

EASTERN NEW MEXICO UNIVERSITY
Board of Regents Meeting
Santa Fe Hilton – Historic Plaza
Main Conference Room
January 23, 2020 – 10:00 a.m.

CALL TO ORDER

Regent President Terry Othick called the meeting to order at 10:00 a.m. and declared a quorum. Regents Terry Othick, Dan Patterson, Joseph Gergel, and Edwin Tatum were present. Regent Lance Pyle, absent.

*Roll call: Regent Tatum - Yes; Regent Othick – Yes; Regent Gergel – Yes;
Regent Patterson – Yes; Regent Pyle – No*

APPROVE THE AGENDA

Regent Othick moved to amend the agenda by removing item #2 under Regent Matters. Regent Patterson seconded the motion. Vote: 4-0-0. Motion approved.

Regent Tatum moved to approve the agenda as amended. Regent Patterson seconded the motion. Vote: 4-0-0. Motion approved.

APPROVAL OF MINUTES

Regent Tatum moved to approve the minutes of December 13, 2019, as presented. Regent Gergel seconded. Vote: 4-0-0. Motion approved.

REPORT FROM THE PRESIDENT OF THE BOARD

Regent President Terry Othick thanked everyone for their attendance. He expressed concern over the attendance of the Alumni Legislative Reception and recommended a post- mortem meeting to determine if a better time and location might help with future attendance.

Regent Othick recognized the pending retirements of Melveta Walker, Director of the Golden Student Success Center, and Dr. Patrice Caldwell, Vice President for Planning and Analysis and Governmental Relations. He commended both on their longevity at the University and thanked them on behalf of the board.

Regent Othick offered his thanks to the faculty and staff at ENMU for supporting him in his sixth and final year as a Regent. He noted that he began as an undergraduate student, moved on to graduate school, has been an employee, and Regent at ENMU and has seen many perspectives over the past 56 years.

Regent Othick recognized outgoing Regent President Edwin Tatum and presented him with the traditional gavel plaque. He thanked Regent Tatum for his leadership and for continuing the good work of his late wife, Susan Tatum.

Regent Tatum commented that his wife was a hard act to follow. He further stated that he is proud of the progress that has been made over the past year.

REPORT FROM THE ENMU-ROSWELL PRESIDENT

Dr. Shawn Powell thanked the board for the opportunity to present items pertaining to ENMU-Roswell. Dr. Powell listed several RFP's that are being developed for the upcoming GO Bond, which includes the sewer and sanitary piping and restroom renovations, the theatre consultant, and a strategic enrollment management firm. He said that drawings have been received for the auto/welding and maintenance building and final prices from the construction firm should arrive sometime this month. In addition, Dr. Powell said that they are working to restart a recycling program on campus.

Dr. Powell gave an update on Capital Projects and said that the dorm demolition and electrical line projects are complete. The lighting and security camera project is before the State Legislature for consideration for a G.O. Bond project and updates will be forthcoming.

Dr. Powell reported that the search for the Vice President of Academic Affairs and Student Affairs is underway with 34 applications received to date. Dr. Laurenz and Dr. Long will serve on the search committee.

Dr. Powell announced two upcoming events, the annual retirement reception on April 23 and the Roswell Big Read 2020 activities that will take place in the fall. The Big Read 2020 is a community project and an NEA grant is being written to assist with funding.

Regent Lance Pyle arrived at the meeting at 10:11 a.m.

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

REPORT FROM THE ENMU-RUIDOSO PRESIDENT

Dr. Ryan Carstens said that the construction projects continue on and they anticipate the new roof to be completed in early February. They will begin a series of meetings with the Bond advisor to bring a proposal before the CCB to determine the language of the bond resolution.

Dr. Carstens stated that before Thanksgiving, his father became gravely ill and he traveled to Houston. His father passed away right before Christmas. There had already been a scheduled meeting with a company in Houston to talk about a partnership with the college and Mescalero tribe to create a high-fidelity cyber range. This venture would provide increased opportunities for jobs and revenue in the area. This meeting took place through a connection of colleagues to discuss a three-way partnership in Cyber Ranges, which would focus on gaming and hospitality.

Dr. Carstens reported that enrollment is up by 10% in headcount and up 22% in FTE. He warned that they could end up flat due to dual enrollment numbers coming in. Lastly, he welcomed the board to drop by campus when they are in town, and he would gladly give them a tour of the progress that is underway.

REPORT FROM THE CHANCELLOR OF THE UNIVERSITY SYSTEM

Dr. Jeff Elwell reported that as of Sunday at midnight, full-time freshmen enrollment is up by 2% and that next Friday will be census day. At that time retention reports will be available. Current enrollment is at 4,633 and this time last year this number was 4,679. He said it is important to remember that last year there were roughly 300 more students who started the fall semester. He further stated that the only place that numbers seem to be soft is with part-time graduate students. This number is down by around 60 students. Retention efforts seem to be working.

Dr. Elwell reported on the Athletic Director Search and said that Matthew Billings, former Deputy Athletic Director at Portland State has been hired and introduced at half-time of the women's home basketball game on January 18 and started the following Monday. Mr. Billings is now in Anaheim, CA attending the NCAA Convention. His first matter of business will be to search for a new women's soccer coach. Coach Joshua Smith has accepted a position at Rogers State.

Dr. Elwell reported that the golf coach position description has been developed and the position has been listed on the ENMU website and at NCAA.com. New Mexico Military Institute has offered to allow the team practice time on their course and Dr. Jeff Long is negotiating an agreement with the Clovis Municipal Golf Course as well..

Dr. Elwell reported that fundraising stands at \$1,236,434 as of January 17, 2020. Negotiations are in progress for a possible naming donor. If this opportunity comes forward, he will appoint a committee and bring their recommendation to the board for action. Based on the history of donations to the university, the naming policy may need to be rewritten as pertains to the dollar amounts.

Dr. Elwell said that Sutin Thayer and Browne has posted advertisements in the Santa Fe, Albuquerque, Roswell, and Eastern New Mexico newspapers for publication on January 5, 12 and 19. These advertisements have yet to yield any interested buyers. Mr. Wade Jackson has visited with three existing interested parties and made them aware of the concerns of our science department faculty. One of these interested persons has inquired about the cost and what type of fencing would be required to keep a particular species of tortoise out of this area. Professor Ivana Mali has responded to these questions. Dr. Elwell said that we should know by early next month if there are any serious offers on this property.

Dr. Elwell gave an update on the Imagination Library, stating that the United Way of Eastern New Mexico started on January 13. Fundraising for this project is currently at \$5,375 toward the \$20K first-year match, Dr. Gay Su Pinnell donated a generous \$60K for the first three years of the project. As of January 16, there were more than 150 children signed up for the program.

Dr. Elwell said he visited with David Abbey, Director of the Legislative Finance Committee at the Legislative Reception last night and he and a few others are going to try to get the House Finance and Appropriations Committee to increase its recommendation so there is a higher place to start. Everyone agrees on 1.5% redistribution and 3% new money with a 3% compensation increase funded at 100%. There is no chance of getting funding for building renovation and renewal or IT. The Senate Finance Committee will increase the ERB as opposed to the employers having to contribute as was seen last year. The money will be given directly to the ERB to cover employee increases. We anticipate a 3-5% increase in health insurance coverage through NMPSIA

BUSINESS MATTERS

Consent Agenda

1. Approval to Offer EMS and Automotive Certificates and Degrees at Alternate Locations, Roswell (*Dr. Shawn Powell, Action*)
2. Deactivation of Engineering and Design Technology-Surveying Program, Roswell (*Dr. Shawn Powell, Action*)
3. Deactivation of New Mexico Youth Challenge Training Program – Phlebotomy, Roswell (*Dr. Shawn Powell, Action*)
4. Addendum to Fall 2019 Graduation List, Portales (*Mr. Clark Elswick, 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. Audited Financial Statements for Fiscal Year 2019, Portales

Mr. Scott Smart thanked the three campuses for their hard work and remaining conservative with their expenditures while facing the challenges of decreased enrollment and increased operating costs.

Mr. Smart introduced Audrey Jaramillo and Scott Aliason of the Jaramillo Accounting Firm. Ms. Jaramillo stated that she is the managing partner and they are fortunate to have a great team that works with other state entities. She said that ENMU is always professional and timely in their processes. Mr. Aliason said that the audit was completed early and was sent to the state auditors and was a very clean process. Mr. Aliason pointed out the three-page letter and described the nature of the audit to include the three separate foundations which is discreetly mentioned in the final financial statement. This letter also covers the good quality of ENMU's accounting practices and there were no new adoptions of new accounting standards over the past year.

Mr. Aliason went over a list of significant estimates which included the unfunded portion of the New Mexico ERB share of pension liabilities, the New Mexico Healthcare Authority's estimated share of retiree healthcare liabilities, and management's estimate of depreciation. He pointed out that there were no difficulties in performing the audit and no adjustments were necessary in relation to what management provided.

Mr. Aliason stated that they are required to go over any audit findings with the board. There were four audit findings, two of which are related to financial statements, one is a non-compliance finding, and one pertaining to a Federal audit regarding Financial Aid enrollment reporting. He detailed these findings and can be referenced in the audit report.

Lastly, Mr. Aliason reported that all audit findings from the previous year have been resolved.

Regent Patterson moved to accept the audited financial statements for Fiscal Year 2019 as presented. Regent Pyle seconded the motion. Vote: 5-0-0. Motion approved.

2. Authorization for the Chancellor to Sign the Construction Contract for the Physical Plant Construction and Automotive/Welding Renovation, Roswell

Dr. Powell said that they have received the 100% drawings from Bradbury Stamm and are working to get the gross maximum price. He asked that Chancellor Elwell be authorized to sign the contract for \$10,525,106 to allow the project to begin in June 2020.

Regent Patterson moved to approve the authorization for the Chancellor to sign the construction contract for the Physical Plant construction and Automotive/Welding renovations at ENMU-Roswell as presented. Regent Tatum seconded the motion. Vote: 5-0-0. Motion approved.

REGENT MATTERS Information Only

Dr. Patrice Caldwell

1. Investment Policy

Dr. Patrice Caldwell said she has been asked to discuss policy 10-6, the Investment Policy. She pointed out that the investment advisory committee is not obliged to keep minutes of their meetings in the same manor as the audit and finance committee. Based on the interest of the Regents to align and consolidate when possible, policy 10-7 as it pertains to the audit and finance committee has an open door that could include investments as part of its responsibilities to observe and maintain for the institution.

Dr. Caldwell stated that it is certainly possible to put together an investment committee to advise the CFO and President, however, the Audit and Finance Committee stands appropriately designated in policy, and has the expertise to oversee these functions. Dr. Caldwell asked for the board's consideration for the Audit and Finance Committee (under 10-7a) to add investments to their scope of responsibility. She would then develop the policy language revisions and take to University Council if so desired by the Regents.

Regent Tatum asked what the alternative to this merging of committees would be. Dr. Caldwell responded that she has looked at UNM and a few other models and it seems that very few institutions use an advisory committee. Regent Othick offered that ENMU has used the State Investment Council and have done very well with this method but we may want to review this method and bring the matter back as an action item at a future meeting.

Regent Patterson commented that it would be helpful for the board to know what the universities' investments are and where we stand with them and if we were to want to make changes, who makes that decision. Mr. Scott Smart offered that if he had concerns over the direction of an investment he would bring this to the attention of the board. Regent Patterson suggested that this area should have some oversight and that any changes in investments should be brought before the board and a yearly update should be provided to them as well. Mr. Smart said that this could be part of the function of the Audit and Finance committee.

2. Status of Student Regent Scholarship

Dr. Caldwell said that the University appreciates the work of the student Regent but it is not permissible to compensate him/her for their service. There is currently a gray area in state

statute about a regent receiving a benefit but there is nothing that speaks about a scholarship. The university steers away from using I&G funds but we can ask our attorney's to research this further.

Regent Joseph Gergel stated that Student Government does not want to use student fees to fund a Student Regent scholarship. He has visited with Noelle Bartl of the ENMU Foundation and she will research the possibility of developing a scholarship for this purpose.

Dr. Caldwell clarified that the language of such an award should include "cost of attendance" which could include housing.

Regent Othick thanked Regent Gergel for bringing up this possibility for future student Regents and said that this further solidifies our appreciation of the work that the ENMU Foundation does.

Dr. Jeff Elwell

1. Recruiting Goals and Changes (Mr. Cody Spitz)

Mr. Cody Spitz, Director of Enrollment Services said the he and the recruiters started out the 2019-2020 academic year with an exercise they learned about at their summer conference. This requires that each recruiter go through their area and review fall/spring numbers from the past three years to identify potential growth areas, identify changes that can be made from year to year, and how to better track progress. This exercise requires that each recruiter become more involved in their areas and more accountable for outcomes.

Mr. Spitz covered confident and stretch goals and provided graphical data to show how progress is being tracked. He said that transfer student recruitment currently focuses on the five schools that we typically receive transfers from, but they are also looking at other possible schools such as Frank Phillips that could be included in the Amarillo visits.

Mr. Spitz reported on recruitment efforts stating that they have ended Colorado, are staying in Arizona and El Paso areas as well as West Texas. They have expanded the area outside of Amarillo and are in the third year in Phoenix. They plan to attend the Arizona Counselor's Conference as a bronze level sponsor which will give them great exposure.

Mr. Spitz said that they are continuing with the New Mexico Education Council College Days programs and have been working with Communication Services to attend academic conferences. They are able to table at these conferences and get good exposure for our school.

Mr. Spitz reported on RaiseMe and said they are now downloading all student's names who have shown interest in ENMU. He also said that the recruitment software, EMASPro is sunsetting at the end of September and the RFP process is complete to bring on Technolutions|Slate as the replacement.

Regent Othick commented that it is important to the board that the process be streamlined for Roswell and Ruidoso to be admitted to the main campus for classes. Mr. Spitz said that with the two instances of Banner, Roswell and Ruidoso students must submit an application.

Regent Othick said that even if Banner is prohibitive for allowing this process to work, there should be an alternative method derived to simplify this process for students who want to enroll on the main campus.

2. Discussion of “Free Tuition” Recommendation

Dr. Elwell said that the free tuition model as it has been laid out is exactly the same as the Lottery Scholarship. The 15 hour semester and 2.5 GPA is the same, the basic difference is that a student could get free tuition the first semester. He said there are no FAFSA requirements. There are concerns as to how long this model can be sustained and also regarding equity of funding for affluent families versus lower income people.

Regent Patterson commented that he wished this topic could have been discussed a few months ago. He further stated that when someone receives something for free it takes away the importance and sense of responsibility. He plans to discuss this matter at the next HERC meeting.

3. ENMU Liquor License Issue – Status of Additional Licenses

Dr. Elwell said that he was asked by Sutin, Thayer and Browne when we would like for the licences to begin and also if we want a have the ability to serve alcohol in more than once location? Since there are currently no events requiring this license and there is no formal agreement with Sodexo, it was decided that the start date would be March 1, 2020. It was also discovered that if we want to serve in more than one location, paperwork can be submitted without the fingerprinting and other requirements. There is, however, an additional fee required for serving at additional locations and we will need to determine the cost effectiveness of seeking additional licenses. Governmental Liquor Licenses have no “picnic” permissions.

Regent Tatum stated that there are two ways to do this in a commercial setting. You can pay for the additional licenses where you think there will be interest in serving and see what happens. If the desired amount of revenue is not generated, then you drop the license. Secondly, using the basic license, you gather information about events that can take place in your designated location and build in enough time to go through the requirements of the municipality.

Regent Gergel asked if there is a demand for having events at the Campus Union Building? President Elwell said that there is the potential of hosting the Roosevelt General Hospital’s Annual fundraiser. This event has exceeded the capacity of the current location and they are wanting a venue that is the size of the CUB ballroom.

Regent Pyle asked about the history of attaining this licensure and how this came forward. Also, if there is a legitimate need to have the option to serve in other locations such as the theatre, arena, etc. Dr. Elwell responded that this was originally brought up by former Regent, Jane Christensen due to the need in the community for this type of service, specifically for wedding receptions.

Lastly, Dr. Elwell stated that if we do not activate the licence before December 31, 2020, we will have to go through the process again because of the expiration of Regent’s terms. New

affidavits and fingerprinting would have to be done for the new appointees who will hold the responsibility.

4. Legislative/Capital Outlay Requests and Strategy

Dr. Elwell said he met with Senator Stuart Ingle to review the proposals. The list was not prioritized with the exception of Bernalillo Hall which is the bigger ticket item at \$2.25 million and we are offering a match of \$250K. Council sheets have been completed and will be filed on each of our capital outlay requests.

Dr. Elwell said that the other items that pertain to student safety such as keyless access to academic buildings and the completion of the code blue emergency tower installation come to \$94,722. Additionally, the University Theatre Center stage repairs are estimated at \$384 and teaching materials and equipment for the EET renewable energy program are estimated at \$250K. Lastly, Senator Ingle is drafting a bill to simplify and double the funding of the Greyhound Promise scholarship.

Regent Pyle commented that these projects have been presented at previous meetings but wonders what strategy has been devised after consultation with our lobbyist for this legislative session. Dr. Elwell responded that our lobbyist is mostly giving input and asking questions having to do with the bills not the various capital outlays. Regent Pyle asked if there has been any plan to meet with the Governor about the funding possibilities for our capital outlay projects. Dr. Elwell said that university president's have had only one opportunity to visit with the Governor in the past year and it is very difficult to get secure an audience with her.

Regent Gergel asked for clarification of the objectives of our lobbyist. Dr. Elwell said that last year our lobbyist worked with people to draft the Greyhound Promise bill and served as an intermediary with the senate and house committees. Mr. Smart added that our lobbyist has the unique ability to maneuver between Republicans and Democrats to get things done. He has long standing relationships with many of our legislators which is very important in this state. Regent Gergel commented that he would like to hear more and would like for him to attend one of our board meetings.

Mr. Scott Smart

1. Status of Contractor Walk-Through of President's Residence

Mr. Scott Smart said that a local contractor, Nick Griego, conducted a walk-through of the University home and complete results are not known yet. Regent Othick said that an email has been received with Mr. Griego's recommendation. This email suggests that the existing home requires extensive remodeling to the effect of \$500-600K. Based on this dollar amount, he recommends a new building.

2. Update on ENMU Portales Campus Solar Array Project, Alternative Energy Project

Mr. Smart reported that they are working with New Mexico Minerals, HED and Excel Energy to get documents to HED to be included on the March meeting agenda. If all goes well, they will approve the project in March, and the matter will go to the State Board of Finance in April for approval and then we will be ready to begin. He said that the moment we are able to

“flip the switch” on the solar array, the university will see \$350K in savings on electrical costs.

3. Discussion Regarding the Evaluation of Key Infrastructure

Regent Othick opened the discussion by saying that the board is interested in knowing the totality of infrastructure issues on campus. This interest started with the survey that went out last year regarding the University home. Mr. Smart said that we currently have \$55 million in deferred maintenance and that we have enough in reserves to take care of smaller projects. He will begin developing a formal prioritized list of projects. Regent Othick suggested moving forward with projects that would improve appearances on campus. Regent Pyle suggested that this list be a “living document,” and be continually added to as necessary.

Mr. Smart referenced the brickwork at the Campus Union Building, painting the pool at the Natatorium, dark areas on campus, roads, pipes, parking lots and sidewalks that are currently on the shortlist. Regent Pyle recommended sending a letter to the City of Portales regarding the streets around the University and for funding opportunities.

4. Discussion/Status of Travel and Entertainment Policy Modifications

Mr. Smart said that he would be sending documents to the Regents for their review and input. Regent Othick stated that they are hoping to clarify this process so that we are within the law and that there is an established and clear procedure for processing travel.

5. Portales Facility Master Plan

Mr. Smart reported that in reviewing the master plans of other institutions, it has become evident that most universities develop strategic plans that guide their master plan. In most cases, this includes the development of a high-level vision statement. He suggested that before we hire a costly consultant, we might consider developing Vision 2020.

OTHER BUSINESS

1. Annual Authorization of Officers

Regent Othick stated that the document for this annual requirement will be signed at the conclusion of this meeting.

2. Board Sub-Committee Appointments for Foundation and Alumni

Regent Othick nominated Regent Joseph Gergel as the representative to the ENMU Foundation Board and himself as the representative to the Alumni Foundation Board.

3. Nomination and Appointment of Higher Education Regents Council - HERC

Regent Othick nominated Regent Dan Patterson as the representative for the Higher Education Regents Council.

ACTION ITEMS

1. Women's Golf

Dr. Elwell reported that in compliance with the NCAA's requirement to conduct a survey regarding the addition of a new women's sport, results showed greater than 87% of students supported women's golf. This initiative is being considered to avoid future Title IX gender equity issues. Women's golf would be the least expensive sport with an estimated budget of \$96K and would include eight players, 2.5 GIA's and a part-time coach with travel expenses and supplies.

Regent Tatum moved to add women's golf for fall 2020 as presented. Regent Patterson seconded the motion. Vote: 5-0-0. Motion approved.

EXECUTIVE SESSION

Regent Gergel moved to enter executive session at 1:18 p.m. to discuss three limited personnel matters pursuant to Section 10-15-1(H)(2), NMSA (1978). Regent Pyle seconded the motion. Vote: 5-0-0. Motion approved.

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

Regent Patterson moved to return to open session at 2:01 p.m. Regent Tatum seconded the motion. Vote: 5-0-0. Motion approved.

Regent Othick reported that one personnel matter was discussed, and no actions were taken.

ADJOURNMENT

Regent Patterson moved to adjourn the meeting at 2:03 p.m. Regent Tatum seconded the motion. Vote: 5-0-0. Motion approved.



President of the Board



Secretary of the Board

*Minutes recorded and transcribed by Karen Van Ruiten
Executive Secretary to the President and Board of Regents*