Agenda
The Florida State University Board of Trustees
Turnbull Conference Center, Room 123B
November 21, 2002
1:30 p.m.

1. Call to Order and Welcome (5 minutes)
   John E. Thrasher, Chair

2. Minutes (5 minutes) (Action Item)
   October 9, 2002

3. Comments of the Chair of the Board of Trustees (5 minutes)
   John E. Thrasher, Chair

4. President’s Report (5 minutes)
   Talbot D’Alemberte, President

5. Comments, Faculty Senate (5 minutes)
   Dr. Valliere Richard Auzenne, President

6. Report from Standing and Ad Hoc Committees
   a. Finance and Administration, David B. Ford, Chair (30 minutes)
      1. Child Care Fees (Action Item, if received)
      2. Athletic Fee (Action Item, if received)
      3. Section 125 Tax Exempt Plan (Action Item, if received)
   b. Legislative Committee, Lee Hinkle, Chair (15 minutes)
      1. Naming of Track and Field Center (Action Item, if received)
      2. Naming of the Student Life Building (Action Item, if received)
      3. Naming the Proposed Entrance Pavilion to the John and Mable Ringling
         Museum of Art in Sarasota (Action Item, if received)
      4. Naming of New Residence Hall Complex (Action Item, if received)
      5. Naming of the Education and Administration Building at the Florida
         State University College of Medicine (Action Item, if received)
      6. Major Gifts Program (Action Item, if received)
c. Student Judicial Process, Steve Uhlfelder, Chair (10 minutes)
d. Presidential Post-Service Arrangements, J. Stanley Marshall, Chair (10 minutes)

Page 24
1. Presidential Arrangements (Action Item, if received)

Page 26
7. University Governance Constitutional Amendment (15 minutes)
   Daniel Woodring, General Counsel
   Florida Board of Education

8. New Business (5 minutes)

9. Public Comments (5 minutes)

10. Closing Remarks (5 minutes)
Enclosed is the information for the Board of Trustees Meeting scheduled for Wednesday, November 12, 2003 from 11:15 AM to 3:30 PM at the Research Foundation Building. Board Committees will meet in the morning at the Research Foundation Building (directions attached). The full board meeting will also meet in the afternoon in Room 120 of the Research Foundation Building (not the FSU Broadcast Center). A 15-minute tour of the state-of-the-art Research Foundation Building will be provided at 12:30 PM. Please assemble on the first floor lobby to go on the tour. Lunch will be provided in room 227 (suite 2000C on the second floor) prior to the full Board meeting.

The agenda includes consent items. There is a consent procedure stating that if any member has an objection to a consent item it will be removed from the consent items and placed on the agenda for discussion. The Board will consider consent items in one motion. Please let us know if you see any consent items that you think should be on the regular agenda for a full discussion.

Conference call lines have been set up for the Committee meetings and the board meeting. The phone number for the Board Meeting is 850-644-2255; please call for the phone numbers of the committee meetings.

We look forward to your participation in the meeting. Please call me or Laura Brock at 850-644-1085 if you have any questions.
TO: Members, Board of Trustees
FROM: Ruth Storm Feiock
RE: BOT Meeting: November 21, 2002
DATE: November 14, 2002

Attached is the final agenda for the November 21, 2002, meetings of the Board of Trustees.

The morning of November 21, 2002, is dedicated solely to committee meetings. The committee meeting agendas, times, and locations have been included in your meeting material. All committee meetings will be held in the Turnbull Conference Center. Parking is available at the southside of the Turnbull Conference Center. Directions to the Turnbull Conference Center: if you are going west on Pensacola (one way), cross over Macomb Street, and the parking entrance is the first left after crossing Macomb Street. If you are coming from Tennessee Street, turn onto Macomb Street, make a right on Pensacola, and the parking entrance is first left. Remember to bring the special parking pass issued to you last year. A parking attendant will be available in the lot to assist you.

Lunch is available from 11:30 a.m. – 1:00 p.m. in Room 123A, Turnbull Conference Center.

The full Board of Trustees meeting will be held at 1:30 p.m. on Thursday, November 21, in Room 123B, Turnbull Conference Center.

At 5:30 p.m., on November 21, you are invited to a reception and dinner at the College of Law Rotunda. A separate invitation to the reception and dinner has been sent. Parking is available in the College of Law parking lot – Pensacola Street entrance.

We will have an office available for your needs during the full Board meeting at the Turnbull Conference Center. The phone number is (850) 443-7127 and the fax number is (850) 644-2589.

For those unable to attend the meeting in person, the “meet me” number is (850) 644-2255.

Please call me at (850) 644-5122 if you have questions.

cc: President D’Alemberte
    Provost Abele
    Donna McHugh
Committee Agendas
Turnbull Conference Center
November 21, 2002

Student Judicial Process Committee
Chairman: Steve Uhlfelder
Lead Staff: Winston Scott
Members: E. Ann McGee, Michelle Pletch and Roy Neil
Location: Room 115, Turnbull Conference Center
Time: 9:30 a.m. – 10:30 a.m.

- Status of Former BOR Conduct Code
- Report from Code of Conduct Review Committee
- Future Issues

Finance and Administration Committee
Chairman: David B. Ford
Lead Staff: John Carnaghi
Members: June Duda, J. Stanley Marshall, Manny Garcia and Andy Haggard
Location: Room 107, Turnbull Conference Center
Time: 8:30 a.m. – 10:30 a.m.

- Enterprise Resource Planning
- Collective Bargaining Agreement
- Crime Statistics/Campus Safety Report
- Equity Accountability Program/Affirmative Action/EEO Statement
- Rule Changes:
  - FSU Tuition and Fees Rule/Miscellaneous and Special Fees
  - General Employment/Benefits and Work Hours; Guidelines for Discipline
  - Police Department Rule
  - Purchasing and Procurement Rule
- Revenue Bonds
  - Parking Services
  - London Program
- Fee Increases
  - Athletic Fee
  - Child Care Fee
- Adoption of University Section 125 Plan
- Direct-Support Organization Report
  - International Programs
- Student Enrollment Issues
Legislative Committee
Chairman: Lee Hinkle
Lead Staff: Kathleen Daly
Members: Harold Knowles, Andy Haggard, John Thrasher and Steve Uhlfelder
Location: Room 107, Turnbull Conference Center
Time: 10:30 a.m. – 11:30 a.m.

- Naming of Facilities
- Discussion of Legislative Priorities
- Discussion of Election Results
- Major Gifts Program

Presidential Post-Service Arrangements Committee
Chairman: J. Stanley Marshall
Lead Staff: Robert Bradley
Members: Steve Uhlfelder
Location: Room 115, Turnbull Conference Center
Time: 11:30 a.m. – 12:30 p.m.

- Discussion of Presidential Post-Service Arrangements
ITEM: 2

BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Minutes

PROPOSED BOARD ACTION

Approve minutes of the meeting held on October 25, 2002.

BACKGROUND INFORMATION

Board members will review and approve the minutes of the meetings held via telephone conference call on October 25, 2002.

Contact: President Talbot D’Alemberte Phone: 644-1089
BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Child Care Fees

PROPOSED BOARD ACTION

Approve an increase in preschool user fees for the Educational Research Center for Child Development (ERCCD) effective Fall 2003 of $1.50 to $3.00 per week depending upon the status of the user family and the services provided, as recommended by President D'Alemberte and request that the president forward to the Florida Board of Education.

BACKGROUND INFORMATION


To continue operating as a child care and early childhood education center, a user fee increase is essential effective Fall 2003 for Florida State University's Educational Research Center for Child Development. The proposed preschool increases range from $1.50 to $3.00 per week depending upon the status of the user family and the services provided. The additional revenue will be used for staff salaries and benefits, the maintenance of the facility, and operating expenses.

In addition, Florida State University has received a Child Care Access Means Parents in School (CCAMPIS) grant from the United States Department of Education to establish and, beginning with the current academic year, assist with the operation of a program for infants and toddlers. Because of the added expense of operating a program for very young children, the infant and toddler fees were originally approved at a higher rate than the preschool program. These fees will remain the same for at least another year as will the community and university employee rates.

Supporting Documentation Included: Actual and projected ERCCD annual revenue and expenses for fiscal years 2001-02, 2002-03 and 2003-04; a comparison of actual user fees for 2001-02, 2002-03 and proposed fees for 2003-04.

Contact: Winston Scott, Vice President for Student Affairs     Phone: 850-644-5590
## FLORIDA STATE UNIVERSITY
EDUCATIONAL RESEARCH CENTER FOR CHILD DEVELOPMENT

### 2003-2004 FEE PROPOSAL

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>User Fees</td>
<td>$139,141</td>
<td>$235,000</td>
<td>$242,000</td>
</tr>
<tr>
<td>CITF</td>
<td>203,563</td>
<td>210,260</td>
<td>212,000</td>
</tr>
<tr>
<td>CCAMPIS Grant</td>
<td>13,242</td>
<td>110,800</td>
<td>110,800</td>
</tr>
<tr>
<td>Food Program Reimbursement</td>
<td>21,804</td>
<td>33,000</td>
<td>33,000</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$377,750</strong></td>
<td><strong>$589,060</strong></td>
<td><strong>$597,800</strong></td>
</tr>
</tbody>
</table>

### Expenses

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries</td>
<td>$203,432</td>
<td>$300,000</td>
<td>$305,000</td>
</tr>
<tr>
<td>OPS</td>
<td>85,028</td>
<td>137,500</td>
<td>140,000</td>
</tr>
<tr>
<td>Expense</td>
<td>95,098</td>
<td>147,000</td>
<td>150,000</td>
</tr>
<tr>
<td>OCO</td>
<td>1,152</td>
<td>4,000</td>
<td>2,000</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$384,710</strong></td>
<td><strong>$588,500</strong></td>
<td><strong>$597,000</strong></td>
</tr>
<tr>
<td>------------------------</td>
<td>-----------------</td>
<td>-----------------</td>
<td>-------------------</td>
</tr>
<tr>
<td><strong>Student - Full time</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Weekly Fee</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Infant/Toddler</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full Day</td>
<td>98.00</td>
<td>98.00</td>
<td></td>
</tr>
<tr>
<td>Half Day</td>
<td>59.00</td>
<td>59.00</td>
<td></td>
</tr>
<tr>
<td>Preschool</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full Day</td>
<td>75.00</td>
<td>78.00</td>
<td>81.00</td>
</tr>
<tr>
<td>Half Day</td>
<td>47.50</td>
<td>49.00</td>
<td>50.50</td>
</tr>
<tr>
<td><strong>Student - Part time</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Staff - Earning less than $17,000 annually</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Weekly Fee</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Infant/Toddler</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full Day</td>
<td>108.00</td>
<td>108.00</td>
<td></td>
</tr>
<tr>
<td>Half Day</td>
<td>64.00</td>
<td>64.00</td>
<td></td>
</tr>
<tr>
<td>Preschool</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full Day</td>
<td>90.00</td>
<td>93.00</td>
<td>96.00</td>
</tr>
<tr>
<td>Half Day</td>
<td>55.00</td>
<td>56.50</td>
<td>58.00</td>
</tr>
<tr>
<td><strong>Faculty/Staff and Community</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Weekly Fee</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Infant/Toddler</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full Day</td>
<td>160.00</td>
<td>160.00</td>
<td></td>
</tr>
<tr>
<td>Half Day</td>
<td>90.00</td>
<td>90.00</td>
<td></td>
</tr>
<tr>
<td>Preschool</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full Day</td>
<td>140.00</td>
<td>140.00</td>
<td>140.00</td>
</tr>
<tr>
<td>Half Day</td>
<td>80.00</td>
<td>80.00</td>
<td>80.00</td>
</tr>
<tr>
<td><strong>Miscellaneous Fees</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Late fee payment</td>
<td>20.00</td>
<td>20.00</td>
<td>20.00</td>
</tr>
<tr>
<td>Late arrival or pickup</td>
<td>5.00</td>
<td>5.00</td>
<td>5.00</td>
</tr>
<tr>
<td><strong>Discounts</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2nd child in family</td>
<td>15%</td>
<td>15%</td>
<td>15%</td>
</tr>
<tr>
<td>3rd child in family</td>
<td>25%</td>
<td>25%</td>
<td>25%</td>
</tr>
<tr>
<td>ERCCD employee</td>
<td>50%</td>
<td>50%</td>
<td>50%</td>
</tr>
</tbody>
</table>
ITEM: 6a4

BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Parking Revenue Bonds

PROPOSED BOARD ACTION

Approve the issuance of a new FSU Parking Facility Bond and the refinancing of an existing parking facility bond issue.

BACKGROUND INFORMATION

The University is seeking to issue a new FSU Parking Facility Revenue Bond to construct a 1,500 car parking garage on the west side of campus. Also, the University desires to re-issue Parking Facility Revenue Bond, Series 1992, with a new bond issue of Parking Facility Revenue Bonds, Series 2002, to secure current rates that are more advantageous to the University. The bond issues may be combined to maximize savings to the University. The Division of Bond Finance under their authority, obtained approval for the refinancing at the Florida Board of Education October 24, 2002 Meeting.

Supporting Documentation Included: Memo/J. Timothy Tinsley/Division of Bond Financing
Other Support Documents Available:
Florida Statutes Section 240.2093 (1010.40), BOR; Issuance of Bonds
Contact: John R. Carnaghi, Sr. VP Finance & Administration Phone: 644-4444
MEMORANDUM

TO: Anse Cates  
Associate Director, Business Financial/Auxiliary Services

FROM: J. Timothy Tinsley,  
Manager, Bond Programs

RE: Potential Refunding of Outstanding State of Florida, Board of Regents  
Florida State University Parking Facility Revenue Bonds, Series 1992

The Division of Bond Finance routinely monitors outstanding bond issues for potential debt service savings to be realized from refinancing these issues at lower interest rates available in current markets. The Division’s minimum target savings that is considered desirable to proceed with a transaction of this type is 5% present value savings when compared to the par amount of the outstanding bonds.

In the current interest rate environment, a refunding of the Florida State University Parking Facility Revenue Bonds, Series 1992 could generate savings of at least this 5% savings target, which would translate to a present value savings of debt service of approximately $285,000, and an annual savings of debt service of approximately $30,000.

It is the Division’s desire to have in place all required approvals and documentation to allow access to the market in a timely manner should interest rates continue to be conducive to accomplishing the refunding of the Series 1992 Bonds and obtaining debt service savings for the University.

JTT: jm
BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Revenue Bonds – London

PROPOSED BOARD ACTION

Approve the renewal and refinancing of existing debt related to two buildings in London.

BACKGROUND INFORMATION

Florida State University International Programs Association, Inc. is seeking to renew and refinance existing debt incurred with the acquisition of 99 Great Russell Street and 104 Great Russell Street. The outstanding debt is approximately $4,589,299.00 and is currently issued on a taxable basis. The current interest rate environment would allow these to be refinanced at a significant interest rate reduction. At the time 99 Great Russell Street was purchased, the purchase was subject to the occupancy of a commercial tenant. The debt was therefore determined not to be eligible for tax-exempt status. 104 Great Russell Street was purchased during the transition of the higher education governance structure and the time to complete the transaction did not permit seeking tax-exempt status. Presently the commercial tenant no longer occupies 99 Great Russell Street and it is felt that the refinancing could be done on a tax-exempt basis. Based on the current interest rate structure, it would appear that refinancing on a tax basis would reduce the annual interest cost by approximately $63,000.00. Refinancing the existing debt on a tax-exempt basis would reduce current annual interest cost by approximately $112,000.

Supporting Documentation Included: Bank of America Commitment Letter
Other Support Documents Available: Florida Statutes Section 240.2093 (1010.40) BOR, Issuance of Bonds; Debt resolution from Bank of America Bond attorney
Contact: Dr. Jim Pitts, Director, International Programs Phone: 850-644-0538
October 18, 2002

Mr. Jim Pitts
Director, FSU International Programs Association, Inc.
A550 University Center
Tallahassee, FL 32306-2420

Re: Letter Agreement Amendment – Closing Date

Dear Mr. Pitts:

Please accept this as an amendment to our original Letter Agreement dated October 8, 2002. The acceptance and survival dates have been changed as follows:

Acceptance and survival: The terms and provisions of this Letter Agreement shall survive the closing of the Loan, the delivery of all documents necessary to carry out the provision of this Letter Agreement, and the funding and making of advances and disbursements hereunder. If the terms and conditions of the Letter Agreement meet with your approval, please indicate your acceptance by signing and returning the original to us. This Letter Agreement shall become null and void if not accepted by October 31, 2002, and the Loan closed by December 20, 2002.

All other terms and conditions stated in the Letter Agreement remain unchanged.

Very truly yours,

Heidi Carpentieri
Vice President

Acknowledged and agreed to this 31st day of October 2002.

Florida State International Programs Association, Inc. (as borrower)

By: James E. Pitts
Treasurer

Florida State Research Foundation, Inc. (as guarantor)

By: John W. Davis
Its: Senior Vice President & Board Member - FSU Research Foundation
October 8, 2002

Mr. Jim Pitts
Director, FSU International Programs Association, Inc.
A550 University Center
Tallahassee, FL 32306-2420

Dear Jim:

Following is a commitment letter for the renewal and consolidation of FSU International Program’s notes totaling $4,599,299. You will notice that the Program’s note 281 (current principal amount of $1,326,251.22) has not been included in this renewal/consolidation. As you know this loan is currently priced on a tax-exempt basis. A modification of the interest rate and/or maturity date may be deemed, in the eyes of the IRS, as a refinancing. This could impact the tax-exempt status of this loan. We feel that it is best to get advice from legal counsel before proceeding with such modifications. Upon your acceptance of this commitment letter, we will engage counsel to advise us on how to best proceed with note 281.

You can recognize significant interest savings by entering into this refinancing. Your current rates are 6.65% (note 273, principal balance of $1,589,298.86) and 7.60% (note 299, principal balance of $3,000,000). The proposed rates for the renewed transaction are as follows:

<table>
<thead>
<tr>
<th>Indicative swap rate as of October 8, 2002</th>
<th>Variable rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tax-exempt, non-bank qualified</td>
<td>4.83%</td>
</tr>
<tr>
<td>67% of 90 day LIBOR + 183 bps (3.00%)</td>
<td></td>
</tr>
<tr>
<td>Fully taxable</td>
<td>5.90%</td>
</tr>
<tr>
<td>90 day LIBOR + 155 bps (3.30%)</td>
<td></td>
</tr>
</tbody>
</table>

We understand that there are compelling reasons to lock in to a fixed rate in this interest rate environment. You may enter into an interest rate swap “today” based on today’s taxable loan status. Should you enter into a 67% of LIBOR swap for the full loan amount, or hedge 67% of the debt, your hedge position will adequately cover the loans conversion from taxable to tax exempt. If the loans are not granted tax-exempt status, you would have 1) hedged 2/3 of the borrowing in today’s favorable rate environment, and 2) could then enter into a second trade to cover the remaining 1/3 of the debt that is unhedged. We can arrange to have interest rate language in the loan documentation that will adjust your spread in the event that the note is granted non-bank qualified status. We will arrange a presentation on this option prior to execution.

The term of the loan will match the remaining life of the lease between FSU International Programs and Florida State University. Amortization will be over 15 years.

David Hulse and I look forward to meeting with you at your earliest convenience, so that we can begin execution of this trade. Thank you for choosing Bank of America!

Regards,

[Signature]
Heidi Carpentieri
October 8, 2002

Mr. Jim Pitts
Director, FSU International Programs Association, Inc.
A550 University Center
Tallahassee, FL 32306-2420

Re: Letter Agreement

Dear Mr. Pitts

Bank of America, N.A. (hereafter the "Bank"), is pleased to offer you a commitment for a loan (hereafter the "Loan"), subject to the following terms and conditions:

Borrower: FSU International Programs Association, Inc.

Guarantor: FSU Research Foundation

Loan amount: $4,589,299, representing the consolidation of note 273 with an approximate principal balance of $1,589,299 and note 299 with an approximate principal balance of $3,000,000.

Terms: Principal and interest, payable quarterly based on a 15 year amortization. This mortgage-style amortization will be effective only if the rate is fixed through an interest rate swap. If the swap is not elected, then a commercial style level principal plus interest payment structure will be implemented. The loan will mature in 12 years, concurrent with the expiration of the lease on the subject property.

Commitment fees: $5,000

Tax-exempt, non bank qualified interest rate: Variable rate option: 67% of 90 day variable LIBOR + 183 bps (3.0% as of today's date)

Indicative swap rate: 67% of 90 day variable LIBOR + 183 bps (4.63% all in, as of today's date)
Fully taxable interest rate: Variable rate option: 90 day variable LIBOR + 155 bps (3.30% as of today’s date)
Indicative swap rate: 90 day LIBOR + 155 bps (5.90% all-in, as of today’s date).

Collateral: Assignment of lease (acceptable to the bank, and subject to counsel's review) from Florida State University on the London facility. The lease termination will not exceed the loan maturity. FSU International Programs will also agree to not encumber real estate.

Deposit relationship: Maintain the primary depository relationship with Bank of America so long as this borrowing is outstanding. Payments will be automatically deducted from account number 0003603375122.

Financial covenants:
- Borrower: Rental income equal to or greater than debt service requirement.
- Guarantor: Maintenance of at least an Aa3 (Moody’s) updated annually.

Affirmative covenants:
- Customary, including delivery of financial statements, reports and other information requested by Bank; maintenance of insurance; continuation of business and maintenance of existence, compliance with laws; payment of taxes; maintenance of property and notice of environmental claims.
- Annual audit (both borrower and guarantor) will be provided within 180 days of fiscal year end (including management letter, if applicable).

Negative covenants:
- Customary, including: limitations on capital expenditures, lease expenditures, compensation, transfer of assets or control, liens, borrowings, payments of dividends and distributions, and change of business.

Expenses: The Borrower shall pay all costs and expenses incurred by Bank of America in connection with the Bank's review, due diligence and closing of the Loan, including the fees and expenses of counsel to the Bank in connection with the negotiation and preparation of the Loan documentation, whether or not the Loan actually closes.

Counterparts: This Letter Agreement may be executed simultaneously in two or more counterparts, each of which shall be deemed an original for evidentiary purposes, but all of which together shall constitute one and the same instrument.

Successors and assigns: This Letter Agreement shall be binding on all parties thereto, their successors, assigns and representatives.

Default:
- Borrower shall be in default under this Letter Agreement and under any and all promissory notes executed by Borrower in favor of Bank and any and all other documents, instruments, deeds of trust, deed to secure debt, mortgages, security agreements, guarantees executed and/or delivered by Borrower in connection with the Loan (collectively, the “Loan Documents”), if it shall default in the payment of any amounts due and owing under the Loan or any other obligation of Borrower to Bank or to some other party or should it fail to timely and properly perform, keep and observe any term, covenant, agreement or condition in this Letter Agreement or any of the Loan Documents.

Material adverse change: This Letter Agreement is conditioned upon there having occurred no act, omission or undertaking which would, singly or in the aggregate, have a materially adverse effect upon the business, assets, liabilities, financial condition, results of operations or business prospects of the Borrower, any of its subsidiaries, or of any guarantor, or upon the ability of the Borrower to perform any material obligations arising under the Loan Documents.
Acceptance and survival: The terms and provisions of this Letter Agreement shall survive the closing of the Loan, the delivery of all documents necessary to carry out the provision of this Letter Agreement, and the funding and making of advances and disbursements hereunder. If the terms and conditions of the Letter Agreement meet with your approval, please indicate your acceptance by signing and returning the original to us. This Letter Agreement shall become null and void if not accepted by October 31, 2002, and the Loan closed by November 15, 2002.

Arbitration: Any controversy or claim between or among the parties hereto including but not limited to those arising out of or relating to this Agreement or any related instruments, agreements or documents including any claim based on or arising from an alleged tort, shall be determined by binding arbitration in accordance with the Federal Arbitration Act (or if not applicable, the applicable state law), and the rules of practice and procedure for the arbitration of commercial disputes of J.A.M.S./Endispute, or any successor thereto, as supplemented by any special rules set forth in any of the Loan Documents. Judgment upon any arbitration award may be entered in any court having jurisdiction. Any party to this Agreement may bring an action, including a summary or expedited proceeding, to compel arbitration of any controversy or claim to which this Agreement applies in any court having jurisdiction over such action.

Bank and Borrower agree that all disputes, claims, and controversies between them, whether individual, joint, or class in nature, arising from this loan or otherwise, including without limitation contract and tort disputes, shall be arbitrated pursuant to the Rules of the American Arbitration Association, upon request of either party. No act to take or dispose of any collateral securing the loan shall constitute waiver of this arbitration agreement or be prohibited by this arbitration agreement. This includes, without limitation, obtaining injunctive relief or a temporary restraining order; invoking a power of sale under any deed of trust or mortgage; obtaining a writ of attachment or imposition of a receiver; or exercising any rights relating to personal property, including taking or disposing of such property with or without judicial process pursuant to Article 9 of the Uniform Commercial Code. Any disputes, claims, or controversies concerning the lawfulness or reasonableness of any act, or exercising of any right, concerning any collateral securing the Loan, including any claim to rescind, reform, or otherwise modify any agreement relating to the collateral securing the Loan shall also be arbitrated, provided however that no arbitrator shall have the right to the power to enjoin or restrain any act of any party. Judgement upon any award rendered by any arbitrator may be entered in any court having jurisdiction. Nothing in this agreement shall preclude any party from seeking equitable relief from a court of competent jurisdiction. The statute of limitations, estoppel, waiver, laches, and similar doctrines which would otherwise be applicable in an action brought by a party shall be applicable in any arbitration proceeding, and the commencement of an arbitration proceeding shall be deemed the commencement of an action for these purposes. The Federal Arbitration Act shall apply to the construction, interpretation, and enforcement of this arbitration provision.

Entire agreement: This Agreement, together with Loan Documents, supersedes all prior written or oral understandings or agreements between Borrower and Bank with respect to the matters addressed in the Loan Documents.
<table>
<thead>
<tr>
<th>Borrower's Initials</th>
<th>NO ORAL AGREEMENTS. This Agreement is the final expression of the agreement between Lender and Borrower and may not be contradicted by evidence of any prior oral agreement or of any contemporaneous oral agreement between Lender and Borrower.</th>
</tr>
</thead>
<tbody>
<tr>
<td>JEP</td>
<td>NONSTANDARD TERMS. The following space contains all nonstandard terms, including all previous oral agreements, if any, between Lender and Borrower.</td>
</tr>
<tr>
<td></td>
<td>By initializing the Box to the left, Lender and Borrower affirm that no unwritten oral agreement exists between them.</td>
</tr>
<tr>
<td>Lender's Initials</td>
<td></td>
</tr>
<tr>
<td></td>
<td>ORAL AGREEMENTS OR COMMITMENTS TO LOAN MONEY EXTEND CREDIT OR TO FORBEAR FROM ENFORCING REPAYMENT OF A DEBT INCLUDING PROMISES TO EXTEND OR RENEW SUCH DEBT ARE NOT ENFORCEABLE. TO PROTECT YOU (BORROWER(S)) AND US (CREDITOR) FROM MISUNDERSTANDING OR DISAPPOINTMENT, ANY AGREEMENTS WE REACH COVERING SUCH MATTERS ARE CONTAINED IN THIS WRITING, WHICH IS THE COMPLETE AND EXCLUSIVE STATEMENT OF THE AGREEMENT BETWEEN US, EXCEPT AS WE MAY LATER AGREE IN WRITING TO MODIFY IT.</td>
</tr>
<tr>
<td></td>
<td>Very truly yours,</td>
</tr>
<tr>
<td>Heidi Carpentieri</td>
<td></td>
</tr>
<tr>
<td>Vice President</td>
<td></td>
</tr>
<tr>
<td>Acknowledged and agreed to this 31st day of October, 2002.</td>
<td></td>
</tr>
<tr>
<td>Florida State International Programs Association, Inc. (as borrower)</td>
<td></td>
</tr>
<tr>
<td>By:</td>
<td></td>
</tr>
<tr>
<td>James E. Stout</td>
<td></td>
</tr>
<tr>
<td>Its: Treasurer</td>
<td></td>
</tr>
<tr>
<td>Florida State Research Foundation, Inc. (as guarantor)</td>
<td></td>
</tr>
<tr>
<td>By:</td>
<td></td>
</tr>
<tr>
<td>Monty Bloomfield</td>
<td></td>
</tr>
<tr>
<td>Its: S.I.P &amp; Board Member - FSU Research Foundation</td>
<td></td>
</tr>
</tbody>
</table>
BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Naming of Track and Field Center

PROPOSED BOARD ACTION

Approve naming the building at the Track and Field Facility the Michael Allen McIntosh Track and Field Center and per Section 267.062, F.S., direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval.

BACKGROUND INFORMATION

Michael and Winsome McIntosh generously funded the present track building, and have given and pledged $1 million for the renovation and expansion of that building. They are the parents of three sons, two of whom attended Florida State University and participated in the track program. In addition to his long-standing support of Florida State University athletic programs, Michael is best known across the county as a tireless and tenacious advocate for civil, racial, and environmental justice. He helped found the Community Foundation for Palm Beach and Martin Counties, the Thousand Friends of Florida, The Preservation Foundation of Palm Beach and other civil and environmental organizations. Currently, Mr. McIntosh serves as a Director for the National Audubon Society, Physicians for Peace, the Southern Legal Counsel and the Wilderness Society.

The University Campus Development and Space Committee unanimously recommends honoring Mr. McIntosh by naming the Track and Field facility the Michael Allen McIntosh Track and Field Center.

Supporting Documentation Included:
Other Support Documents Available: Letters of Support
Contact: Kathleen Daly Phone: 850/644-4453
Director of Governmental Relations
BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Naming of the Student Life Building

PROPOSED BOARD ACTION

Approve naming the student life building the Reubin O’D. Askew Student Life Building and per Section 267.062, F.S., direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval.

BACKGROUND INFORMATION

The University Campus Development and Space Committee unanimously recommends naming the Student Life Building at 113 South Wildwood Drive, Building No. 260, The Reubin O’D. Askew Student Life Building.

Reubin O’Donovan Askew is the thirty-seventh Governor of Florida, former Florida State University Student Body President, and the Askew Eminent Scholar in Florida Government and Politics in the Askew School of Public Administration and Policy at Florida State University.

Among his many accomplishments, Governor Askew was the first Florida State University Alumnus to serve as Governor of the State of Florida; he served two consecutive terms during which time he signed into law the act giving the Student Government Associations of Florida’s public universities the authority to allocate the activity and service fees on their campuses, and was appointed as the United States Trade Representative by President Carter. Governor Askew’s career came full circle as he returned to Florida State University to teach, lead, and serve as a model of scholarship and public service for us all.

Governor Askew’s name on the Student Life Building will be a most fitting recognition of his many contributions to the development of Florida State University and the people of the State of Florida.

Supporting Documentation Included:
Other Support Documents Available: Resolution and letters of support
Contact: Kathleen Daly Phone: 850/644-4453
Director of Governmental Relations
BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Naming the Proposed Entrance Pavilion to the John and Mable Ringling Museum of Art in Sarasota

PROPOSED BOARD ACTION

Approve naming of the proposed entrance pavilion at the John and Mable Ringling Museum of Art in Sarasota the John McKay Visitors’ Pavilion and per Section 267.062, F.S., direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval.

BACKGROUND INFORMATION

A native Floridian, John McKay has dedicated his life to serving the people of the State of Florida. Mr. McKay is a 1971 graduate of Florida State University who was elected to the State Senate in 1990 and served consecutive terms to 2002.

During his tenure in the Senate, Senator McKay received numerous awards for his leadership and dedication to improving life in Florida.

Senator McKay was instrumental in passing legislation that created the affiliation between the John and Mable Ringling Museum of Art and the Florida State University.

The University Campus Development and Space Committee unanimously recommends naming the entrance pavilion at the John and Mable Ringling Museum of Art the John McKay Visitor’s Pavilion.

Supporting Documentation Included:
Other Support Documents Available: Letter of Support
Contact: Kathleen Daly Phone: 850/644-4453
Director of Governmental Relations
BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Naming of New Residence Hall Complex

PROPOSED BOARD ACTION

Approve naming the new residence hall complex the Sherrill W. Ragans Hall and per Section 267.062, F.S., direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval.

BACKGROUND INFORMATION

Associate Vice President for Student Affairs, Sherrill W. Ragans, joined the staff of Florida State University in 1959 and has served the university with great distinction over many years. Sherrill has worked as a Resident Counselor, Assistant Dean of Students, Director of Residence Programs, Director of University Housing, Assistant Vice President for Student Affairs, Associate Vice President for Student for Student Affairs, and Interim Vice President for Student Affairs.

Ms. Ragans is well known and respected locally and nationally for her dedication and has served as a significant role model, mentor and friend to countless students. Her work is evidenced by the many accolades she has received: the Ross Oglesby Award for Outstanding Leadership, Service, and Scholarship; the President’s Humanitarian of the Year Award; and FSU Alumni Association Circle of Gold recognition. Sherrill has been honored as Advisor of the Year on two occasions, and in 1994 Golden Key International Honour Society selected her as the Southeastern Region Advisor of the Year. In addition, Ms. Ragans received the Governor’s Award for Outstanding Public Service in 1995.

Nationally, Ms. Ragans is an active and visible leader in professional association work. She served in leadership roles with the National Association of Student Personnel Administrators and the Association of College and University Housing Officers-International.

Upon her retirement in July, 2003, Ms. Ragans will have more than 40 years of dedicated service to the university community. Her professional excellence, leadership and dedication have brought much honor and distinction to FSU. It is fitting that her outstanding contributions be permanently preserved and celebrated through naming the new residence hall complex, Sherrill W. Ragans Hall.

Supporting Documentation Included: Letters of support
Other Support Documents Available: Letters of support
Contact: Kathleen Daly Phone: 850/644-4453
Director, Governmental Relations
BOARD OF TRUSTEES  
November 21, 2002

SUBJECT: Naming of the Education and Administration Building at the Florida State University College of Medicine

PROPOSED BOARD ACTION

Approve naming the Education and Administration Building at the Florida State University College of Medicine the John E. Thrasher Building and per Section 267.062, F.S., direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval.

BACKGROUND INFORMATION

The University Campus Development and Space Committee unanimously recommends the naming of the Education and Administration Building at the Florida State University College of Medicine the John E. Thrasher Building.

Mr. Thrasher received a Bachelor of Science degree in 1965 and a J.D. with honors in 1972 from Florida State University. He served the people as a member of the Florida House of Representatives from 1992 to 2000, and ascended to the leadership position of Speaker of the House of Representatives in 1999.

During his successful tenure in the Legislature, Mr. Thrasher received numerous commendations and awards for his dedication to the citizens of Florida.

As a loyal alumnus and supporter of Florida State University, one of his most memorable accomplishments as a legislator came at the height of his career when he facilitated and supported the passage of law creating the College of Medicine at Florida State University, the first new medical school to be created in the United States in over twenty years.

Mr. John Thrasher now serves as the first Chairman of the Florida State University Board of Trustees.

Supporting Documentation Included:  
Other Support Documents Available: Letter of Support  
Contact: Kathleen Daly  
Phone: 850/644-4453  
Director of Governmental Relations
BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Matching Gifts Program

PROPOSED BOARD ACTION

Approve the proposal by the State University System Foundation and Governmental Relations representatives to address the backlog of needed State matching funds for the matching gift program and forward the recommendations to the State Board of Education for their approval and ultimately to the Legislature for final approval.

BACKGROUND INFORMATION

The State Matching Gift program is a crucial part of capital campaigns for State University System institutions. Currently, the program has a backlog of approximately $101 million in accumulated donations waiting to be matched with state funds. In addition, the community college matching program has approximately $25 million in arrears.

The State University System foundation and governmental relations representatives met on September 24 and with guidance from Mr. Jim Apthorp unanimously agreed to the following proposal:

1. Through the Division of Bond Finance, the State of Florida would issue $150 million in bonds to pay down the matching gift backlog.

2. The Florida Legislature commits to taking approximately $8 million per year for twenty years off the top of state lottery funds to retire the debt associated with these bonds.

Supporting Documentation Included:
Other Support Documents Available: Synopsis of concepts to fund major gift backlog; List of Major Gifts (Donors) on waiting list (through 6/30/02); Report of the Council for Education Policy Research and Improvement (CERPI) on the State Matching Gifts Program
Contact: Kathleen Daly Phone: 850/644-4453
Director of Governmental Relations
ITEM: 6d1

BOARD OF TRUSTEES
November 21, 2002

SUBJECT: Presidential Arrangements

PROPOSED BOARD ACTION

Approve the presidential arrangements, as recommended by the Presidential Post-
Search Arrangements Committee

BACKGROUND INFORMATION

In a memorandum dated September 11, 2002, Chairman Thrasher requested that
Trustees Marshall and Uhlfelder begin discussions with President D’Alemberte
regarding the future arrangements between the president and the university. At the
September 21 BOT meeting, the full Board authorized the creation of a committee for
this purpose.

Supporting Documentation Included: Conditions of Recent Presidential Separations
in Florida
Other Support Documents Available:
Contact: Robert Bradley
       Vice President for Academic Affairs
Phone: 644-0797
## Conditions of Recent Presidential Separations in Florida

<table>
<thead>
<tr>
<th>Individual &amp; Organization</th>
<th>Next Job</th>
<th>Appointment</th>
<th>Salary</th>
<th>Future Salary</th>
<th>Other Jobs</th>
<th>Support</th>
<th>Assignment of Responsibilities</th>
<th>Sabbatical</th>
<th>Future Status</th>
<th>Length of Appointment</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Lombardi</strong>&lt;br&gt;University of Florida</td>
<td>Return as Tenured Professor of History</td>
<td>12 month appointment</td>
<td>10% reduction to $225,000</td>
<td>No further reduction</td>
<td>Direct Center for Florida Studies</td>
<td>$50,000 added to center</td>
<td>50% teaching, 50% Director</td>
<td>1 year sabbatical within 3 years</td>
<td>President emeritus on retirement</td>
<td>5 year appointment renewable</td>
</tr>
<tr>
<td><strong>Humphries</strong>&lt;br&gt;Florida AM University</td>
<td>Return as tenured professor in AS</td>
<td>12 month appointment</td>
<td>10% reduction to $164,650</td>
<td></td>
<td>Director of Science and Engineering Policy to be established</td>
<td>Annual expense as Regents Professor $50,000</td>
<td>Move to Orlando and help with fund raising for College of law</td>
<td>1 year sabbatical effective 7/1/2001</td>
<td></td>
<td>5 year appointment renewable</td>
</tr>
<tr>
<td><strong>Herbert</strong>&lt;br&gt;Florida Board of Regents</td>
<td>Return to UNF as tenured Regents Professor and Executive Director</td>
<td>12 month appointment</td>
<td>10% reduction to $244,100</td>
<td>No further reductions</td>
<td>Director of Center for Public Policy and Leadership</td>
<td>$50,000 support Regents Professor</td>
<td></td>
<td>1 year sabbatical leave no after than 7/1/2004</td>
<td></td>
<td>5 year appointment</td>
</tr>
<tr>
<td><strong>Marx</strong>&lt;br&gt;University of West Florida</td>
<td>Return as Tenured Professor of Mathematics</td>
<td>9 Months plus 3 months (C&amp;S)</td>
<td>10% reduction to the sum of $178,000 base and 10% annuity</td>
<td>No further reductions</td>
<td>Staff at the Institute for Human and Machine Cognition</td>
<td>$0</td>
<td>9 months teaching, Research and service, 3 months research</td>
<td></td>
<td></td>
<td>Not Discussed</td>
</tr>
</tbody>
</table>
BOARD OF TRUSTEES
November 21, 2002

SUBJECT: University Governance Constitutional Amendment

PROPOSED BOARD ACTION

For information only.

BACKGROUND INFORMATION

On November 5, 2002, citizens of this state approved a constitutional amendment relating to local trustees and a statewide governing board to manage Florida’s university system. This amendment takes effect on January 7, 2003.

Daniel Woodring, the general counsel for the Florida Board of Education, will discuss this amendment and its potential implications.

Supporting Documentation Included: FBOE Workshop Material – August 2002
Other Support Documents Available:
Contact: Daniel Woodring
         Phone: 850/488-7707
         General Counsel, Florida Board of Education
Proposed Constitutional Amendment:
Local Trustees and Statewide Governing Board to Manage Florida's University System

Reference:
Article IX, Section 7

Ballot Title:
Local Trustees and Statewide Governing Board to Manage Florida's University System

Ballot Summary:
A local board of trustees shall administer each state university. Each board shall have thirteen members dedicated to excellence in teaching, research, and service to community. A statewide governing board of seventeen members shall be responsible for the coordinated and accountable operation of the whole university system. Wasteful duplication of facilities or programs is to be avoided. Provides procedures for selection and confirmation of board members, including one student and one faculty representative per board.

Full Text:

Article IX of the Florida Constitution is hereby amended to add the following as Section 7:
TEXT: State University System.

a. **Purposes.** In order to achieve excellence through teaching students, advancing research and providing public service for the benefit of Florida’s citizens, their communities and economies, the people hereby establish a system of governance for the state university system of Florida.

b. **State University System.** There shall be a single state university system comprised of all public universities. A board of trustees shall administer each public university and a board of governors shall govern the state university system.

c. **Local Board of Trustees.** Each local constituent university shall be administered by a board of trustees consisting of thirteen members dedicated to the purposes of the state university system. The board of governors shall establish the powers and duties of the boards of trustees. Each board of trustees shall consist of six citizen members appointed by the governor and five citizen members appointed by the board of governors. The appointed members shall be confirmed by the senate and serve staggered terms of five years as provided by law. The chair of the faculty senate, or the equivalent, and the president of the student body of the university shall also be members.

d. **Statewide Board of Governors.** The board of governors shall be a body corporate consisting of seventeen members. The board shall operate, regulate, control, and be fully responsible for the management of the whole university system. These responsibilities shall include, but not be limited to, defining the distinctive mission of each constituent university and its articulation with free public schools and community colleges, ensuring the well-planned coordination and operation of the system, and avoiding wasteful duplication of facilities or programs. The board’s management shall be subject to the powers of the legislature to appropriate for the expenditure of funds, and the board shall account for such expenditures as provided by law. The governor shall appoint to the board fourteen citizens dedicated to the purposes of the state university system. The appointed members shall be confirmed by the senate and serve staggered terms of seven years as provided by law. The commissioner of education, the chair of the advisory council of faculty senates, or the equivalent, and the president of the Florida student association, or the equivalent, shall also be members of the board.

**Sponsor:**

- Education Excellence for Florida
  722 Alba Drive
  Orlando, FL 32804-0000
  (407) 423-7336

**Contact:**

- Joan Ruffner, Chairperson
  722 Alba Drive
  Orlando, FL 32804-0000
### Signatures:

<table>
<thead>
<tr>
<th>Description</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Required for review by Attorney General</td>
<td>48,869</td>
</tr>
<tr>
<td>Required to have initiative on the ballot</td>
<td>488,722</td>
</tr>
<tr>
<td>Number currently verified</td>
<td>499,903</td>
</tr>
</tbody>
</table>

### Status: Active

<table>
<thead>
<tr>
<th>Description</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Approval Date</td>
<td>09/28/2001</td>
</tr>
<tr>
<td>Undue Burden</td>
<td></td>
</tr>
<tr>
<td>Made Review</td>
<td>02/11/2002</td>
</tr>
<tr>
<td>Attorney General</td>
<td>02/12/2002</td>
</tr>
<tr>
<td>Sent to Supreme Court</td>
<td>03/04/2002</td>
</tr>
<tr>
<td>Supreme Court Ruling</td>
<td>Constitutional: Initiative petition and proposed ballot title and summary meet the legal requirements of article XI, section 3 of the Florida Constitution, and s. 101.161(1), F.S.</td>
</tr>
<tr>
<td>SC Ruling Date</td>
<td>05/23/2002</td>
</tr>
<tr>
<td>Made Ballot</td>
<td>08/06/2002</td>
</tr>
<tr>
<td>Ballot Number</td>
<td>11</td>
</tr>
<tr>
<td>Election Year</td>
<td>2002</td>
</tr>
</tbody>
</table>

### Cost Estimate:

The fiscal impact of this measure, if any, cannot be reasonably determined at this time.
Action Minutes
Florida State University Board of Trustees
November 21, 2002
Turnbull Conference Center
FSU Campus, Tallahassee


Members Excused:

Chairman Thrasher convened the meeting of The Florida State University Board of Trustees at 1:30 p.m., on November 21, 2002. A call of the roll established the presence of a quorum.

The Chair on a motion from Trustee Haggard with a second by Trustee Pletch received unanimous approval to suspend FSU BOT Internal Operating Procedure Section 203(b) to take up the items listed on the agenda.

The Chair asked for a motion to approve the minutes of the October 9, 2002, Board of Trustees meeting. Trustee Hinkle moved and Trustee Pletch seconded the motion. The minutes were unanimously approved.

The Chair thanked the Center for Professional Development and Bill Lindner for his assistance with the arrangements. The Chair reported that the Legislature had its organizational session on November 19, 2002, and that the university has a record number of alumni in the Florida Legislature. The Chair noted that Jim King, a great supporter of the university, had become President of the Florida Senate.

The Chair commented that he had recently met with twenty-five members of the Council for Research Creativity and the Science Area Chairs to answer questions regarding the presidential search process. The Chair indicated that it had been an informative meeting and that he was looking forward to continued participation by council members in the process.

Chairman Thrasher announced that nine applications have been received to date and that the curriculum vitae were available in 110 Westcott Building. The Chair said that it was his intention to copy and send applications to the Board members for their review. He indicated that the Presidential Search Advisory Committee (PSAC) had decided to expedite the schedule within the timeline and framework approved by the Board. The Presidential Search Advisory Committee is scheduled to meet again December 4, 2002, to conduct lengthy interviews for up to 6 candidates, and recommend up to three candidates to the full Board of Trustees.

The Chair declared that he would have the full Board of Trustees serve as the Board Selection Committee. He asked the Board members to hold December 18 for a future meeting date. The Chair clarified that if the Presidential Search Advisory Committee does not complete their work in time for the Board consider their recommendations on December 18, then the meeting will be cancelled.
The Chair indicated that the Board would hear a report on the post-service arrangements for President D'Alemberte later in the meeting. The Chair thanked Trustees Marshall and Uhlfelder for their work on these arrangements. The Chair also reported that the Board was getting requests to honor President D'Alemberte and Patsy Palmer for their service to the university. As a result, the Chair asked Trustee Hinkle, Provost Abele, Donna McHugh, and Jeff Robison to recommend appropriate ways to honor and thank the President and Patsy for their service to the institution. The Chair requested that all requests be forwarded to Provost Abele.

The Chair asked Bill Funk of Korn/Ferry for his comments on the presidential search effort. Mr. Funk commented that he had good news from the search front. He had been talking to some of the individuals who have been contacting Korn/Ferry International. Mr. Funk said that there was tentative interest from well-regarded and prominent people, although the sunshine laws present interesting challenges. He also noted that a few candidates had reviewed the local papers and have expressed reluctance due to interest by a local candidate. Mr. Funk assured the potential applicants that this search is open with a level playing field. He indicated that he is fully prepared to move forward with a good pool of candidates.

The Chair announced that the next meeting of the Presidential Search Advisory Committee was scheduled for December 4, 2002, and that he looked forward to seeing the candidate list.

Trustee Hinkle asked what was the last date for candidates to submit applicants. Mr. Funk commented that applicants would be accepted until a selection is made to give the full Board of Trustees the opportunity to review and consider last-minute candidates. Dr. Robert Bradley clarified that the legal deadline for the submission of applications was originally January 13, 2003, but was moved to December 3, 2002, in order to be consistent with the timeframe being utilized by the Presidential Search Advisory Committee. Dr. Bradley indicated that he would work with the Dean of Faculties on the deadline.

The Chair explained that a brochure had been sent to friends of the university and to the community. He thought the publication reflected positively on the institution and would give potential applicants an excellent overview of the university.

Trustee Hinkle questioned whether the Board needed to approve the schedule and whether the information on the website had been updated. She commented that accurate information needed to be posted to the website.

The Chair said that the information on the website would be changed. He also indicated that he would be happy for the Board to consider the timeline. The Chair explained that the original schedule approved by the Board was a framework.

Trustee Knowles asked about the rationale behind the accelerated schedule. The Chair explained that the timeline was an outline of the process, including completion dates. He also indicated that because of changes made by passage of Amendment 11, the schedule should be accelerated and the search continued within the timeframe. The
Chair commented that the Presidential Search Advisory Committee might forward the names to the full Board of Trustees before the time that was suggested in the original timeframe. He indicated that if the full Board would like to amend the timeline, then he would to consider a motion.

Trustee Knowles asked for clarification of the accelerated schedule. The Chair said that he thought the Board would make a final selection in late December, rather than early January, although the Presidential Search Advisory committee would closely follow it’s current schedule.

Trustee Knowles questioned if the candidate pool would be narrowed to six by the Presidential Search Advisory Committee, then would forward three names for Board consideration. The Chair responded that the Presidential Search Advisory Committee would narrow the pool from six to 1-3 names. He said that this approach was the recommendation of Bill Funk.

Trustee Knowles noted that while he hoped the Presidential Transition Committee would be reconstituted as the Board Selection Committee, he was fine with the full Board sitting as a committee of the whole. He thought the Board should eliminate having a committee of the Board making a recommendation to the full Board. Trustee Knowles inquired about the process of narrowing the pool from 9 to 6 to 3. The Chair clarified that there were currently 9 applicants, and that there were additional applications to come. At the December 4 meeting of the Presidential Search Advisory Committee, Mr. Funk would suggest six names for their consideration. He would ask those screened to come to the university for an official visit. The Chair indicated that after deliberating by the search committee, qualified applicants would be forwarded to the Board for its consideration.

Trustee Knowles asked if candidates would come before the Board on December 18. The Chair indicated that it was a possibility and that he’s asking the Board members to hold December 18 as a tentative meeting date.

Trustee Knowles said that he understood that there were currently 9 candidates and that he had not seen any of the applications. He expressed concern that a decision was forthcoming. Trustee Knowles indicated that he understood the potential implications of the constitutional amendment, but commented that there’s no reason to rush the search process. He suggested that the selection of the Board might need to wait until the local board of trustees is reconstituted to make the final decision and that December 18 may be too soon.

The Chair explained that the composition of the Presidential Search Advisory Committee is broad-based, and that the committee would screen applicants and make recommendations to the full Board of Trustees. The Search Advisory Committee would follow the preexisting schedule pretty closely. He indicated that the PSAC would ensure that the candidates had the appropriate qualifications. The Chair questioned whether the Board is in a better position by waiting or by taking action. He said that the Board members would receive information about the candidates as it is received and can begin to prepare before meeting on the 18th. He also noted that Board members could attend the December 4 meeting; listen to the committee’s deliberations, enhance
their understanding of process and review the background of each applicant.

Trustee Knowles expressed his concern with an already aggressive schedule and indicated that he was not pleased with the compressed schedule. Trustee Knowles expressed doubt as to whether a sound decision could be made in December. He said that while he understood the Chair’s concerns he was concerned with the artificially imposed deadlines.

The Chair invited Board members to attend the PSAC deliberations and said that he would keep the Board members informed of the candidate pool and the process. The Chair asked that the Board allow the PSAC to move ahead with their review of the applicants.

Trustee Hinkle asked for clarification of the interview schedule.

Mr. Funk reported that he was advising candidates about the schedule and asking them to clear schedules. Mr. Funk informed candidates that the PSAC would request that up to 6 candidates return for hour and a half interviews on December 9-10. He was also advising candidates that 3 or 4 would advance for interviews and meetings with the various constituency groups on campus on or before December 17. At that time, spouses of the candidate would also be invited to the campus.

Trustee Pletch expressed her concern with the potential dates for the candidates to meet with the constituency groups on campus. She observed that many of the 35,000 students would not have the ability to participate or meet with the finalists since the students will be on Christmas break following final examinations. Trustee Pletch noted that following final examinations many students return home for the holidays, particularly following the graduation ceremony.

The Chair asked Trustee Pletch when might be a better time to accommodate student schedules. Trustee Pletch suggested December 13th. The Chair understood that final examinations ended on December 13, 2002, but he argued it might be difficult to schedule candidates that soon after the December 10th PSAC meeting.

Trustee Bloch asked Mr. Funk what his expectations were for the candidate pool within the next couple of weeks. Mr. Funk reminded the Board members that they should not be concerned with the first files received. He indicated that better candidates appear at the end of the search and that it takes awhile to nurture and cajole a potential candidate to apply. He also suggested that many candidates do not want to have their names released unless they will be semifinalists. Mr. Funk observed that the first nine candidates were responses to the advertisement placed by the university and that the nomination and application list could number 30 – 40 over the next few days.

Trustee Haggard asked Mr. Funk whether there was negativity regarding the recently approved constitutional amendment and the lack of understanding about whom the candidate would work for. Mr. Funk responded that it was an interesting question and that there was a general sense around the country of “what’s going on in Florida,” but that he felt that no candidates were lost because of the amendment. Mr. Funk commented that many people do not know how the implementation will work. He
agreed that the chilling of the pool is largely due to the sunshine laws and the interest in the presidency by a local candidate.

The Chair observed that the sunshine laws do impact the willingness of some to apply.

Trustee Ford asked how often in presidential searches the best candidates surface at the end and if the uncertainty about who the president works for is a factor in the willingness to serve. Mr. Funk commented that he advises Boards that they can go as fast or as slow as they want, but that it takes typically 6 months for a presidential search. Mr. Funk indicated that in this instance it might be necessary to expedite the search even more. He explained that many candidates might have questions that they want to ask the Board, including reporting relationships. Mr. Funk suggested that these questions are important, and that it’s helpful to state the responsibilities of the president and who the president reports to.

The Chair remarked that Daniel Woodring, the General Counsel for the Florida Board of Education, and Dr. Daniel Papp, the chancellor, were in attendance at the meeting and could speak to Amendment 11 and other issues.

Trustee McGee indicated that trustees often are sent to the home institutions of candidates to interview students, staff, and others, in community college searches. Trustee McGee asked whether this is the case with university searches. Mr. Funk commented that this was the process used 5-6 years ago in almost all cases, but was far less frequent now. He remarked that technology, including the use of Lexis/Nexus, had changed presidential search processes. Mr. Funk indicated that once the pool is narrowed, reference checks are conducted. He indicated that Korn/Ferry would subcontract for background and litigation checks for the “semifinalists.” Mr. Funk advised the committee to narrow the selection to 1-3 candidates then consider trustee visits to campuses, if appropriate. Mr. Funk estimated that trustee visits to campuses happened 10 – 15% of the time.

Trustee Marshall reflected on Trustee Pletcher’s comments and questioned whether input from the students and faculty could be obtained with the schedule outlined by the Chair. Trustee Marshall indicated his concern that a new president might have to worry with an expression of protest. The Chair commented that he was aware of the concerns. He also indicated that the Presidential Search Advisory Committee was comprised of six faculty members and four students – the largest portion of the committee. The Chair noted that candidates would be available to those on campus.

Trustee Hinkle remarked that the timing of the search was a less optimal situation for faculty and students and questioned whether the Board is better off waiting until after the 1st of the year to make a decision. Trustee Hinkle asked Mr. Funk what the timeline does in terms of the candidates and whether the Board is better off ignoring some of the problems and moving ahead. Mr. Funk commented that it was a difficult question to answer, particularly because of the valid concerns raised by Trustee Pletcher and others about the timing of the interviews. Mr. Funk observed though that it would be onerous to have six candidates stay in the pool until after the implementation of the constitutional amendment is worked out.
Trustee Hinkle asked whether the Board should wait until the first of the year to announce finalists. Mr. Funk deferred to the Board and its experience regarding an appropriate course of action.

The Chair expressed his concern that waiting until January meant waiting until June. The Chair indicated that the Senate does not want the governor to announce his appointments until after the legislature adopts enabling legislation. The Chair observed that the Legislative Session would be followed by vetoes and that meant appointments to the new boards might be made as late as June.

Trustee Haggard suggested that the Board should try to work with the accelerated schedule, if possible. He argued that the Board had responsibilities, including the selection of the next president, and that the Board should move forward as best as possible.

The Chair declared that he took the presidential search very seriously and hoped that everyone knew the search would not be compromised nor would the quality of the candidates be compromised. The Chair noted that searches often take nearly a year with 50-60 members involved in the search process. This does not ensure success. The Chair commented that he would like to see a new president selected by December 2002, and reiterated that waiting until January meant waiting until June.

Trustee Knowles commented that he was not concerned that for the Board might make a decision in June. He said that he was worried about the accelerated schedule and thought it might be more appropriate for the newly reconstituted Board to make the decision. Trustee Knowles noted that he had a problem with knowing nothing about the candidates and being required to make a decision by December 18. Trustee Knowles remarked that the selection of the next president would impact the university over the next 10–20 years.

The Chair requested the Board set aside December 18 to interview the candidates and make a selection.

Trustee Knowles noted that the Board had established deadlines for the presidential search. Now, he commented, the Board was being given new deadlines that had not been discussed or approved by the Board. Trustee Knowles suggested that the Board should vote on a new schedule and that the PSAC should not determine the schedule for the Board. The Chair indicated that the PSAC agreed to forward the candidates to the Board for its consideration by the timeline previously agreed to by the Board.

Trustee Knowles again argued that the new timeline should be approved by the full Board of Trustees. The Chair noted his willingness to take up the timeline if the Board wanted to consider it.

Trustee Haggard commented that it was the job of advisory committee to complete its deliberations in a thorough way and that the Board should see if the timeline works.

Trustee Knowles agreed this was appropriate as long as the timeline was within the parameters set by the full Board of Trustees. Trustee Knowles noted that the PSAC
worked for the Board, and not the other way around. Trustee Haggard noted that the PSAC would consider and review the applicants in a careful manner.

The Chair asked if there was a motion from Board members concerning the presidential search process.

Trustee Hinkle requested clarification about the potential December 18 meeting of the Board, particularly regarding scheduling and the logistical arrangements. Mr. Funk responded that the Board could handle the interviews in a couple of different ways, including conducting interviews close together in a sequential manner and perhaps schedule dinner with members and the various candidates and their spouses.

Trustee McGee observed that all five candidates were on campus at the same time during the last presidential search at Seminole Community College.

The Chair explained that he was sensitive to the demands made by the holidays, but also was committed to the presidential search process. He indicated that the PSAC was willing to work as much as possible and that he was optimistic about the accelerated timeline.

Trustee McGee urged that the Board move forward with the presidential search process, although she heard and understands Trustee Knowles’ concern. Following her comments, the Board turned to the next item on the agenda.

The Chair recognized President D’Alemberte for his comments. President D’Alemberte commented that former FSU President John Champion was in guarded condition and that his family was optimistic. He mentioned that the graduation speaker would be Justice Richard Goldstone who was known for his views on terrorism and human rights issues. The President also indicated that each trustee was provided basketball guides and that $9 million had been raised for the Pepper Institute and the chemistry department through fundraising efforts. President D’Alemberte next mentioned that the Oak Ridge Advisory Committee was meeting in Tallahassee on November 21, 2002.

The President reported that at the recent convention of National Association of State Universities and Land Grant Universities many individuals expressed an interest in the presidential search. On another note, the President announced that Omicron Delta Kappa (ODK) named the 2002 “Grads Made Good,” including Hansel Tookes, president of Raytheon International; Lynda Keever, publisher of Florida Trend; and Janice Huff, meteorologist for NBC. President D’Alemberte also drew the Board’s attention to the rededication of Cawthon Hall and the schedule for Seven Days of Opening Nights.

President D’Alemberte distributed a Powerpoint presentation that explained the Clemson University tuition policy, including the history, rationale, and the process. He noted that Chairman Thrasher requested that the university administration think of possible recommendations to the Board regarding a tuition policy. The Chair explained the pressures on the state budget and a desire to find new ways to deal with issues which made the potential to get tuition and fee flexibility more likely.

The Chair recognized Dr. Valliere Richard Auzenne for her comments. Dr. Auzenne
indicated that the faculty was focused on the presidential search process. She reported that the Faculty Senate Steering Committee had met with Mr. Funk and that they felt that he was aware of the concerns of faculty. Dr. Auzenne noted that the faculty was pleased with the involvement of a consultant of the caliber of Mr. Funk and thought it went a long way towards addressing faculty concerns about the integrity of the search process. Dr. Auzenne said that the faculty support Mr. Funk's efforts to recruit distinguished applicants for the position. She commented that the faculty hoped that the new president was poised to pursue Association of American Universities (AAU) status, to interact with other universities of national reputation, and to support and enhance the research of the university. She urged the trustees to select a leader who has the credibility, credentials, and skills necessary to build the university and bring it to the next level.

The Chair reminded the Board that he met with members of the Council for Research and Creativity and with the Science Area Chairs. He expressed his appreciation for their time and the exchange of ideas that took place at the meeting. Dr. Auzenne assured the Board that faculty would be on campus for the interviews.

The Chair introduced Dr. Daniel Papp, the newly appointed Chancellor of Colleges and Universities, to the Florida State University Board of Trustees. In brief remarks, Dr. Papp indicated that he was looking forward to returning to Florida. He wanted the Board to understand that he believed students were the reason for the universities.

Trustee Uhlfelder questioned Dr. Papp about the recent increases in presidential salaries and cited the increase provided to the FAU president that nearly doubles the amount paid to the FSU president. Dr. Papp commented that the Chronicle of Higher Education recently conducted a survey concerning presidential compensation. Trustee Uhlfelder remarked that faculty salaries should be tied to presidential salaries since faculty were the backbone of the university. Dr. Papp reminded the Board that he was a faculty member who had gone into administration and generally shared such sentiments. The Chair thanked Dr. Papp for his comments and for attending the FSU Board of Trustees meeting.

The Chair introduced Mr. Daniel Woodring, General Counsel for the Florida Board of Education, for an explanation of Amendment 11 relating to university governance. Mr. Woodring indicated that he was working with the Governor, House of Representatives, and the Senate regarding the implementation of the constitutional amendment. He said that Governor Bush was very impressed with the activities of the university boards of trustees. Mr. Woodring noted that all involved hoped to provide continuity in a smooth transition.

Trustee Hinkle questioned whether advocates for Amendment 11 might file an injunction and asked whether the Board should continue to meet. Mr. Woodring remarked that there would be a faithful implementation of the constitutional amendment and that the transition would be done in a legal manner to ensure continuity. He noted that steps were being taken regarding the appointments and enabling legislation. The Chair commented that he had met with the governor and that the governor could make appointments by the effective date of the constitution.
The Chair recognized Trustee Ford for a report from the Finance and Administration Committee. Trustee Ford noted that the committee had discussed the progress of the Enterprise Resource Plan (ERP) and the conversion to PeopleSoft from the state systems. He commented that the committee was also briefed on collective bargaining and campus safety. Trustee Ford also indicated that the committee heard a presentation concerning affirmative action, and that the committee has asked to get reports regularly regarding the issue. He said that Provost Abele briefed the committee on the cost and implications of overenrollment and the enrollment management process in general. Trustee Ford related that this committee had discussed the application fee to assist with enrollment management. He also noted that Dr. Jim Pitts provided an overview of international programs.

Trustee Ford reported that the committee had discussed and approved a $0.63 per student credit hour increase to the athletic fee effective Fall 2003. Trustee Ford commented that the fee increases went through the appropriate university committees and was proposed for the main campus only.

Trustee Pletch noted that the students agreed with the large increase since the athletic fee had not been raised significantly over the last few years. She remarked that it was a mutual understanding that significant increases would not be proposed on a yearly basis.

The Chair questioned the amount of revenue generated by the fee on an annual basis. Mr. John Carnaghi indicated that the revenue generated by the fee increase totaled $577,00 per year and comprised more than 10% of the total athletic budget.

Trustee Ford moved the adoption of a $0.63 per student credit hour increase for main campus effective Fall 2003. Trustee Hinkle seconded the motion. The Board of Trustees unanimously adopted the motion.

Trustee Ford noted that the committee also considered and approved an increase in preschool user fees for the Educational Research Center for Child Development. He indicated that the amount per year was $7,000. The Chair questioned why the increases only applied to students or staff making less than $17,000. Mr. Carnaghi noted that the 72 children in preschool were all children of university students.

Trustee Ford moved the approval of an increase in preschool user fees for the Educational Research Center for Child Development effective Fall 2003 of $1.50 to $3.00 per week depending upon the status of the user family and the services provided, as recommended by President D’Alemberte and requested that the president forward to the Florida Board of Education. Trustee Haggard seconded the motion and the Board of Trustees adopted it unanimously.

Trustee Ford reported the committee recommendation to adopt a Section 125 Tax Exempt Plan. Mr. Carnaghi noted that the Department of Management Services notified the university that since the university was no longer a state agency it might be illegal for DMS to continue offering the 125 Tax Exempt Plan to university employees. Mr. Carnaghi commented that the DMS staff suggested that they would continue to offer a 125 Tax Exempt Plan to university employees contingent upon the approval of
the university board of trustees. Mr. Carnaghi remarked that 4000 of the 6500 university employees take advantage of this pretax benefit. Trustee Ford moved the adoption of the Section 125 Tax Exempt Plan, seconded by Trustee Hinkle. The Board of Trustees unanimously approved the motion.

Trustee Ford informed the Board that the Finance and Administration Committee had approved the refinancing of a new parking garage and refinance of the existing parking bonds to take advantage of new, lower interest rates. Mr. Carnaghi noted that it was a $6.5 million refinancing and a $15 million refinancing for 1,500 cars. Trustee Ford moved the adoption of the refinancing of the new parking garage and the refinancing of the existing parking bonds. Trustee Hinkle seconded the motion. The Board of Trustees unanimously approved the motion.

Trustee Ford forwarded the committee’s recommendation regarding a human resource rule. Mr. Carnaghi explained that the rule was a bridge from the Board of Regents to the Board of Trustees and that this rule adopted human resource rules proposed in 1998. He noted that the exception was that this rule proposed granting administrative leave to administrative employees consistent with the benefit provided to the USPS university staff. The Chair asked if the rule was a rewrite of existing university policy. Mr. Carnaghi commented that the rule was part of devolution and that these revisions were originally proposed in 1998. Mr. Carnaghi said that this rule did not apply to the faculty. Trustee Ford moved the approval of the Human Resource Rule, seconded by Trustee Hinkle. The Board of Trustees unanimously approved the motion.

Trustee Ford introduced the committee’s recommendation of a purchasing rule. Mr. Carnaghi explained that the rule was another bridge from the Board of Regents to the Board of Trustees. He commented that the competitive bid solicitation was currently $25,000 and was proposed to increase to $50,000. The rule also proposed that the president or his designee be allowed to sign certain level purchase orders. He noted that there was a timeliness issue to items over $1 million and that waiting for the next trustee meeting could cause problems. Mr. Carnaghi indicated that the rule allowed a construction direct purchase program to reduce the cost of construction and allow the university to purchase without a sales tax. Mr. Carnaghi noted that this is consistent with the practice in community colleges and that Challenger Center had been handled in this manner. He also remarked that the rule allowed university to use competitively secured bids and contracts from educational cooperatives and consortia as a basis for purchase. He reminded the Board that the People Soft contract was handled this way. Mr. Carnaghi noted that the rule allows the electronic posting of purchasing decisions. He remarked that the legal staff advised that approval from the Board of Trustees was necessary.

Trustee Ford commented that Mr. Carnaghi had agreed to recommend a proposal with guidelines outlining the financial thresholds for items being considered by the Board at the next Finance and Administration Committee meeting. The Chair indicated that the Board had a fiduciary responsibility and, as a result, he was concerned about the length and amount of purchases. The Chair remarked that he was pleased to know that staff has been working on a document to bring to the Board at the next meeting.

The Chair questioned the provision in the rule dealing with an ethics policy. He
inquired whether it was consistent with the current Board policy and the statutes. Mr. Carnaghi said that the language in the rule was complementary. Trustee Uhlfelder asked whether a dinner between trustees and vendors were a violation of the language in the rule. Mr. Carnaghi observed that this was not problematic.

The Chair questioned whether the ethics policy in the rule was more stringent and whether there would be two sets of standards. He suggested that the language in the rule be rewritten to be consistent with the ethics policy adopted by the Board and the current statutory language. Trustee Uhlfelder stated that he did not want to unknowingly violate the policy. President D’Alemberte suggested that it was appropriate to have one policy in place and republished in one place. The Chair suggested that committee members should direct their questions regarding the ethics laws and the Board policy to the legal staff. Trustee Ford moved the approval of the ethics policy, amended to make the language in the rule consistent with the Board’s ethics policy and current law. Trustee Hinkle seconded the motion. The Board of Trustees unanimously approved the motion.

Trustee Ford asked that the agenda item concerning a rule for tuition and fees be deferred until the next Board meeting. The Chair deferred the item as recommended.

Trustee Ford introduced the proposed rule regarding the university police recommended by the Finance and Administration Committee. Mr. Carnaghi explained that the university police must adhere to the Florida Department of Law Enforcement standards and that this rule is intended to bring the university into compliance. Trustee Ford moved the adoption of the police department rule, seconded by Trustee Uhlfelder. The Board of Trustees unanimously adopted the motion.

Trustee Ford indicated that the Finance and Administration Committee reviewed and approved the renewal and refinancing of existing debt related to two buildings in London. The approval of the revenue bonds would allow the debt to move from taxable to nontaxable. Mr. Carnaghi noted that a resolution was attached for the Board’s consideration. The resolution states that the trustees approve the refinancing (attached). Trustee Ford moved to approve the renewal and refinancing of existing debt related to two buildings in London and to approve the resolution included with the meeting material. Trustee Uhlfelder seconded the motion. The Board of Trustees unanimously adopted the motion.

The Chair recognized Trustee Hinkle for a report from the Legislative Committee. Trustee Hinkle introduced several naming proposals. Trustee Uhlfelder moved that the Board approve the naming of the building at the Track and Field Facility as the Michael Allen McIntosh Track and Field Center and per Section 267.062, Florida Statutes, direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval. Trustee Knowles seconded the motion. The Board of Trustees unanimously adopted the motion.

The second naming proposal related to the naming of the Student Life Building. Trustee Uhlfelder moved that the Board approve naming the student life building the Reubin O’D. Askew Student Life Building and per Section 267.062, Florida Statutes, direct the President to submit the naming request to the Florida Board of Education for
their approval and ultimately to the Florida Legislature for final approval. Trustee Pletch seconded the motion. The Board of Trustees unanimously adopted the motion.

The third naming proposal concerned the naming of the proposed entrance pavilion to the John and Mable Ringling Museum of Art in Sarasota. Trustee Uhlfelder moved that the Board approve the naming of the proposed entrance pavilion at the John and Mable Ringling Museum of Art in Sarasota the John McKay Visitors’ Pavilion and per Section 267.062, Florida Statutes, direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval. Trustee Ford seconded the motion. The Board of Trustees unanimously adopted the motion.

The fourth proposal concerned the naming of the new residence hall complex. Trustee Marshall moved that the Board approve the naming of the new residence hall complex the Sherrill W. Ragans Hall and per Section 267.062, Florida Statutes, direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval. Trustee Pletch seconded the motion. The Board of Trustees unanimously adopted the motion.

Trustee Hinkle also introduced a resolution to recognize Dr. Sherrill W. Ragans for her lengthy service to Florida State University and her outstanding accomplishment during the tenure at the institution. Trustee Hinkle moved the adoption of the resolution, seconded by Trustee Pletch (the resolution is attached). The Board of Trustees unanimously adopted the motion.

The fifth proposal concerned the naming of the Education and Administration Building at the Florida State University College of Medicine. Trustee Uhlfelder moved that the Board approve the naming of the Education and Administration Building at the Florida State University College of Medicine the John E. Thrasher Building and per Section 267.062, Florida Statutes, direct the President to submit the naming request to the Florida Board of Education for their approval and ultimately to the Florida Legislature for final approval. Trustee Knowles seconded the motion. The Board of Trustees unanimously adopted the motion.

Trustee Hinkle indicated that the Legislative Committee also discussed the state matching gifts program and the critical role of the program to the success of university capital campaigns. Trustee Ford moved that the Board approve the proposal by the State University System Foundation and Governmental representatives to address the backlog of needed state matching funds for the matching gifts program and forward the recommendations to the State Board of Education for their approval and ultimately to the Legislature for final approval. Trustee Uhlfelder seconded the motion. The Board of Trustees unanimously adopted the motion.

The Chair recognized Trustee Uhlfelder for a report from the Student Judicial Process Committee. Trustee Uhlfelder noted that the committee met earlier in the day and discussed the current judicial process and hoped to come back to the Board with proposed revisions to the existing policy.

The Chair recognized Trustee Marshall for the report from the Presidential Post-Search
Arrangements Committee. Trustee Marshall indicated that he and Trustee Uhlfelder had convened and considered future arrangements between President D'Alemberte and the university. Trustee Marshall moved the adoption of the staff recommendations, as presented in the Board meeting material (recommendations are attached). Trustee Uhlfelder seconded the motion. The Board of Trustees unanimously adopted the motion.

The Chair adjourned the meeting at 4:20 p.m.

Approved by The Florida State University Board of Trustees on December 18, 2002:

[Signature]
Talbot D'Alemberte
Corporate Secretary, FSU Board of Trustees

12/19/02