in Portales is honored with their service and no matter what decision is made, educational programming will continue in the public schools.

Ms. Kyana Walton, graduate student, and faculty member, addressed the board and pointed out that no one mandates how other holidays are celebrated and would like ENMU students to have the freedom to celebrate MLK day how they choose without the penalty of missing class. She further stated that she has conducted countless meetings with local pastors, faculty, and students and has gained support from these groups. Regent Joseph Gergel asked why she has not spoken with the Student Government group and Ms. Walton said that she does not feel that Student Government represents African American students. Regent Gergel suggested that Student Government would welcome their ideas and communication. He said that he hopes that these discussions have opened doors for their group.

Regent Patterson commended Ms. Walton for going through the proper channels and gaining support for her cause. Student Government President, Adilene Adame said that she is glad this topic is being discussed and that Student Government has also discussed the idea of having no classes on the MLK holiday.

Regent Tatum said that in 2021, the Martin Luther King Jr. holiday will be recognized as an official holiday, and classes will be dismissed with the possibility of some offices remaining open.

Dr. Elwell said that he has formed the *Chancellors Council on Diversity*, which will have participants from all three campuses to address issues, solve problems, and change perceptions within the ENMU system.

***Regent Gergel moved to approve the 2020-2021 Official Holiday Schedule revisions as presented. Regent Pyle seconded the motion. Vote: 5-0-0. Motion approved.***

2. Proposals for Special Legislative Funding 2020, Portales

Dr. Elwell said that the capital outlay funds are coming from severance tax bonds this year, but slight revisions in the actual dollar amount for these projects may require slight revisions.

- Bernalillo Hall – Asbestos abatement and demolition have been estimated at \$2 million, same as Lincoln Hall a few years ago. DFA may provide funds for this project and there is some money from auxiliary funds that could be used.
- Keyless Access and Code Blue Emergency Towers – The original installation quote for the Code Blue towers was given based on softer, porous soil conditions, plus an additional camera. The keyless access system allows for an easier mechanism to track the activity on campus. The estimated cost for these two installations varies between \$1-2 million.



- Harding Hall – Dr. Elwell said that this might not be the time to go to the Legislature for funding for this remodel project as we will need to have a private donation match that has not been secured.

Regent Othick said that the original purpose of remodeling Harding Hall was to address deficiencies of space across campus. This will need to be reviewed again at a later date.

Regent Pyle asked if the projects listed are in order of their priority? Dr. Elwell stated that these items will be presented together. Regent Othick agreed that this is a good list and also pointed out that based on a previous campus survey, general maintenance of campus buildings is an ongoing problem. Mr. Smart said there are ongoing maintenance projects across campus, including a major renovation of the campus union building a few years ago.

Regent Pyle asked that the board be updated on these matters.

3. Leadership Training, Portales

Mr. Benito Gonzales said that he was approached by Dr. Elwell in response to Regent Patterson's inquiry about leadership training on campus. He said that Human Resources is implementing a training initiative to educate anyone at the director level or above on system personnel policies and basic concepts of leadership.

4. Five-Year Capital Projects Plan Update, Ruidoso

Dr. Ryan Carstens said that they received positive feedback on their presentation to HED and was encouraged to think bigger. To that, the original capital projects plan has been increased. He said that priority #3 has had a dollar amount increase of \$1.875 which has been approved.

***Regent Pyle moved to approve ENMU-Ruidoso's five-year capital projects plan update as presented. Regent Gergel seconded the motion. Vote 5-0-0.***

5. Update on College Nexus Project Phase II, Ruidoso

Dr. Carstens said that Hilltop Bond Company has been consulted to get started on this project, and they have suggested the sale of the bonds be ready by July 2020. By late May, the approval process will be complete so this matter can be brought before the board in May.

6. Update on Electrical Energy Technology-Renewable Energy Emphasis, Portales

Dr. Jamie Laurenz stated that last March, there was a proposal submitted for the Electrical Energy Technology program that included four courses with labs and hands-on experience. The requirement to fund this recurring faculty line is \$95K. The approval process for this program has been expedited and is ready for enrollment next fall. The initial faculty search was unsuccessful due to its timing but the second search has brought Dr. Abu Sayeed who will be working with Dr. Hamid Allamehzadeh to design the coursework for the program.

Dr. Laurenz said that fortunately, very little renovation is required to house this program and he has had a promising conversation with a potential donor for equipment. Institutional funds are available if needed for equipment purchases.



Dr. Laurenz said there is currently one student registered in this program and existing students are excited to take these courses to enhance their expertise in this field. The program capacity is 30-40 students and is hoping for at least ten students next fall.

7. Amendments to Policies, System

Dr. Patrice Caldwell gave clarification on language revisions to System-wide policy with particular information on policy 40-12 which covers complaints and grievances. Language was added to this policy to separate disciplinary actions from termination. She also stated that policy 80-17, which pertains to dress code, has been reviewed by the university attorneys and University Council and has concluded that the phrase "appropriate attire" is workable on all campuses.

***Regent Pyle moved to approve amendments to policies as presented. Regent Othick seconded the motion. Vote: 5-0-0. Motion approved.***

8. Proposed Rates for Room and Board 2020-2021, Portales

Dr. Jeff Long proposed a 3% increase in residence halls and apartments to cover the increase in minimum wage and the free washer and dryer program. He also proposed a 3.5% board increase based on Sodexo's product price increases and the minimum wage hike.

***Regent Pyle moved to approve the proposed room and board rates for 2020-2021 as presented. Regent Patterson seconded the motion. Vote: 5-0-0. Motion approved.***

9. 2020 Series 2011 Redeem Resolution, Portales

Mr. Scott Smart presented an addendum to redeem the Series 2011 Bonds that mature April 1, 2020.

***Regent Pyle moved to approve the 2020 Series 2011 Redeem Resolution as presented. Regent Patterson seconded the motion. Vote: 5-0-0. Motion approved.***

10. Higher Learning Commission Accreditation Site Visits, Roswell

Dr. Shawn Powell announced dates for two upcoming HLC visits. The focused site visit will be March 23 and 24, 2019 and the comprehensive visit will be conducted on October 18 and 19, 2021. The HLC President's Conference will take place on April 18, 2020, in Chicago, IL and will host a session for university Regents. Regent Othick, Chancellor Elwell, President Powell and CCB President Mireya Trujillo will attend.

11. Banner Integration, Roswell

Dr. Powell asked Mr. Clark Elswick to update the board on the future of Banner integration on the Roswell campus. Mr. Elswick stated that this on taking would need to be postponed until after the 2021 HLC visit as this transition could cause serious data conflicts. Also, the SIG consultant estimates that this will be a \$1 million project due to the duplicate student id numbers and check numbers. During the transition, all processes will have to stop.

12. Consolidation of Two Vice President Positions, Roswell

Dr. Powell proposed that the Vice President for Academic Affairs and Vice President for Student Affairs positions be combined. This consolidation could increase student retention and completion rates by the ongoing collaboration between the two departments.

***Regent Pyle moved to approve the consolidation of two vice president positions as presented contingent upon the Community College Board approval. Regent Gergel seconded the motion. Vote: 5-0-0. Motion approved.***

13. Approval to Move to the Design Phase for Sewer and Sanitary Piping Upgrades, Roswell

Dr. Powell said they are preparing to move forward with this \$3.3 million project and have been working with the Governor's Office for possible relief with capital outlay funds. If these funds do not become available, existing capital reserves will be used.

***Regent Patterson moved to approve to move to the design phase for sewer and sanitary piping upgrades as presented. Regent Pyle seconded the motion. Vote: 5-0-0. Motion approved.***

## REGENT MATTERS

1. Regent Approval for President Elwell and Edwina Gower to attend the Legislative Dinner in Santa Fe Funded by ENMU Foundation

Dr. Elwell asked, for the sake of transparency, if Foundation funds would cover his wife's dinner for the February Legislative dinner in Santa Fe.

Regent Patterson suggested that the ENMU Foundation should cover this. Regent Othick said that the Foundation clearly understands the role that the President and his spouse plays in bringing in donors. The Foundation provides \$60K to the President for discretionary spending; however once these funds are transferred to the University, they must follow the same restrictions as the University. Mr. Smart said that he is not sure that transferring funds is accomplishing the goal they were hoping it would.

Regent Patterson suggested that the Board of Regents and the Foundation Board work together to develop a process that everyone understands.

***Regent Patterson moved to approve President Elwell and Edwina Gower's attendance at the Legislative Dinner in Santa Fe, funded by the ENMU Foundation. Regent Othick seconded the motion. Vote: 5-0-0. Motion approved.***

2. Election of Officers, Subcommittee Appointments, Alumni and Foundation Appointments

***Regent Edwin Tatum moved to elect Regent Terry Othick as president of the Board of Regents, Regent Dan Patterson as vice president and Joseph Gergel as secretary/treasurer. Regent Pyle seconded the motion. Vote: 5-0-0. Motion approved.***

Regent Tatum deferred subcommittee and alumni and foundation appointments for incoming President Othick.



3. University House Project

Regent Terry Othick gave an extensive report on the history of this project dating back to October 2018. Over the course of one year, the form and function of this home have been identified by the committee and several meetings have taken place with the architect (Dekker, Perich, and Sabatini). The complex nature of this structure requires both public space for entertaining and private living quarters for the President and his family. Architectural plans are in the works and we have been billed for nearly \$17K to date for their services. Current plans provide for a two-bedroom home with a large master, a reasonably sized kitchen with a staging area for caterers, and a great room for hosting events.

Regent Othick stated that although \$900K has been appropriated (\$650K by the State and \$250K donation by the ENMU Foundation), it has been determined that this will not likely cover the full expense of building a new residence. He has spoken with our local legislator and has asked about changing the language of this appropriation to cover new construction OR renovation. He clarified that this is not necessarily the direction the Regents are going but wanted to open up the possibility.

Regent Othick said that the greatest challenge in getting to the final cost of the project is identifying all of the soft costs. They will continue to move forward to discover which is the better option, and they realize that there is a need for this structure in terms of hosting events and recruiting future University Presidents. He made a statement of assurance that the board would make the right decision.

**EXECUTIVE SESSION**

*Regent Gergel moved to enter executive session at 2:52 p.m. to discuss three limited personnel matters pursuant to Section 10-15-1(H)(2), NMSA (1978). Vote: 5-0-0. Motion approved.*


*Roll call: Regent Tatum – Yes; Regent Othick – Yes; Regent Gergel – Yes; Regent Patterson – Yes; Regent Pyle – Yes.*

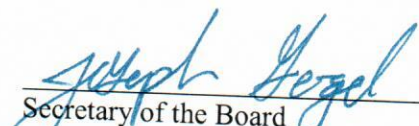
*Regent Patterson moved to return to open session at 2:55 p.m. Regent Othick seconded the motion. Vote: 5-0-0. Motion approved.*

Regent Tatum reported that no personnel matters were discussed, and no actions were taken.

**ADJOURNMENT**

*Regent Pyle moved to adjourn the meeting at 2:55 p.m. Regent Gergel seconded the motion. Vote: 5-0-0. Motion approved.*

  
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President of the Board

  
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Secretary of the Board