

UVU BOARD OF TRUSTEES

December 1, 2016

4 p.m. – SC 213c, Utah Valley University

Board of Trustee Members Present

Elaine Dalton, Chair
Karen L. Acerson
James Clarke
Birch Eve
John Gappmayer (phone)
Anne-Marie W. Lampropoulos (phone)
Jack Sunderlage
Jill Taylor
Duff Thompson (arrived at 5:45pm)

Guests

Curtis Blair
Kat Brown

UVU Regular Attendees

President Matthew S. Holland
Mark Bracken, Faculty Senate President
Karen Clemes, General Counsel
Scott Cooksey, Vice President Development and Alumni
Shalece Nuttall, PACE President
Linda Makin, Vice President Planning, Budget and HR
Cameron Martin, Vice President University Relations
Jeffery Olson, Senior Vice President Academic Affairs
Val Peterson, Vice President Finance and Administration
Kyle Reyes, Special Assistant to the President for Inclusion
Michelle Taylor, Vice President Student Affairs
Katie Zabriskie, Assistant Associate

Chair Dalton began the meeting by expressing her awe and congratulations over all that had happened at UVU over the last few weeks, including the Noorda Center for the Performing Arts groundbreaking, the Roots of Knowledge unveiling and Fulton Library naming, and the BYU game. She welcomed former trustee Curtis Blair to the meeting and invited him to speak. Curtis acknowledged his appreciation for the friendships he had formed with the members of the Board and the Cabinet.

I. ACTION

1. Policies

FLSA Policy Bundle - Revision to Policy 325 FLSA Compliance: Exempt/Nonexempt Classifications, Wages, and Work Hours (Temporary Emergency); Suspension of Policy 326 Special Pay for Staff (Temporary Emergency); Revision to Policy 327 Additional Assignments for Full-time Exempt Staff and Executives (Temporary Emergency); Suspension of Policy 328 Responsibility for Scheduling and Reporting Working Hours (Temporary Emergency); and Suspension of Policy 351 Annual Compensation and Benefits Plan (Temporary Emergency) The Trustees were presented with a policy bundle related to FLSA. These policies were in need of updates to reflect current practices and standards of compliance. It was noted that a committee had been tasked with this effort and through their work, it was now being recommended that the five existing policies related to employment be consolidated to two policies – Policy 325 and Policy 327. A synopsis of both policies was offered. The Trustees asked for greater explanation of the recent ruling enjoining the FLSA Compliance laws which were to go into effect December 1. Brief discussion of the issues involved ensued, during which it was noted that UVU's amended policies stand regardless of whether the changes become law. Trustee Sunderlage motioned to approve the FLSA Policy Bundle amendments and deletions. Trustee Clarke seconded. The motion carried without opposition.

Extension of Temporary Emergency of Policy 601 Classroom Management The Trustees were presented with the request to extend the temporary emergency of Policy 601. The temporary emergency will allow the current policy to remain in place as revisions are made in the regular policy process. Kat Brown, Assistant Vice President of Academic Affairs, presented a review of the changes to Policy 601 that are being made as part of the regular policy revision process, among them greater restrictions on syllabi changes and increased student protection for religious beliefs. Trustee Acerson motioned to approve the extension of Temporary Emergency of Policy 601. Trustee Taylor seconded. The motion carried without opposition.

2. Property Purchase The Trustees were asked to approve the purchase of the property located at 1222 S. 490 W., Orem, UT 84058, in the amount of \$267,000. This property is contiguous to existing university property near the Alumni House and consistent with the newly approved university master plan. It was noted the seller will continue to reside in the home until their new house is built. Minor discussion ensued about the university's approach to purchasing additional homes in the neighborhood in which the property is located and the planned usage for the

building once vacated. Trustee Sunderlage motioned to approve the purchase of the property at 1222 S. 490 W., Orem, UT 84058. Trustee Eve seconded. The motion carried without opposition.

II. COMMITTEE REPORTS

1. Finance and Facilities Committee Chair Sunderlage noted that the purpose of the Finance and Facilities committee is to advise on policies and practices related to university funds and facilities. He reviewed the agenda of the first meeting, noting that each item prompted thoughtful discussion. Of particular focus were matters of equity and tuition and student fees. Regarding the latter, there is tension between keeping tuition and fees affordable and providing the services and resources that are necessary for serious academic instruction and engaging student life. Trustee Sunderlage indicated that ultimately the goal of the committee is to ensure that UVU remains a financially stable institution.

2. Honorary Degrees and Awards Chair Acerson noted that the purpose of the Honorary Degree and Awards committee is to advise on recipients of honorary degrees at commencement and the annual Board of Trustee awards. Regarding the latter, the committee will review the nominations submitted during December and January and from them select a subset to recommend to the full Board for awards. These recommendations will be presented at the February 23 Board meeting. Trustee Acerson explained that the solicitation period for honorary degree nominations had recently ended and the candidates were under review. The recommendations for recipients will be presented at the January 12 Board meeting. Discussion ensued about the selection process and the ability of the Trustees to advocate on behalf of a particular nominee if desired. The tentative date of the Awards Banquet was indicated as March 15.

III. CONSENT CALENDAR

Trustee Eve motioned to approve the items contained in the consent calendar – the minutes of the October 12 Board meeting, three budget reports, and an investment report. Trustee Taylor seconded. The motion carried without opposition.

IV. INFORMATION ITEMS

1. Presidential Report President Holland presented the Trustees with an update of the university. Acknowledging that the Trustees had been made aware that he was the recipient of the Executive of the Year Award by Education Dive, he began by expressing his appreciation for the individuals who support him in his daily work, the leadership team who is the key to the success of his presidency. Trustee Sunderlage congratulated President Holland on this award and noted that John Hennessey of Stanford was a fellow nominee – it was a testament to the President that he was selected above Hennessey. President Holland indicated that it was a fun time to be at UVU and showed images of press headlines from the creation and unveiling of the Roots of Knowledge windows, the naming of the Ira A. and Mary Lou Fulton Library, and the UVU men's basketball team's defeat of BYU. He noted however that the most gratifying stories are those that center on the mission of the university. President Holland ended his media good news section by showing a clip from Sports Center highlighting the UVU basketball victory. He indicated his thanks for the hard work and dedication of all those who made these achievements possible and his great appreciation for the Trustees who continuously demonstrate their commitment to UVU. The President then transitioned to the academic highlights from the preceding months. He touched on a disturbing letter that was posted in a few locations on UVU's campus following the presidential election and the steps taken to combat its hateful message and assure the campus community of the inclusive, safe space the university provides to all. President Holland commended Trustee Chun in absentia for his leadership at Mountain View High School during the incidence of student violence. Speaking to the need for preparedness in such emergency situations, President Holland reviewed the measures in place at UVU including the written emergency plans, rapid communication methods, and ongoing training for key personnel. The Trustees engaged in thoughtful conversation about continuing to strengthen UVU's ability to respond effectively to emergency situations, balancing free speech with the assurance of a harassment-free environment on campus, the role of faculty in emergency situations, the creation of a climate of inclusion and welcome, and the student conduct program as a means to teach and not simply condemn. President Holland closed by again noting that there was much to be grateful for and to be positive about in the last several months including the approval of the university's Master Plan by the Board of Regents and the welcome response it received from the Orem City Council.

2. Foundation Report Trustee Clarke provided the Trustees with a report on the UVU Foundation. He began by sharing his own experience at the UVU-BYU game. He then reviewed some of the most significant fundraising success in the last year, including the Nellesen Autism building and the programmatic endowment, the NUVI Basketball Practice Facility, and the Roots of Knowledge windows. And, he expressed his excitement over the groundbreaking that morning for the Noorda Center for the Performing Arts. Trustee Clarke reflected on the support that has been given for STEAM education both from donors and the legislature as well as the growing support for a new Woodbury School of Business building. He then spoke of Ira Fulton and the adventure it has been to increase his engagement with the university, particularly surrounding the Roots of Knowledge. He indicated his great appreciation for Scott Cooksey's leadership in shepherding this relationship and noted that he is honored to have Scott serving as the VP for Development. Trustee Clarke then spoke to the Foundation's investment strategy. He noted that Bloomberg would shortly be releasing a story about the financial picture of both UVU and the Foundation. He noted that for the fiscal year ending June 2016, the Foundation held \$72.6 million. Returns are solid particularly given that a third of the funds are held in cash, and alternative investments are being pursued more robustly. He noted that the cash reserves are necessary for immediate expenses related to the Nellesen Autism building and the Noorda Center. Trustee Clarke attributed the growth and success of UVU in recent years to the leadership of the university and pointed to President Holland as an example of the power of cause in leadership. He concluded with the assertion that the mission and cause of UVU will outlast the buildings and it is the mission and focus on cause that will drive UVU into a bright future.

Trustee Acerson motioned to adjourn. The motion carried.