

**MINUTES OF THE MEETING OF THE
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA
Held at
Atlanta, Georgia
February 9, 2010**

CALL TO ORDER

The Board of Regents of the University System of Georgia met on Tuesday, February 9, 2010, in the Board Room, 270 Washington St., S.W., Atlanta, Georgia. The Chair of the Board, Regent Robert F. Hatcher, called the meeting to order at approximately 1:05 p.m. Present in addition to Chair Hatcher, were Regents Kenneth R. Bernard, Jr., James A. Bishop, Frederick E. Cooper, Larry R. Ellis, Felton Jenkins, W. Mansfield Jennings, Jr., Donald M. Leebern, Jr., William H. NeSmith, Jr., Doreen Stiles Poitevint, Wanda Yancey Rodwell, Benjamin J. Tarbutton, III, Allan Vigil, and Larry Walker. Regents James R. Jolly, Willis J. Potts, Jr., Kessel D. Stelling, Jr., and Richard L. Tucker were excused.

INVOCATION

The invocation was given on each day by Regent W. Mansfield Jennings, Jr.

SAFETY BRIEFING

The safety briefing was given by Assistant Vice Chancellor for Compliance & Operations, Sandra Neuse.

ATTENDANCE REPORT

The attendance report was given by Secretary to the Board Burns Newsome.

APPROVAL OF MINUTES

The minutes of the Board of Regents meetings held on January 12, 2010 and February 1, 2010, were unanimously approved.

RECOGNITION OF GUESTS

Chancellor Erroll B. Davis, Jr. recognized Representative Earl Ehrhart who represents District 36 and serves as the Vice Chair of the House Higher Education Appropriations Committee. Representative Ehrhart gave brief remarks to the Board, thanking them for their service. As he acknowledged the difficult economic times the state is facing and the hard decisions the legislature must make, Representative Ehrhart stated that the University System and the Board have his continued support.

Chancellor Davis also recognized several members of the Kennesaw State University Student Government Association. These student representatives included SGA president Daniel Street, secretary David Noren, and senators Jasmine Harris, Roslyn Hedgepeth and Bobby Leitmann.

CHANCELLOR'S REPORT

In his report, Chancellor Erroll B. Davis, Jr. covered five items: the budget, the capital request, proposed gun legislation, future items that will require Board action, and a new contact in the Chancellor's Office. The Chancellor presented the Governor's recommendations for the System to the Joint Appropriations Committees on January 21, 2010. He thanked Regents Jenkins, NeSmith, and Potts for their support. Chancellor Davis noted that the sense of the hearing was that all understand how tough times are and that System leadership is doing its utmost to manage the reductions in the face of exploding demand.

Long-term, the Chancellor and his staff are concerned about the disruption the current budget is having on the Board's six-year Capital Improvement Program. Last year, the System received \$367 million in capital authority from the state. This year the amount is approximately \$121 million. Due to the System's rapid growth, previously identified state funded capital needs over the next several years exceed the General Obligation ("G.O.") bonds that will likely be available for the System. When the traditional G.O. Bond mechanism previously proved insufficient to meet these growing needs, new sources of facilities financing were identified including the System's Public-Private Venture program and the Georgia Higher Education Facilities Authority ("GHEFA"). As the numbers of students continue to grow, however, the bar will be raised again, and the System will need more technology-savvy space to meet the needs of higher education going forward.

Regarding the proposed gun legislation, Chancellor Davis noted that the bills introduced in both houses would expand the places where citizens could carry firearms including on University System campuses. The System leadership presented a resolution before the House Judiciary Non-Civil Committee, signed by Chairman Hatcher, Chancellor Davis and all 35 presidents, supporting current law and opposing this change. Chancellor Davis also gave the Regents a snapshot of some of the actions they would be asked to take over the next six months. These include but are not limited to: adopting Principles to Guide Innovation (March), approving recommendations on tuition, fees, and institutional budget allocations (April), approving the System's Fiscal year 2011 Operating Budgets (June), and the approval of the Fiscal year Budget request (August). Finally, Chancellor Davis congratulated Ms. Demetra Morgan on her new position outside of the System and introduced Ms. Sabrina M. Thompson as his new executive assistant.

PRESENTATION: PRINCIPLES TO GUIDE INNOVATION

Chancellor Erroll B. Davis, Jr. presented the Board with Principles to Guide Innovation. He stated that in order to preserve its academic excellence, reputation and competitiveness, given the projections for continued economic pressures and explosive student growth, the University System must accelerate the pace of innovation in both administrative and academic areas. The

Chancellor gave the following principles, which are designed to both facilitate and motivate a climate of innovation throughout the System.

Preamble: The Board of Regents assumes that any proposed innovations will be of high quality and student focused. It also assumes that institutions will fuel innovation through the capture of operating efficiencies and the vigorous pursuit of both incremental and diversified resources outside of normal state and student funding processes.

1. Give priority to innovations that enhance and hone present institutional missions rather than expanding missions.
2. Consider innovations that increase student learning, research and faculty productivity.
3. Investigate innovations that challenge existing student life, academic and academic support structures.
4. Consider innovations that reprogram existing infrastructure use.
5. Give priority within the limits of their mission to academic programs that meet demonstrated state need.
6. Utilize the collective power of the University System.
7. Be prepared to take measured risks in the process of innovation.

Chancellor Davis stated that the System Office will be available as a resource and will give institutional proposals for innovative practices that require policy changes an expedited review and response. Conversely, presidents will be evaluated, in part, on their ability to be vigorous and innovative leaders who have engaged their entire campus communities in the process of rethinking the institution's future path in an increasing complex world with scarce resources.

COMMITTEE REPORTS

EXECUTIVE AND COMPENSATION COMMITTEE

The Executive and Compensation Committee met on Tuesday, February 9, 2010, at approximately 11:05 a.m. in Room 7019. Committee members in attendance were Chair Robert F. Hatcher, Regents Felton Jenkins, and W. Mansfield Jennings, Jr., as well as ex-officio members Regents Donald M. Leebern, Jr., and Allan Vigil. Chancellor Erroll B. Davis, Jr. and members of his senior staff were also present. Chair Hatcher reported to the Board that the Committee reviewed several items in executive session, of which one required action. Upon motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

Executive Session: Personnel Matters

At approximately 11:06 a.m., Chair Robert F. Hatcher called for an executive session for the purpose of discussing personnel matters. With motion properly made and seconded, the Regents who were present voted unanimously to go into executive session. Those Regents are listed

above. The Chancellor and members of his senior staff also were present. In accordance with H.B. 278, Section 3 (amending O.C.G.A. 50-14-4), an affidavit regarding this executive session is on file in the Office of the Secretary to the Board.

Chair Hatcher reconvened the Committee in its regular session at approximately 11:47 a.m. and announced that no actions were taken during the executive session. The Committee voted on the following one action in open session.

1. President Emeritus Appointment for G. Wayne Clough

The Board unanimously approved the appointment of Dr. G. Wayne Clough as President Emeritus of the Georgia Institute of Technology.

The committee meeting was adjourned at approximately 11:50 a.m.

COMMITTEE ON ACADEMIC AFFAIRS

The Committee on Academic Affairs met on Tuesday, February 9, 2010 at approximately 1:35 p.m. in Room 5158. Committee members in attendance were Chair Benjamin J. Tarbutton, III, and Regents Kenneth R. Bernard, Jr., William H. NeSmith, Jr., Doreen Stiles Poitevint, and Larry Walker. The Chair of the Board, Robert F. Hatcher, Chief Academic Officer and Executive Vice Chancellor, Susan Herbst, Assistant Vice Chancellor Linda Noble, and institutional representatives also were in attendance. Chair Tarbutton reported to the Board that the Committee reviewed 11 items, 10 of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Establishment of a Master of Education with a major in Instructional Technology, Kennesaw State University

The Board approved the request of President Daniel S. Papp that Kennesaw State University be authorized to establish a Master of Education with a major in Instructional Technology, effective February 9, 2010. The program will enable students to use technology to improve and promote instructional and professional collaboration using digital tools and resources with an emphasis on the K-12 environment.

2. Establishment of an Associate of Applied Science in Hospitality Management, College of Coastal Georgia

The Board approved the request of President Valerie Hepburn that the College of Coastal Georgia be authorized to establish an Associate of Applied Science in Hospitality Management, effective February 9, 2010. The program builds upon the institutions existing certificate in Culinary Arts and will offer opportunities for students to move into operations management within the tourism industry along the coast.

3. **Establishment of an External, Dual Degree for the existing Master of Science in Electrical and Computer Engineering with Korea Advanced Institute, Georgia Institute of Technology**

The Board approved the request of President G. P. Peterson that Georgia Institute of Technology be authorized to establish the existing Master of Science in Electrical and Computer Engineering as an external, dual degree with Korea Advanced Institute, effective February 9, 2010. Students will receive a degree from the Georgia Institute of Technology and a comparable degree from KAIST.

4. **Establishment of an External, Dual Degree for the existing Bachelor of Science in Electrical Engineering with Korea Advanced Institute, Georgia Institute of Technology**

The Board approved the request of President G. P. Peterson that Georgia Institute of Technology be authorized to establish the existing Bachelor of Science in Electrical Engineering as an external, dual degree with Korea Advanced Institute, effective February 9, 2010. Students will receive a degree from the Georgia Institute of Technology and a comparable degree from KAIST.

5. **Establishment of an External, Dual Degree for the existing Bachelor of Science in Computer Engineering with Korea Advanced Institute, Georgia Institute of Technology**

The Board approved the request of President G. P. Peterson that Georgia Institute of Technology be authorized to establish the existing Bachelor of Science in Computer Engineering as an external, dual degree with Korea Advanced Institute, effective February 9, 2010. Students will receive a degree from the Georgia Institute of Technology and a comparable degree from KAIST.

6. **Establishment of an External (Onsite), Master of Arts in Teaching with a major in Science Education at the University of Georgia Gwinnett Site, University of Georgia**

The Board approved the request of President Michael F. Adams that the University of Georgia be authorized to offer its existing Master of Arts in Teaching with a major in Science Education at the UGA Gwinnett site, effective February 9, 2010. Based on district needs and relationships established with area schools, a need exists to develop additional qualified secondary school science teachers. The proposed program will enable individuals to pursue a degree in science education simultaneously with teacher certification.

7. **Establishment of the L. Rexford Whiddon Distinguished Chair in Piano, Columbus State University**

The Board approved the request of President Timothy S. Mescon that Columbus State University be authorized to establish the L. Rexford Whiddon Distinguished Chair in Piano, effective

February 9, 2010. The L. Rexford Whiddon Distinguished Chair in Piano is being funded with a major gift from Henry and Joyce Schwob and by other friends of Mr. Whiddon through an initiative led by the Schwob's and Jerry and Marjorie Newman.

8. Establishment of the Charles W. Linder, M.D. Chair in Pediatrics, Medical College of Georgia

The Board approved the request of Interim President James N. Thompson that the Medical College of Georgia requests approval to establish the Charles W. Linder, M.D. Chair in Pediatrics, effective February 9, 2010. The Medical College of Georgia Foundation has on deposit \$500,000 in an endowment for this chair. The chair will be dedicated to support a faculty position in the Department of Pediatrics.

9. Establishment of the I. Clark Case, M.D. Distinguished Chair in Psychotic Disorders, Medical College of Georgia

The Board approved the request of Interim President James N. Thompson that the Medical College of Georgia be authorized to establish the I. Clark Case, M.D. Distinguished Chair in Psychotic Disorders, effective February 9, 2010. The Medical College of Georgia Foundation has an endowment of \$1 million on deposit to establish this chair. It is through the generosity and request of a grateful patient that this chair be established in Dr. Case's honor.

10. Named Faculty Positions

The administrative and academic appointments were reviewed by the Chair of the Committee on Academic Affairs.

11. Information Item: College and Career Readiness: Update on Georgia's Progress

The Vice Chancellor for Educator Preparation and Innovation, Dr. Lynne Weisenbach, provided an update regarding the work of Georgia's Alliance of Education Agency Heads including raising standards and requirements for graduation from high school as part of the Alliance's commitment to the American Diploma Project ("ADP"), the College and Career Ready Policy Research Institute ("CCRPI"), and the System's agreement to adopt a minimum test score for exemption from Learning Support.

The committee meeting was adjourned at approximately 2:28 p.m.

COMMITTEE ON FINANCE AND BUSINESS OPERATIONS

The Committee on Finance and Business Operations met on Tuesday, February 9, 2010, at approximately 1:40 p.m. in the Boardroom. Committee members in attendance were Chair Felton Jenkins and Regents James A. Bishop, Frederick E. Cooper, W. Mansfield Jennings, Jr., Donald M. Leebern, Jr., and Allan Vigil. Chancellor Erroll B. Davis, Jr. also was in attendance. Chair Jenkins reported to the Board that the Committee reviewed five items, three of which

required action. With motion properly made, seconded, and unanimously adopted, the Board accepted the Committee's report of the following:

1. **Renewal and Amendments of Agreements Between the Board of Regents and MCG Health, Inc. Regarding Medical College of Georgia Hospitals and Clinics**

The Board approved the renewal of the Master Affiliation Agreement and all Associated Agreements for fiscal year 2010 (July 1, 2009 through June 30, 2010) between the Medical College of Georgia ("MCG") and MCG Health, Inc. ("MCGHI") regarding the operation of MCG Hospitals and Clinics, with amendments.

2. **Approval of Proposed Revisions to The Policy Manual, 7.3.4.1 Out-of-State Tuition Waivers**

The Board approved revisions to the Board Policy 7.3.4.1 Out-of-State Tuition Waivers effective immediately. The Non-Resident Students Waiver has been updated to clarify the waiver requirements. The terms "Dependent Student" and "Independent Student" have been replaced to clarify that a student is not required to be claimed as a dependent on the taxes of a Georgia-domiciled parent in order to qualify for the waiver. The intent of the waiver is to allow students to receive the waiver based on their relationship to their GA-domiciled parent or spouse, regardless of whether that parent or spouse claimed them as a dependent on their taxes. "Dependent Student" has been replaced with "Students under 24" and "Independent Student" has been replaced with "Students 24 and Older" to make this clarification.

Approved Policy 7.3.4.1: Out-Of-State Tuition Waivers (Non-Resident Students)

Non-Resident Students

As of the first day of classes for the term, a non-resident student can be considered for this waiver under the following conditions:

1. **Students under the age of 24 ~~Dependent Student.~~**
 - If the parent, or United States court-appointed legal guardian has maintained domicile in Georgia for at least twelve (12) consecutive months and the student can provide clear and legal evidence showing the relationship to the parent or United States court-appointed legal guardian has existed for at least twelve (12) consecutive months immediately preceding the first day of classes for the term. Under Georgia code, legal guardianship must be established prior to the student's 18th birthday (BoR Minutes, October 2008); or
 - If the student can provide clear and legal evidence showing *a familial relationship* ~~relations~~ to the spouse and the spouse has maintained domicile in Georgia for at least twelve (12) consecutive months immediately preceding the first day of classes for the term.

2. **Students 24 years of age and Older Independent Student.** If the student can provide clear and legal evidence showing **a familial relationship** ~~relations~~ to the spouse and the spouse has maintained domicile in Georgia for at least twelve (12) consecutive months immediately preceding the first day of classes for the term.

This waiver can remain in effect as long as the student remains continuously enrolled (BoR Minutes, October 2008).

If the parent, spouse, or United States court-appointed legal guardian of a continuously enrolled non-resident student establishes domicile in another state after having maintained domicile in the State of Georgia for the required period, the non-resident student may continue to receive this waiver as long as the student remains continuously enrolled in a public postsecondary educational institution in the state, regardless of the domicile of the parent, spouse or United States court-appointed legal guardian (BoR Minutes, June 2006, amended October 2008).

3. **Approval of Proposed Revisions to The Policy Manual, 7.3.5.3 Military Service Refunds**

The Board approved revisions to Board Policy 7.3.5.3, Military Service Refunds effective spring semester 2010. The United States Public Health Service Commissioned Corps (“PHSCC”) is one of the seven uniformed services of the United States. While classified as noncombatants, the commissioned officers of the PHSCC may be called to duty by the President of the United States to respond to public health crises and national emergencies. Policy currently allows for military reservists and active duty military personnel to receive full refunds of their tuition and mandatory fees and pro rata refunds of elective fees if activated or called to duty during a term of enrollment. The proposed Policy 7.3.5.3 will allow members of the Public Health Service Commissioned Corps called to duty during a semester to receive full refunds of the tuition and mandatory fees and pro rata refunds of elective fees.

Approved Policy: 7.3.5.3 Military Service Refunds

7.3.5.3 Military Service Refunds

Subject to institutional policies, full refunds of tuition and mandatory fees and pro rata refunds of elective fees are hereby authorized for students who are:

1. Military reservists (including members of the National Guard) and who receive emergency orders to active duty after having enrolled in a USG institution and paid tuition and fees;
2. **Commissioned officers of the United States Public Health Service Commissioned Corps (PHSCC) and who receive deployment orders in response to a public health crisis or national emergency after having enrolled in a USG institution and paid tuition and fees;**

3. Active duty military personnel and who receive an emergency reassignment after having enrolled in a USG institution and paid tuition and fees; or,
4. Otherwise unusually and detrimentally affected by the emergency activation of members of the reserve components or the emergency deployment of active duty personnel of the Armed Forces of the United States and who demonstrate a need for exceptional equitable relief.

4. **Information Item: HOPE Scholarship Program Update**

The Vice Chancellor for Fiscal Affairs, Usha Ramachandran, provided an update on the HOPE Scholarship program for the University System of Georgia.

5. **Information Item: Second Quarter Revenues and Expenditures, Fiscal Year 2010**

The Vice Chancellor for Fiscal Affairs, Usha Ramachandran, provided a report on the University System of Georgia's second quarter revenues and expenditures for fiscal year 2010.

The committee meeting was adjourned at approximately 2:21 p.m.

COMMITTEE ON INTERNAL AUDIT

The Committee on Internal Audit met on Tuesday, February 9, 2010, at approximately 2:21 p.m. in the Boardroom. Committee members in attendance were Vice Chair W. Mansfield Jennings, Jr., and Regents James A. Bishop, Frederick E. Cooper, Felton Jenkins, Donald M. Leebern, Jr., and Allan Vigil. Chancellor Erroll B. Davis, Jr. was also present. Vice Chair Jennings reported to the Board that the Committee reviewed two items, which required no Board action.

1. **Information Item: University System Office (USO) Audit Plan: Near-Term, Medium-Term, Long-Term**

The USO Office of Internal Audit and Compliance ("OIAC") audit plan is prepared on a "rolling" basis to include near-term (one to five months), medium-term (six to ten), and long-term (11-15) months. The Director of Internal Audit, Mr. Michael Foxman, briefly summarized the near-term, medium-term, and long-term Office of Internal Audit and Compliance audit plan as of February 2010.

2. **Information Item: Enterprise Risk Management (ERM) Pilot Update**

The Interim Director of Compliance and Enterprise Risk, Mr. Scott Woodison, updated the Committee on Internal Audit, Risk, and Compliance on the progress of the Enterprise Risk Management pilot, which was facilitated by the Office of Internal Audit and Compliance at Armstrong Atlantic State University and is currently underway at the University System Office.

The committee meeting was adjourned at approximately 2:48 p.m.

TASK FORCE ON LEADERSHIP AND DEVELOPMENT

The Task Force on Leadership and Development met on Tuesday, February 9, 2010, at approximately 2:30 p.m. in Room 5158. Committee members in attendance were Chair William H. NeSmith, Jr., Vice Chair Kenneth R. Bernard, Jr., and Regents Larry R. Ellis, Doreen Stiles Poitevint, Wanda Yancey Rodwell, Benjamin Tarbutton, III, and Larry Walker. The Chair of the Board, Robert F. Hatcher, was also present. Chair NeSmith reported to the Board that the Committee reviewed two items, none of which required action. The following information items were reviewed by the Committee:

1. Presentation regarding Results of Institutional-Level Leadership Development Inventory for Faculty, Staff, and Students

Ms. Tina Woodard, Assistant Vice Chancellor for Professional Development, presented information regarding the results of the institutional-level leadership development inventory for faculty, staff, and students conducted in the last quarter of calendar year 2009.

2. Presentation regarding the Mid-Point Update of the Executive Leadership Institute

Ms. Tina Woodard, Assistant Vice Chancellor for Professional Development, presented information regarding the mid-point update of the Executive Leadership Institute. The Institute's first cohort was launched in October of 2009 and the scholars will graduate in April of 2010.

The committee meeting adjourned at approximately 2:50 p.m.

COMMITTEE ON MEDICAL EDUCATION EXPANSION

The Committee on Medical Education Expansion met on Tuesday, February 9, 2010 at approximately 10:00 a.m. in Room 5158. Committee members in attendance were Chair James A. Bishop, and Regents Felton Jenkins, Donald M. Leebern, Jr., and Benjamin J. Tarbutton, III. The Chair of the Board, Robert F. Hatcher, Vice Chair of the Board Willis J. Potts, Jr., Chancellor Erroll B. Davis, Jr., Interim President of Medical College of Georgia, James N. Thompson and staff members from the Medical College of Georgia and the University of Georgia also attended. The Committee reviewed four items, none of which required Board action.

1. Information Item: Update on Developments with Medical Education Programs at Partnership Campus

Dr. Barbara Schuster, Dean of the MCG/UGA Medical Partnership Campus in Athens, Dr. Arnett Mace, and Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia, provided the Committee with an update on developments to begin medical education operations in the Partnership Campus in Athens. Updates included the ongoing progress with recruitment of faculty and staff, student admissions and campus assignment,

developments with the Navy School Campus, and ongoing developments related to the Liaison Committee on Medical Education (“LCME”).

2. Information Item: Planning for Graduate Medical Education (GME) Expansion

Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia (“MCG”), Dr. Arnett Mace, and Dr. Barbara Schuster, Dean of the MCG/UGA Medical Partnership Campus in Athens, described ongoing efforts to expand residency capacity through coordinated work with Athens/Gainesville area hospitals and other hospitals across the state, and the creation of a team to develop the expansion plan for GME for the Partnership campus.

3. Information Item: Developments at Clinical Campuses

Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia, provided the committee with an update on efforts to implement the clinical campuses in Albany and Savannah, including providing an update on Liaison Committee on Medical Education (“LCME”) activity, student attendance and specific program developments for the Albany campus and hiring of key personnel in the Savannah area. Dr. Miller also updated the committee on developments in the Rome area.

4. Information Item: Review of Overall Progress in Medical Education Expansion

Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia, provided the committee with a brief listing of the benchmarks involved in comprehensive expansion of medical education in Georgia and informed the committee of successes to date on them.

COMMITTEE ON ORGANIZATION AND LAW

The Committee on Organization and Law met on Tuesday, February 9, 2010, at approximately 2:55 p.m. in Room 5158. Committee members in attendance were Chair Kenneth R. Bernard, Jr., Vice Chair Doreen Stiles Poitevint, and Regents Larry R. Ellis, William H. NeSmith, Jr., Benjamin J. Tarbutton, III, and Larry Walker. Chair Bernard reported to the Board that the Committee reviewed three items, two of which required action. Item 1 included six applications for review. Regent Leebern abstained from voting. With motion properly made, seconded, and adopted, the Board approved and authorized the following:

1. Applications for Review

At approximately 3:07 p.m. on Tuesday, February 9, 2010, Chair Kenneth R. Bernard, Jr. called for an executive session for the purpose of discussing personnel matters and the academic records of students. With motion properly made and seconded, the committee members who were present voted unanimously to go into executive session. Those Regents were Doreen Stiles Poitevint, and Regents William H. NeSmith, Jr., Wanda Yancey Rodwell, and Larry Walker.

Chair Bernard reconvened the committee meeting in its regular session at approximately 3:24 p.m. and announced that the Committee, while in executive session determined the following:

- a. In the matter of Mr. Christopher Albers, at Georgia Perimeter College, concerning his termination, the application for review was referred to the Office of State Administrative Hearings.
- b. In the matter of Ms. Judy Gatts, at Abraham Baldwin Agricultural College, concerning her termination, the application for review was referred to the Office of State Administrative Hearings.
- c. In the matter of file no. 2079, at Georgia Southwestern State University, concerning the expulsion of a student, the institution's decision was upheld.
- d. In the matter of Mr. Michael Todd Brandenburg, at the Medical College of Georgia, concerning his termination, the institution's decision was upheld.
- e. In the matter of file no. 2011, concerning a financial discrepancy, the institution's decision was upheld.
- f. In the matter of file no. 2080, concerning a student's request for readmission, the institution's decision was upheld.

2. University of Georgia Resolution: Grant Funding for Federal Transportation Assistance

The Board, through the attached resolution (Appendix A), authorized the University of Georgia to apply for transportation funding through the United States Department of Transportation.

3. Information Item: Proposed Bylaws Change to Article VIII Appeals Process

The Committee discussed proposed changes to the Board's Article VIII appeals process.

The committee meeting adjourned at approximately 3:45 p.m.

COMMITTEE ON REAL ESTATE AND FACILITIES

The Committee on Real Estate and Facilities met on Tuesday, February 9, 2010, at approximately 2:48 p.m. in the Boardroom. Committee members in attendance were Vice Chair James A. Bishop, and Regents Frederick E. Cooper, Felton Jenkins, W. Mansfield Jennings, Jr., Donald M. Leebern, Jr., and Allan Vigil. Chancellor Erroll B. Davis, Jr., the Vice Chancellor for Facilities, Linda M. Daniels, and representatives from System institutions were also in attendance. Vice Chair Bishop reported to the Board that the Committee reviewed seven items, four of which required action. One item was withdrawn by staff prior to the committee meeting.

The Committee also met in executive session with no action taken. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. **Authorization of Project, Project No. BR-10-1002 Reed Alley Improvements and Stegeman Coliseum Concourse Renovation and Addition, University of Georgia, Athens, Georgia**

The Board authorized Project No. BR-10-1002 Reed Alley Improvements and Stegeman Coliseum Concourse Renovation and Addition, University of Georgia (“UGA”) with a total project budget of \$23,300,000 to be funded from \$21,300,000 in University of Georgia Athletic Association (“UGAA”) funds and \$2,000,000 in UGA Plant Funds.

The Board granted a site license to UGAA for the period necessary to construct the improvements to Reed Alley and Stegeman Coliseum.

The rental agreement with the UGAA will be amended to include additional portions of Reed Alley and Stegeman Coliseum.

Understandings: In November 2009, the Vice Chancellor for Facilities, Linda M. Daniels, presented information to the Board on a proposed project to enhance open space at Sanford Stadium for football game days and enhance the student experience by providing a pedestrian corridor and gathering space for use by students throughout the year, and to provide for renovations and additions to Stegeman Coliseum.

A new linear building of approximately 7,000 square feet (“sf”) that will house concessions and restrooms will define Reed Alley and activate both sides of the space. Gates and fencing will be provided for stadium security on non-event days and to allow the existing covered walk area to be accessible to students, staff, faculty and visitors. On event days, such as Commencement & Football events, the entire area can be opened up for gathering while also addressing life safety issues by greatly enhancing ingress and egress to and from the Stadium in this highly congested area.

Stegeman Coliseum Concourse renovations and will renovate 35,000 sf of the main concourse level and add approximately 10,000 sf for new lobbies on the northeast and southwest sides of the facility. These improvements will enhance the student experience, provide life safety and restroom upgrades, and improve crowd handling at both non-athletic and athletic events.

The estimated construction cost for this project is \$19,482,369. This project is consistent with the UGAA master plan. The UGAA authorized this project on February 3, 2010. The University System Office staff and UGA will proceed with design and construction of the project in accordance with Board of Regents procedures.

2. **Appointment of Program Management Firm, Project No. J-152, Consolidated Medical Education Commons, Medical College of Georgia.**

The Board appointed the first-named program management firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with the other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

Project J-152, Consolidated Medical Education Commons, Medical College of Georgia

Project Description: This project was authorized and an architectural firm appointed by the Board in May 2009. The approximately 186,100-square-foot Consolidated Medical Education Commons will provide large classrooms to facilitate increased class enrollment in the schools of dentistry and medicine. The facility also includes shared group study rooms, medium sized classrooms, teaching areas, academic support and student service areas. The School of Medicine component will provide consolidated administrative and specialized teaching spaces to facilitate operational efficiency and increased class size to meet the physician education needs for Georgia. A 24,000-square-foot renovation for gross anatomy in the Sanders Research and Education Building to support the increased class sizes in the School of Dentistry and School of Medicine is also part of this project.

The project design will be funded from Fiscal Year 2009B and 2010 General Obligation Bonds.

Total Project Cost:	\$105,000,000
Construction Cost (Stated Cost Limitation)	\$ 70,000,000

Number of firms that applied for this commission: 13

Firms in rank order:

- 1) Gleeds, Atlanta
- 2) Jones Lang LaSalle, Inc., Atlanta
- 3) Carter, Atlanta
- 4) Boyken International, Atlanta

3. Appointment of Construction Management Firm, Project BR-70-1002, Psychology Building, Valdosta State University

The Board appointed the first-named construction management firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with the other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

Project No. BR-70-1002, Psychology Building, Valdosta State University

Project Description: This project was authorized and an architectural firm appointed by the Board in January 2010. The 19,000-square-foot, two-story North Wing of Converse Hall will be replaced with an approximately 33,000-square-foot, three-story facility with academic classrooms, laboratories, offices, clinical and support space for the Department of Psychology and Counseling. The building will also include space for the Valdosta State University (“VSU”) Graduate School and the Office of Grants and Contracts.

The project will be funded from \$6.2 million in VSU Institutional Funds.

Total Project Cost	\$6,200,000
Construction Cost (Stated Cost Limitation)	\$4,750,000

Number of firms that applied for this commission: 15

Firms in rank order:

- 1) Elkins Constructors, Inc., Savannah
- 2) Peter Brown Construction, Inc., Warner Robins
- 3) Quillian Powell Construction Company, Inc., Valdosta

4. Modification of Ground Lease and Rental Agreement, North Avenue Apartments, Georgia Institute of Technology

The Board authorized the modification of the ground lease between the Board of Regents, Lessor, and Georgia Tech Facilities, Inc. (the "GTF"), Lessee, approved by the Board in April 2007 and modified by the Board in June 2009 for the North Avenue Apartments, to terminate no later than June 30, 2036.

The Board authorized the modification of the rental agreement between GTF, Landlord, and the Board of Regents, Tenant, approved by the Board in April 2007 and modified by the Board in August 2007 and June 2009 for the North Avenue Apartments to add one option period to end not later than June 30, 2036 and increase the rent not to exceed \$5,910,000 annualized for the option periods exercised through June 30, 2032, and then rent not to exceed \$630,000 annualized for the remaining option periods.

Understandings: GTF will improve the property with an approximately 20,000-square-foot dining facility and other renovations to the North Avenue Apartments. The source of funds for the rental agreement will be from GIT housing, parking and dining revenues. All remaining actions and understandings contained in the April 2007 approval and the August 2007 and June 2009 modifications remain the same.

5. Authorization of Projects Funded by American Recovery and Reinvestment Act

This item was withdrawn by staff prior to the committee meeting.

6. Executive Session

At approximately 3:25 p.m. on Tuesday, February 9, 2010, Vice Chair Bishop, called for an executive session for the purpose of discussing potential property acquisition. With motion properly made and variously seconded, the Committee members who were presented voted unanimously to go into executive session. Those Regents were James A. Bishop, Frederick E. Cooper, Felton Jenkins, W. Mansfield Jennings, Jr., Donald M. Leebern, Jr., and Allan Vigil. In accordance with H.B. 278, Section 3 (amending O.C.G.A. § 50-14-4), an affidavit regarding this executive session is on file with the Office of the Secretary of the Board.

Also in attendance was the Chancellor Erroll B. Davis, Jr., the Vice Chancellor for Facilities, Linda M. Daniels, members of the Chancellor's staff, members of the Vice Chancellor's staff, and various institutional representatives.

At approximately 3:45 p.m. the Committee members voted unanimously to adjourn the executive session and returned to open session. Vice Chair Jennings reported that no action was taken during the executive session.

7. Information Item: Capital Implementation Program Update

The Vice Chancellor for Facilities, Linda M. Daniels, and the Director of Planning, Alan Travis, gave an update on the Capital Implementation Program.

8. Information Item: Annual Report, Facility Namings

The Vice Chancellor for Facilities, Linda M. Daniels, gave an annual report on facility namings.

The committee meeting was adjourned at approximately 3:46 p.m.

UNFINISHED BUSINESS

There was none.

NEW BUSINESS

Chair Robert F. Hatcher announced that he received a petition from a group of Georgia State University students regarding the recent fee increases.

PETITIONS AND COMMUNICATIONS

The Secretary to the Board noted the passing of the former Executive Secretary and Legal Counsel for the Board of Regents, Mr. Henry G. Neal. Mr. Neal was 86 years old.

Mr. Newsome also reminded the Regents of the March Board meeting, scheduled for March 9-10, 2010, in Atlanta.

EXECUTIVE SESSION

At approximately 4:36 p.m. on Tuesday, February 9, 2010 Chair Robert F. Hatcher called for an executive session for the purpose of discussing personnel matters. With motion properly made and variously seconded, the Regents who were present voted unanimously to go into executive session. Those Regents are listed above. In accordance with H.B. 278, Section 3 (amending O.C.G.A. § 50-14-4) an affidavit regarding this executive session is on file with the Office of the Secretary of the Board.

At approximately 4:50 p.m., Chair Hatcher reconvened the Board meeting in its regular session and announced that no actions were taken during the executive session. The Board voted on the following items in open session.

1. Policy Waiver

The Board waived Board policy 2.2, which relates to the procedures for selection of presidents, solely for the purpose of electing the president of Clayton State University.

2. Presidential Appointment for Clayton State University

The Board approved the recommendation of Chancellor Davis and appointed Dr. Thomas J. Hynes as the president of Clayton State University.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at approximately 4:55 p.m. on Tuesday, February 9, 2010.

J. Burns Newsome
Secretary to the Board
University System of Georgia

Robert F. Hatcher
Chair, Board of Regents
University System of Georgia