

**MINUTES OF THE SPECIAL MEETING OF  
THE REGENTS OF THE UNIVERSITY OF NEW MEXICO**

April 12, 2011

Board of Regents Meeting 9:00 a.m. – 11:30 a.m.

Student Union Ballroom C

Regents Executive Session/Luncheon 11:30 a.m. – 1:00 p.m.

Sandia Room

**Attendance:**

Regents present:

Jack L. Fortner, President  
Don L. Chalmers, Vice President  
Carolyn J. Abeita, Secretary-Treasurer  
J.E. "Gene" Gallegos  
Bradley C. Hosmer  
James H. Koch  
Jacob P. Wellman

President present:

Dr. David J. Schmidly

Executive Vice Presidents present:

David Harris, EVP, COO  
Suzanne Ortega, EVP and Provost  
Dr. Paul Roth, Chancellor, HSC

Vice Presidents present:

Carmen Alvarez Brown, Vice President Enrollment Management  
Josephine De Leon, Vice President, Equity and Inclusion  
Julia Fulghum, Vice President, R&D  
Helen Gonzales, Vice President for Human Resources  
Paul Krebs, Vice President, Athletics  
Ava Lovell, Vice President and Controller  
Stephen McKernan, HSC Vice President, Hospital Operations  
Eliseo Torres, Vice President, Student Affairs

University Counsel present:

Lee Peifer, Interim Sr. Associate University Counsel

Regents' Advisors present:

Richard Wood, President, Faculty Senate  
Merle Kennedy, President, Staff Council  
Lissa Knudsen, President, Graduate and Professional Student Association (GPSA)  
Lazaro Cardenas, Jr., President, Associated Students of UNM (ASUNM)  
Harold Lavender for Steve Christ, President, Alumni Association  
Anne Yegge, Chair, UNM Foundation  
Maria Probasco, President, Parent Association  
Cynthia Stuart, President, Retiree Association

All presentations received are included in the BOR E-Book pdf document posted on the Board of Regents web site (<http://www.unm.edu/regents/meetings/>).

Regent Fortner presided and called the meeting to order at 9:00 a.m.

## **I. Confirmation of a Quorum; Adoption of the Agenda, Regent Fortner**

Item I. B. 4) Tuition Differential Rates for Professional Programs Including Occupational Therapy was removed from the agenda to allow further review.

**Motion passed** unanimously to adopt the revised agenda (1<sup>st</sup> Gallegos 2<sup>nd</sup> Abeita).

## **II. Comments from Regent Advisors**

Faculty Senate, Richard Wood: Current proposal does fund the academic mission but does not shield employees from what amounts to a two percent reduction in pay and it gives Athletics somewhat special treatment.

Staff Council, Merle Kennedy: The legislature chose to swap their part of the commitment to PERA and ERB over to state employees again. They seem to intend to transfer the state higher education funding commitment onto students and parents. Staff is grateful for President Schmidly's proposal to cover the 1.75% "swap."

Regent Fortner asked David Harris and Andrew Cullen to meet with Mr. Kennedy in the next week to better understand staff concerns.

Regent Koch said the low pay for staff should be addressed next year regardless of what the legislature does.

GPSA, Lissa Knudsen: Student fees should not be raised by the BOR. Student fees and tuition should not be used to offset state cuts. UNM students graduate with the second highest debt load in the nation.

ASUNM, Lazaro Cardenas: In favor of a one year moratorium on raising student fees. The method of determining student fees needs to be reviewed and changed. Raising fees would go directly against the recommendation of the SFRB (Student Fee Review Board).

Parent Association, Maria Probasco: Alternative ways of funding IT, libraries, Johnson Center and Athletics should be found and used rather than increasing student fees.

UNM Foundation, Anne Yegge: The Foundation will redouble its fundraising efforts.

Alumni Association, Harold Lavender: The association finance committee is working to find ways to offset the lack of funding.

Deans Representative Dean James Linnell: The deans favor this budget proposal.

### **Comments from Regents**

Regent Abeita appreciates the input from all constituencies and recommends the process be used again in the next budget cycle.

Regent Wellman is in favor of a moratorium on raising student fees this year.

Regent Koch: There are economic problems at the federal and state level which cause the university to raise tuition and fees.

Regent Fortner said the governor is an ex-officio member of the BOR and can attend any meetings she would care to.

### Finance and Facilities Committee, Regent Don Chalmers, Chair

#### A. Consent Agenda (F&F meeting 4/11/11)

- 1) Approval of
  - 1) Capital Project for Computer Sciences Computer Lab
  - 2) Capital Project for Emergency Medicine Department
  - 3) Capital Project for Center for Molecular Discovery
  - 4) Capital Project for Tri-Services 3<sup>rd</sup> Floor Lab Renovation
  - 5) Architect Selection for Chemistry Department Renovation
- 2) Approval of Contracts
  - 1) UNM Financial Services-FY11 Financial Audit
- 3) Approval of
  - 1) Real Property Acquisition of 1401-A University Boulevard, NE

**Motion passed** unanimously to approve all Consent Agenda items (1<sup>st</sup> Chalmers, 2<sup>nd</sup> Koch).

#### B. Action Item

- 4) Approval of  
FY 2012 Tuition and Fees Subject to Amendment and Substitution by the Board of Regents.

President Schmidly presented budget scenarios of a 6.3% total tuition and fee increase (including a \$40 increase in fees) and a 5.5% total tuition and fee increase (no increase in fees). The state "tuition credit" is over 4%. The proposed tuition increase in excess of the tuition credit is barely more than the increase in the cost of living.

Regent Chalmers stated the F&F Committee recommendation is the 6.3% (a 7% increase in tuition and a \$40 increase in fees). Both proposals increase tuition by 7%.

President Schmidly confirmed to Regent Koch that no regent has asked him eliminate the Office of Equity and Inclusion or any other department.

Regent Gallegos said a plan should be in place on 7/1/11 to increase, by 1.5%, the pay of employees earning \$50 thousand per year or less.

Final budget approval will take place at the Board of Regents meeting on 4/29/2011.

**Motion failed** to increase tuition the necessary percentage to raise total tuition and fees by 5.9% (1<sup>st</sup> Koch, 2<sup>nd</sup> Gallegos). Voting aye Gallegos, Koch. Voting nay Hosmer, Chalmers, Abeita, Wellman, Fortner.

**Motion passed** to increase tuition the percentage necessary to raise total tuition and fees by 5.5% (1<sup>st</sup> Chalmers, 2<sup>nd</sup> Abeita). Voting aye Hosmer, Chalmers, Abeita, Wellman, Fortner. Voting nay Koch, Gallegos.

**Motion passed** to accept the fee schedule presented, subject to the changes passed in this meeting (1<sup>st</sup> Chalmers, 2<sup>nd</sup> Fortner).

### III. Public Comment

Megan McRobert, GPSA: Tuition and fees have increased steadily regardless of the economic climate.

Marsha Baumeister, staff: There is no division between faculty, staff and students as some media have reported. The decrease in take-home pay is demoralizing and causes hardships. Employees are willing to increase their contribution if it increases the solvency of the ERB, provided that the state holds up its end of the responsibility.

Chris Ramirez, graduate student: The Office of Equity and Inclusion is critical to the core mission of the university.

Benjamin Abbott read a statement from Helen Sobien, graduate student: recommended a full accounting of Athletics revenue and spending and a survey of interest in each athletic program.

Mary Clark read a statement from Linda McCormick, staff: There are 252 Grade 3 employees at UNM. They cannot afford an additional 1.75% deduction from each pay check.

Mary Clark, staff: The decision as to which employees should be compensated for at least part of the ERB "swap" should be made by grade rather than salary.

Susan McConaghy, staff: The Compensation Committee of the Staff Council has concrete suggestions they would like to present to the Regents, President Schmidly, and Human Resources for helping the lowest paid employees in a cost-neutral way.

Liza Minno Bloom, student: In favor of the Office of Equity and Inclusion, support for the working poor of UNM and the avenues for communication between Regents and students.

**IV. Vote to close the meeting and to proceed in Executive Session.**

**Motion passed**, with no dissenting votes, to proceed in Executive Session at 11:27 a.m. (1<sup>st</sup> Chalmers, 2<sup>nd</sup> Gallegos).

**V. Executive Session 11:30 p.m. – 12:30 p.m. Sandia Room**

- A. Discussion and determination where appropriate of threatened or pending litigation pursuant to Section 10-15-1.H (7) NMSA (1978).
- B. Discussion and determination where appropriate of limited personnel matters pursuant to Section 10-15-1.H (2) NMSA (1978).
- C. Vote to Re-open the meeting


**Motion passed** to re-open the meeting at 12:27 p.m. (1<sup>st</sup> Chalmers, 2<sup>nd</sup> Abeita).

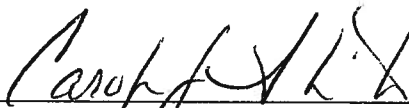
- D. Certification that only those matters described in Agenda item V. were discussed in Executive Session. If necessary, final action with regard to those matters will be taken in Open Session.

**Motion passed** to certify that only those matters described in Agenda item V were discussed in Executive Session and that no action was taken (1<sup>st</sup> Hosmer, 2<sup>nd</sup> Abeita).

**VII. Adjournment.**

**Motion passed** to adjourn the meeting at 12:28 p.m. (1<sup>st</sup> Wellman, 2<sup>nd</sup> Koch, Fortner, Chalmers/ Abeita, Gallegos, Hosmer ).

  
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 Regent Jack L. Fortner  
 President

  
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 Regent Carolyn J. Abeita  
 Secretary/Treasurer