

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

**December 12, 2006 9:00 am  
Student Union Ballroom B**

**ATTENDANCE:**

Regents present:

James H. Koch, President  
Jack Fortner, Vice President  
Sandra Begay-Campbell, Secretary-Treasurer  
Raymond Sanchez  
Rosalyn Nguyen  
John “Mel” Eaves (departed after Executive Session at 1:39 pm)  
Don Chalmers (departed after Executive Session at 1:39 pm)

Acting President present:

David Harris

Vice Presidents present:

Dr. Robert Katz, attending for Paul Roth, Executive Vice President, HSC  
Reed Dasenbrock, Provost and Executive Vice President of Academic Affairs  
Terry Yates, Vice President for Research and Economic Development  
Elisio “Cheo” Torres, Vice President of Student Affairs  
Michael Kingan, Interim Vice President of Advancement  
Carolyn Thompson, Interim Vice President of Human Resources

University Counsel present:

Patrick Apodaca

Regents’ Advisors present:

Virginia Shipman, Faculty Senate  
David Groth, President, Staff Counsel  
Joseph Garcia, President, GPSA  
Brittany Jaeger, President ASUNM  
Roberto Ortega, President, UNM Alumni Association  
Robert Bovinette, Chair, UNM Foundation

Guest:

Michael Daly, CEO, City Covington, Mesa del Sol

Others in attendance:

Members of the administration, faculty, staff, students, the media and others.

Regent Koch presided over the meeting and called the meeting to order at 9:00 am.

**CONFIRMATION OF QUORUM and APORTION OF AGENDA, Regent Koch**

**Motion approved** unanimously to adopt today's agenda (1<sup>st</sup> Sanchez, 2<sup>nd</sup> Eaves).

**APPROVAL OF SUMMARIZED MINUTES OF THE NOVEMBER 14, 2006 UNM BOARD OF REGENTS MEETING**

**Motion approved** unanimously to approve the Summarized Minutes of the November 14, 2006 UNM Board of Regents meeting (1<sup>st</sup> Fortner, 2<sup>nd</sup> Nguyen)

**PUBLIC COMMENT:**

- A full presentation will be made at the January 9, 2007 Board of Regents meeting by citizen representatives groups wishing to present. Their presentation will be an agenda item. Jeanne Pahls and Terry Riley agreed. Students will be providing public input this afternoon.
- Lorna Clark, citizen, alumnus, commented that she attended the Reliable Replacement Warhead (RRW) Presentation. I am a technical writer and an alumnus of UNM. I looked at the PowerPoint presentation; it had grammatical, spelling, and punctuation errors. It was badly organized. It was just sloppily put together. These people who did this presentation have no respect for their audience. They have disdain for their audience. It bugs me that you want to collaborate with people who have disdain for you.

**ADMINISTRATIVE REPORT, Acting President David Harris**

- Some of the significant events that have occurred since the last board meeting are summarized as follows:
  - Melanie Sparks, our Bookstore Manager, was nominated as President Elect for the National Association of College Stores.
  - Three UNM staff have been honored for exceptional service during a ceremony for the Gerald May Award; the recipients are Kathy Gienger, Supervisor, University Libraries Print Resources Department, Josh Kavanagh, Associate Director, Parking and Transportation, and Summer Little, Program Services Coordinator, UNM Women's Resource Center
  - Carlos Ramirez, Executive Director of Los Alamos Branch, has announced his retirement effective August 1, 2007. He has been Executive Director for 17 years.
  - Ann Monson, Vice President for University Communications, resigned to take a position at Mesa del Sol.
  - The Fall Commencement Ceremony will be held this Friday at 6:00pm at the University Arena. We do expect to have 1,428 students receiving degrees and our speaker will be Supreme Court Justice, Pamela Minzer.

## COMMENTS FROM REGENTS ADVISORS

### Virginia Shipman, Faculty Senate

- One of the important activities of the Faculty Senate this past month was a retreat to review our policies and procedures and the committees we have. One of our concerns is to get more faculty involved. At the present time we have 27 committees, some of which have large memberships. We may have small oversight groups over each of the main areas that we define. Then as issues come up, proactively and reactively, we decide what is the best way to go. The main concern is that we want a lively, active involved faculty. We hope to be presenting at our January meeting, a draft from the various comments and work with the groups, to have something to start to do by the end of the semester, and have a new structure.

### David Groth, President, Staff Council

- Since the last meeting we have had two of our big award ceremonies: the Gerald May Award and a ceremony to recognize our past presidents of Staff Council. Many of the past presidents have stayed with the University.

### Joseph Garcia, President, GPSA

- I was with the HRT discussing the ten point agenda. They asked us at the end of the meeting to make a recommendation to the governor. The one I provided to the governor would be to create a stronger community at UNM, as well as, other campuses around the state. In regards to that, I specifically mentioned housing and how there is a lack of graduate housing at UNM. There is a strong need for housing for graduate students that is more apartment style. In addition, there should be more integrating within UNM and the city. I met with an analyst for Councilman Issac Benton, looking at housing in the area.
- I was at the open house for the master plan for the athletic complex, being a planner myself, I provided some recommendations to the planners, the architects, regarding intramural fields in the South Campus and potentially housing in the South Campus to integrate that area more and create a community and make people feel welcomed to the sports complex, so you have higher attendance. Regent Koch asked Joseph Garcia to work on this a little bit more and bring something before the Student/Academic Affairs Committee.

### Brittany Jaeger, President, ASUNM

- As a student who sat in one of the discussion panels, they got exactly what the students were saying about housing. Students want more apartment style housing, more things offered on campus like later hours of various buildings on campus, more recreation facilities. I think the housing survey really hit it right on the head.
- The ASUNM Lobby Committee had a reception right after the election in November. We had five legislators show up. This reception really showcased students on campus. It was a great time for student to talk to legislators.

- Another reception I went to was the Women's Legislative Reception. I got to take my mom to that reception. I thoroughly enjoyed that reception.
- I would like to thank Regents Sandra Begay-Campbell, Don Chalmers and Rosalyn Nguyen. I recognize that this is the end of your terms and hopefully I'll be able to work with all of you in the future. Thank you so much for all you do for the students.
- I wish all the students good luck on their finals.

Roberto Ortega, President, UNM Alumni Association

- The Alumni Association has a robust program going. We have several goals, one of which is to strengthen collaboration with all campus constituents to meet the needs of UNM. We hosted the Lobos for Legislation Luncheon, the focus was a women's legislative luncheon. The key note speaker was Dr. Mary Sue Coleman, the president of the University of Michigan.
- Last night we hosted a legislative home reception with three legislators present. One of the topics that came up was the idea of more campus housing.
- Our Washington DC reception will be held Tuesday, February 6<sup>th</sup>. We will provide details in the future.
- This week, on the 14<sup>th</sup>, our Executive Committee from the Alumni Association and the Foundation Board, will be having lunch together to discuss joint planning.
- Another goal we have is to foster enduring involvement with UNM and all its' colleges, schools and programs. We hosted the Campus Grads Alumni Faculty/Staff reception and at this event we collected hats, scarves and gloves to be donated to PB&J Family Services
- There will be a pre-game rally before the New Mexico Bowl on the 23<sup>rd</sup> of December. The event is scheduled between 12:00 pm – 2:00 pm.
- Another goal is to engage students in ways that will develop a life-time tie to the University. The Young Alumni Group will be having an event this Thursday at Hogdin Hall to kick-off the holiday season and to increase membership.
- In addition, one of our other goals is to expand the tradition of philanthropy toward and among UNM alumni. Our association, in concert with corporate sponsors, donated \$2,300 to a habitat for humanity project.
- Another goal we have is to communicate effectively with our diverse group of alumni. In the current issue of Mirage magazine, the cover story is about the popularity of UNM women's basketball. It also features articles about young alums.
- Another goal is our efforts to secure Hodgin Hall as a permanent home of the Alumni Association. We continue to plan how to carry this off and we are hoping through the Government Affairs Division of this institution that we will be included in the legislative priority list for improvements to Hodgin Hall next year.
- Finally, I will report that our social networking tool, called In-Circle, has been kicked off and we have 728 alumni registered.

- We also want to encourage community service and leadership among alumni and students, so we are actively working on the UNM Civic Engagement Pilot Program.
- Our Board of Directors meeting is scheduled for February 9<sup>th</sup> and our Alumni Annual Awards Banquet will be held on February 8<sup>th</sup>.

Robert Bovinette, Chair, UNM Foundation

- The Foundation continues to be hard at work raising private support for the University on the one hand and overseeing the investment performance of the consolidated investment fund on the other hand. On the fundraising side, to date, we have raised \$17.1M dollars; that is 28% of our goal. We expect a lot of money to come in before calendar year end. The report in January should be even more robust.
- In the hope that the state of New Mexico will enact legislation to match private gifts for faculty support, we are making efforts to secure pledge commitments for faculty professorships, chairs and fellowships. With this initiative we expect to be in the best possible position to utilize matching funds and to illustrate the outcomes possible when you combine private support with matching state funds.
- We have five firm commitments from major donors ranging from \$250K to \$1.1M. These pledges support a number of academic disciplines. Because some of these gifts are contingent upon state matching funds legislation, we have not included them in the gifts totals we have reported to you.
- On the investment side, our general investment policy is structured around the concept of complimentary managers who are responsible for specific asset categories and investment management styles. As of the end of October, the market value of the consolidated investment fund was \$282M versus \$266M at July 1<sup>st</sup>.

**COMMENTS FROM REGENTS**

- Regent Begay-Campbell stated that it has been an honor to serve on the Board of Regents for the past six years, so we will see what happens, but thanks very much.
- Regent Koch stated that only the student regent will definitely be leaving the Board of Regents, the student regent term ends at the end of this month. She is the only one not eligible for re-appointment.
- Regent Eaves stated that Sandra brought a Native-American perspective and he doesn't know what it would be like to be a regent without having that perspective, it is very refreshing and very important for this institution. Sandra has brought that very special quality to this Board, she works hard, she brings the feminine viewpoint as well, and the engineering viewpoint. I have enjoyed working with Sandra. She is a very competent, dedicated regent. She deserves to be re-appointed. Rosalyn is the latest we had in some outstanding student regents. Our student regents have been very effective. I don't think of you as a short-time student regent, I think of you as a full-blown regent because that is what you are. I want to thank both of you for your service.

- Regent Koch stated that they will be recognizing Rosalyn Nguyen in 2007.

**CONSENT AGENDA:**

**FINANCE & FACILITIES COMMITTEE, Regent Eaves**

- Regents Eaves asked if any of the Regents would like more information on any of the items on the consent agenda or would like any item removed for separate action.

**Motion approved** unanimously to approve the action items that have been recommended to the Board of Regents by the Finance Committee. (1<sup>st</sup> Koch 2<sup>nd</sup> Begay-Campbell)

- Regent Eaves asked Kim Murphy to speak about the lease purchase of the former social security building. Kim was asked to negotiate an 18-month-option, rather than a 12-month-option to give the University more time to decide how to fund the building.
- Kim Murphy handed out the material presented before the F&F Committee. He annotated in written form the changes to the proposal that had been negotiated. The purchase price will stay at \$7.7M; that compares to an appraised value of \$7.8M. The appraisal date was June of this year. There is an option fee based on \$70k per month for the lease term and it would accrue and be payable in the event the University did not purchase the property. For the 18 month term, that would be \$1,260,000. The commencement date will be November 1<sup>st</sup> of this year. Initially, a major tenant of the facility will be the Albuquerque Institute for Math & Science @ UNM. We need to renovate approximately 26,000 square feet for them so they can occupy that space by August of next year. Additionally, the business units of the hospital are currently in leased space elsewhere; we are working on a plan to move them into the facility as soon as possible to lower their occupancy costs. We have an opportunity to phase the renovation of the property as units are available and free to move in to the facility.

**Motion approved** unanimously to approve the amendments made to the proposal for the former social security building purchase. (1<sup>st</sup> Eaves, 2<sup>nd</sup> Sanchez)

**UNM WEST @ RIO RANCHO, CAMPUS PLANNING & VISION STUDY, Roger Schluntz**

- With the faculty of the School of Architecture and other members of the University community, we undertook a process as preliminary to a master planning exercise.
- UNM West campus will be located next to the new Rio Rancho Town Centre. The UNM campus will occupy 222 acres. The American campus embodies a unique sense of place. One that is repository for the values and aspirations of a culture. The University campus provides a setting that is capable of amplifying the critical relationships between environment and learning. Each campus is a

landscape of learning and has the ability of contributing to the education and research missions of an institution. The well-designed campus is a crucible for facilitating and enhancing social engagement. It will encompass a variety of events and experiences, formal and informal interactions. To paraphrase Winston Churchill, “We shape our buildings and henceforth they shape us.” The power of design can have an enormous physiology and psychological impact on an individual’s well-being. In this case, of the University campus, it is able to provide the backdrop for collective purpose that transcends the sum of the parts. With Sandia Mountains serving as a stunning, mystical backdrop to the campus in this extraordinary high desert setting, we understand that we have a very difficult task of creating a unique sense of place. This is made somewhat less difficult in this wonderful climate and region.

- The charrette itself, the visioning workshop, was comprised of a number of faculty members, six or seven visitors from out-of-state, urban designers, several of the University staff members, and students. In addition to the “core team” for the design activity, a number of other professional consultants from local firms that have been doing work in Rio Rancho, staff members from the City Rio Rancho and staff members from Physical Plant and Facility Planning.
- Campuses don’t happen overnight. In Rio Rancho we are faced with a vast landscape, undisturbed, that we will make a mark and from that mark we will proceed henceforth for the next probably 200 years. We began our exercise with a tour of the site on November 12<sup>th</sup>. We met with the City of Rio Rancho officials. We met with the Provost and discussed what the interests were of the various academic divisions.
- The first task at hand, and what the Regents will have to address, are the guiding principles and policies. What is the character of the campus to be in terms of its pedestrian environment? How will this campus be a demonstration project for the entire state of New Mexico of best practices for a sustainable future? We have a long series of short-term, mid-term and long-range policies that we will try to distil further. It is important to realize, this will be an urban place; it will not be a desert forever.
- We will continue to work with the City of Rio Rancho and looking at ideas for their downtown development. They are interested in creating a pedestrian environment, high intensity use, low rise buildings, the main street is already constructed, and efforts are underway to continue with the master plan.
- It is not a flat site, there is wonderful topography. The City of Rio Rancho now has a future high school that will be under construction within six months, a mile east to the campus. The area between the site and the future high school, the city is trying to redevelop a commercial, high residential district area. Over the ridge, just to the west, you will see northern meadows and a considerable amount of development. To the north of our site, are lands that are owned by the state land office. This area will probably be high density residential or at least more than single family residential. Immediately to the east, there are 40 acres that the University did not acquire that we had hoped to acquire for Health Sciences. This area will be developed by a master developer for the state land office for high density commercial activities.

- The teams divided into five different groups. They worked collectively and individually; they came up with four different schemes.
- The City of Rio Rancho will develop a transit center; it may be 30 – 50 years. There will be structured parking cooperatively with the city.
- With the 222 acres in Rio Rancho, I think the University of New Mexico has been given an enormous opportunity to get it right. It is unprecedented in public higher education in this state.
- There are three critical elements that need to be defined: the academic program, the facility program and the site program. The other primary undertaking will be the development of a financial implementation plan. We also have to hire a campus planner; this process alone will take over a year.

### **MESA DEL SOL FILM SCHOOL UPDATE, Michael Daly, Dr. Chris Mead**

- Michael Daly gave a PowerPoint presentation to the Board of Regents. The opportunity we have here is the Albuquerque studio sound stages, eight sound stages; the largest sound stage in North America. These two buildings represent post-production. There will be full production offices along the town square. This is where the digital media company is slated to be. We plan on re-locating our headquarters and our first office to sell homes right here at the base of the triangle. We will have short-term apartments for production crews. We have it all, studio, residential, commercial, and post-production.
- The Chair in Film/Media was the first step in an academic partnership. We will give students hands-off experience.
- There are about ten major film schools in the country.
- We are trying to create a model for inter-disciplinary education; what education will look like in the 21<sup>st</sup> century. This program gives us an opportunity to do this. If we do it right, we will give our students the necessary critical, creative and technical skills to apply digital technologies in both innovative and productive ways. Our basic idea is that digital technologies are so new; they aren't part of the academic tradition, so they really open new ways of thinking about education.
- We are going to accomplish four immediate objectives: develop a systematic inter-disciplinary program, build a local film and digital media industry that uses the unique cultural diversity of New Mexico, train students for professional careers with a BFA/BA/BS and MFA/MA/MA programs, and foster research by generating \$3M annually.
- We have developed partnerships. We have recently signed an agreement for a Mesa Del Sol Professorship/Chair in Film and Digital Media. This endowed chair will be the glue to hold the program together. It has two purposes: we plan to recruit a nationally prominent expert in film and digital media, and we are planning to build on our partnership with Forest City Covington by considering the new possibility of a new building for the Film and Digital Media program located at Mesa del Sol.
- There are a series of professional partnerships facilitated by Forest City Covington. The first one is with Albuquerque Studios, which gives the students access to their sound stages. Parallel to what Albuquerque Studios offers, is some

exciting discussions we have been having with Sony Image Works. Sony Image Works is a division of Sony Pictures Entertainment, they focus on digital animation. They have invited us to apply to their Image works Professional Academic Excellence Programs (IPAX). They partner with a select group of ten universities around the country. They also provide faculty fellowships.

- We have been paying attention to the Media Industries Strategy Project, which is part of the state of New Mexico economic development plan. It laid out two strategic niches: #1 Promote the creative development, production, and distribution of cutting-edge media in all forms, and #2; Create a laboratory for the fusion of technology, art, science, and commerce.
- The first phase, we established the ARTS lab with a \$3M grant from the state of New Mexico. The second phase, the Regents have approved the \$4.7M legislative priority request.
- The program we are talking about is inter-disciplinary. It begins with a very strong partnership between the College of Fine Arts and the School of Engineering. We have brought together some 50 faculty from seven UNM schools and colleges on the Main Campus. We have identified a film and digital media common core of 24 hours that all students would be required to take, regardless of what school they were in. Depending on the school, they would then pursue major tracks. At the end, they would be brought back together for a six to nine hour capstone course. They would have to work collaboratively on projects.

**Motion approved** unanimously to approve the land exchange, to secure that parcel of land for the film program. (1<sup>st</sup> Koch, 2<sup>nd</sup> Eaves)

- 50 students will be admitted to the program each year, in four years, there will be 200 students in the program. Some of the apartments in Mesa del Sol will be reserved for students.

### **ACADEMIC EXCELLENACE IN INTERCOLLEGIATE ATHLETICS, Breda Bova**

- When Paul Krebs was hired as the Athletic Director, one of the first things he wanted to get his arms around was some of the issues around our low graduation and retention rates.
- As background, the NCAA had issued two reports; one report was the APR (Academic Progress Report). This report is a number that takes into consideration student athletes who leave the program. We didn't do very well on this report. The second report is the GSR (Graduation Success Rate). This looks at a four year cohort over a six year period. It looks at what happens to those students as they move through the pipeline. These are scholarship student athletes. We didn't do very well on this one.
- Paul Krebs put together a committee that had faculty, students, a representative from the provost office, and coaches. We came up with three goals: 1.) Learner Success – provide effective services that increase student-athlete retention,

graduation rates, and academic success in the learning environment; 2.) Cooperation and Collaboration – build an environment that fosters effective communication, collaboration, and efficient coordination among academic units as they relate to student-athletes; 3.) Enhancement, Pride and Recognition – increase opportunities to establish traditions, promote pride and enhance the image of UNM student-athletes.

- Bottom line is developing some standard operating procedures for all of these areas. We will be back to you when the full plan is completed.
- Paul Krebs commented about some of the initiatives mentioned by Breda Bova.
- From the day I interviewed on campus, including my hiring process, we have discussed our need to improve our academic performance. The recent negative publicity strengthens our need to improve the academic performance of our student athletes in the classroom. There really are no excuses. We need to do a better job graduating our student athletes. The overall GPA of our student athletes is 3.0, which would suggest there are some issues with retention.
- We have to make changes, what we are doing is not working. We are beginning to implement these changes. We have waited for this report so we have data, so we are not just operating based on assumptions, but we have specific data.
- Provost Dasenbrock commented they will work with Athletics to design a summer bridge program.
- NCAA has instituted a series of rules over the last two to three years where you have to make progress towards a degree.
- The single biggest affect on the budget will be additional summer school financial aid. We are looking to hire a psychologist to work with our student athletes relative to adjustment and a number of personal issues. The data that we have studied suggest that student athletes tend to leave the University for reasons other than athletics. We need to help our students adjust to being on a campus and the challenges of managing time and the pressure being a student athlete.

**Motion approved** unanimously to endorse this program. (1<sup>st</sup> Koch, 2nd Fortner )

### **APPROVAL OF RESOLUTION RE: ASM AUDIT AND COMPLIANCE WITH POLICIES**

#### **Resolution Regarding Compliance with Extra and Outside Compensation Policies**

WHEREAS, the University’s Department of Internal Audit performed an audit (the “Audit”) to determine whether processes of the Anderson Schools of Management (“ASM”) for outside employment and extra compensation paid by the University comply with University policies and whether ASM faculty compensation and related course loads comply;

WHEREAS, the audit identified, among other things, certain instances of non-compliance by faculty members with University policies limiting a faculty member’s permissible outside employment and work time for extra compensation to 39 days during the contract period (the “39-day rule”);

WHEREAS, the University's Director of Internal Audit presented a report on the Audit to the Board of Regents' Audit Committee, and the full Board, and the Audit Committee on November 10, 2006, and the full Board on November 14, 2006, accepted the Audit report;

WHEREAS, the Faculty Senate Operations Committee reviewed the Audit and, upon the Operations Committee's recommendation, the Regents appointed and charged a committee to be chaired by Dr. Virginia Shipman with the task of reviewing existing University policies relating to outside employment and extra compensation in the light of the Audit and recommending appropriate changes;

WHEREAS; a faculty member's primary responsibility is to the University.

NOW, THEREFORE, BE IT RESOLVED:

1. Compliance with the 39-day rule policies will prevent any significant conflict from arising with a faculty member's teaching of classes, holding office hours and carrying out other assigned academic duties and commitments to the University.
  2. In the light of the findings of the Audit, University faculty members shall strictly comply with applicable University policies, including Regents' policies and the Faculty Handbook, relating to the 39-day rule and other applicable policies relating to outside employment and extra compensation.
- Regent Koch commented that some of the deans of already requested an exception to the 39-day rule. We are going to stay on the 39-day rule until the faculty recommends something different.
  - Virginia Shipman commented that the various aspects related to this will be discussed at their first meeting tomorrow.
  - There are some positions at the medical school where this does not work.
  - All this does is simply state our existing policy. What is our position on the existing policy? Disregard it?
  - When the Audit Committee looked at this and the report came to us, it was very clear that the actual language itself was ambivalent and not clear. The president decided to have a task force to clarify the language. I don't believe by not voting on this at this time that we are sending a message go ahead and do this. It's got to be cleared right now with their deans, and their dean's better be very careful about allowing this. I worry about Health Sciences. They fall under this same rule. I agree with you Mr. President that we put this off until January.
  - Patrick Apodaca commented that this Resolution does discuss the treatment of the HSC side. This Resolution does recognize that, it refers to applicable 39-day rule policies and other applicable policies on outside employment. The concept being that if the 39-days does not apply to you because you are on the HSC side. They have a different number of days.
  - We are going to move this aside and discuss it.

- Regent Eaves suggested passing a Resolution firmly stating the faculty member's primary responsibility is to the University and we expect there will be no abuses of that 39-day rule while the committee is working.
- Regent Koch said while we have Executive Session, if you bring back to us a Resolution to look at with what Mel has indicated, I would appreciate it.

**ANNUAL MEETING OF THE REGENTS OF THE UNIVERSITY OF NEW MEXICO AS THE MEMBER OF LOBO ENERGY, INC., Steve Beffort**

**Motion approved** unanimously to approve the Summarized Minutes of December 13, 2005 meeting. (1<sup>st</sup> Chalmers, 2<sup>nd</sup> Koch)

**Motion approved** unanimously to approve the External Audit for FY ending June 30, 2006 of Lobo Energy, Inc. (1<sup>st</sup> Chalmers, 2<sup>nd</sup> Koch)

**Motion approved** unanimously to go into Executive Session at 11:45 am. (1<sup>st</sup> Sanchez 2<sup>nd</sup> Begay-Campbell)

**EXECUTIVE SESSION:**

Discussion and determination, where appropriate, of limited personnel matters pursuant to Section 10-15-1 H (2), NMSA (1978).

Discussion and determination, where appropriate, of matters subject to attorney-client privilege pertaining to threatened or pending litigation pursuant to Section 10-15-1 H (7) NMSA (1978).

Discussion and determination, where appropriate, of purchases, acquisition or disposal real estate pursuant to Section 10-15-1 H (8), NMSA (1978).

**OPEN SESSION:**

**Motion approved** unanimously to re-open meeting at 1:39 pm. (1<sup>st</sup> Sanchez 2<sup>nd</sup> Begay-Campbell)

Certification that only those matters described in Agenda Item XIII, were discussed in Executive Session and if necessary, ratification of actions, if any, taken in Executive Session.

**Motion approved** unanimously to ratify any actions taken in Executive Session. (1<sup>st</sup> Koch 2<sup>nd</sup> Begay-Campbell)

**HEALTH SCIENCES CENTER EXECUTIVE VICE PRESIDENT'S REPORT,**  
**Dr. Robert Katz (attending for Dr. Roth)**

- Based on some research done at UNM and New Mexico State, publications have appeared in Science & Nature cell biology.
- The deadline for the BA/MD program for the second class was December 1<sup>st</sup>. Applications are up from 141 to 185 for the second class. The Selection Committee will begin their work of selecting the 30 candidates.

**Motion approved** unanimously to approve the revision to UNM Hospital Service League Bylaws. (1<sup>st</sup> Fortner, 2<sup>nd</sup> Begay-Campbell )

**Information Items:**

- HSC Legislative Requests – the only change since you approved them was a clarification in the nursing program. It includes our agreements with the branch campuses. You will see the wording for the justification for the pediatric oncology request for \$400k. Other than that, the priorities are the same as you approved in June.
- Capital Outlay Status Reports – Phase I for the HSC Education Building is completed. The students will be occupying the building by January 3<sup>rd</sup>. The funding for the second phase has been completed. The Cancer Research & Treatment Center bidding for Phase II will start in January. The UNM Hospital expansion will be totally complete by April 5<sup>th</sup>. We are still on budget for the project.
- Hospital-Pavilion Mobilization Plan – we are planning on moving into the new building by mid-April. The big items we have to prepare for are equipment acquisition, moving patient safety, staff preparation, and the move schedule. The equipment is now being delivered. We are using a warehouse to store it. For patient safety, we are working and practicing with the nursing staff on how we will move patients into the new building. Most of the patients we expect to move on April 14<sup>th</sup>. The operating rooms will open on the 23<sup>rd</sup>.
- Patient Satisfaction Scores – the in-patient score has dropped in the quarter, probably due to dramatic increase census. We have 6% more patients in hospital then we had last year at this time. This has really stretched our capacities. The emergency room scores increased. Ambulatory scores have dropped. Out-patient scores are the same. The biggest items identified were staff addressed emotional needs and responses to complaints. We are going to make some changes to how we are doing the survey. We have developed special training programs for our staff to be more sensitive to the needs of the patients.
- HSC Financial Report – down the left side to net income. The School of Medicine shows \$153 in positive net income, College of Nursing at \$71k, College of Pharmacy shows a lost of \$349k (the entire amount is a transfer to plant funds), the UNM Hospital is showing a positive of almost \$500k, the library is at \$205k positive, HSC Administration shows \$2.893, that gives us a total positive of

\$4.168M through the first quarter. There is almost \$2M positive in Clinical Operations driven by the School of Medicine.

- Medicaid Expansion Impact – this surrounds Governor Richardson’s press release dated July 20<sup>th</sup>, which he presented a five point plan to cover all New Mexicans. Point 3 is that he would cover low income adults up to 100% of the federal poverty level with Medicaid. How would this effect the UNM Health Sciences Center? It could affect HSC for as little as \$9M additional cash or as much as \$15M additional cash. Point 4 is to expand state coverage initiative to cover adults to 300% of federal poverty level. We could have an additional \$10M depending on how many enrolled. With the governor’s plan we could get another \$9M, up to a total of \$24M. We are very much in favor of the governor’s plan
- AIPC Meeting – there was a meeting held, led by Dr. Roth, attended by a couple of the Regents with the American Indian Pueblo Council. It was held on November 3<sup>rd</sup>. Page 3 has a score card of responses we made to the lease requirements. A lot of the meeting revolved around the 100 bed responsibility of UNM with the tribes. We setup additional meetings.
- UNM Hospitals Financial Dashboard Report – no additional information. Tab 17, this is a Dashboard that we present to our board on a monthly basis; this is specifically related to the hospital. Regent Koch commented that this is information that should come from Health Sciences and be reported to the Regents so they can take a look at it. Steve McKernan stated he would be happy to report this on a monthly/quarterly basis.

**Motion approved** unanimously to approve the permanent appointments for medical staff (1<sup>st</sup> Fortner 2nd Begay-Campbell)

**Motion approved** unanimously to approve the reappointments for medical staff. (1<sup>st</sup> Fortner 2nd Begay-Campbell)

**ACADEMIC/STUDENT AFFAIRS & RESEARCH COMMITTEE, Regent Sanchez**

- For Fall 2006, we have 980 Bachelor’s, 345 Master’s 70 Doctorate’s, 15 JD’s, 1 MD, 10 PharmD’s, and 7 others, for a total of 1, 428 graduates.

**Motion approved** unanimously to approve the Fall 2006 degree candidates. (1<sup>st</sup> Nguyen, 2<sup>nd</sup> Fortner)

**FINANCE AND FACILITIES COMMITTEE, Regent Eaves**

- The next meeting is December 21<sup>st</sup>, 2006.

### **Contract for Acting President David Harris, Regent Koch**

- The Regents have amended David Harris’s contract. His contract expires on June 30th of next year. Regent Koch read the position description. We built into the contract, an at-will contract, with a 120-day notice. There is a 120-day written notice that can be given by either party. His contract would not be bought out. His compensation will be the same. David’s contract does expire in June. The latest he would probably want to be here is August. We will add \$15k a year to his deferred comp.

**Motion approved** unanimously to approve the amended contract for Acting President David Harris. (1<sup>st</sup> Koch 2<sup>nd</sup> Begay-Campbell )

**Motion approved** unanimously to approve adding \$15k a year to David Harris’s deferred compensation. (1<sup>st</sup> Begay-Campbell 2<sup>nd</sup> Sanchez )

- David Harris stated that he is removing the “Interim” from Michael Kingan’s title and naming him as permanent Vice President of Institutional Advancement.

**Motion approved** unanimously to approve removing the “Interim” from Michael Kingan’s title and naming him as permanent Vice President of Institutional Advancement. (1<sup>st</sup> Fortner 2<sup>nd</sup> Sanchez )

### **AMENDMENT OF REGENT’S POLICY 3.3 RELATING TO APPOINTMENT AND TERMINATION OF KEY ADMINISTRATORS**, Patrick Apodaca

- The language has been clarified that whoever the new president is, he/she will have the authority and the ability to run the University.
- Section 3.3 of the Regents Policy Manual identifies key appointments that the president can make. The current policy requires the president to make those appointments in consultation with the Board and with the prior approval of the Board. The proposed change would eliminate the prior approval requirement.
- The president would now just inform the Board of Regents prior to appointments, etc.

**Motion approved** unanimously to approve the revisions to Regents Policy 3.3. (1<sup>st</sup> Sanchez 2<sup>nd</sup> Chalmers)

### **PUBLIC INPUT, Regent Koch**

- Sebastian Pais, Student – after several meetings, a group of students of different ethnic backgrounds have concluded that the important concept to keep in mind during the election of the president of the University is that the president must be able to understand, communicate, and satisfy the demands of all ethnic groups with equal passion and effort. In addition, this person must be able to work for

and with all ethnic groups to ensure their freedom and safety at all times. The students don't care about the ethnic background of the future president, as much as his capacity to perform these duties. We believe the president should have the capacity to be alarmed with the presence on campus of people like Andrew Ross and his ideology of American dominance. The United States should lead the world to a more peaceful time. Nuclear weapons, development of nuclear energy and all related research will not make me and my peers any smarter, that it will lower tuition, that it will risk my life or of anyone on earth. If these three points cannot be accomplished by UNM, UNM should end all research in this field. Just as a reminder, the U.S. is a party of the 1970's Nuclear Nonproliferation Treaty; an agreement that calls for the elimination of nuclear weapons. We should be eliminating them not planning for more. UNM should not be part of breaking this sacred international commitment. My final words are to address an issue that touches the very core of our rights, today, December 12, 2006, I would like to give my apologies to Bob Anderson for lack of response from the student body in his favor. I know there are a large number of students who support his action and his cause. I know most of the students are concerned about freedom of speech on this campus. It is scary to know that someone like Bob might be forcible taken down, injured, and taken to jail for speaking out. Or the case of a 70 year old woman who was advised by one of the police to stay quiet if she didn't want to undergo the same treatment. As a student of the University of New Mexico, I apologize for these awful events. In addition, many students feel that since UNM is not apologizing to Bob Anderson for banning him from campus, and all other problems caused to him, we should to do it in the name of UNM. We ask all community members to come to UNM at any time knowing that the student body is going to be behind any time of peaceful action, especially those that help create an awareness of important topics like the production of weapons of mass destruction at UNM or any other place in the world. The students know that this is not for us or future generations. We should set a higher standard for civic engagement in every level of our society and political process. For us, the future generations of the state; and for them we speak out today, on behalf of a healthy world, and the proliferation of educating peaceful beings, not of warheads and nucs.

- Alicia Castro, student, newly elected Senator of ASUNM – I am here today to articulate my position on the current presidential search. It is crucial to both the University and the greater New Mexican community that the new president of UNM understands the social and cultural dynamics of New Mexico. Therefore, I find imperative that the search stay within New Mexico. A president who is able to comprehend the educational structure of new Mexico public schools and who realizes the kind of students that arrive at UNM will have a better knowledge of what New Mexicans need in order to succeed in higher education. Furthermore, UNM students need a president who understands the historical context of identity and culture within New Mexico, as well as the current immigration situation that has creating new variables for higher education, education institutions and public schools around the state. As a current student of UNM and as a native New

- Mexican, we are at a critical time in history where it is imperative to have a president that understands the complexity of New Mexico as a whole.
- Issac Padilla, student – I am working on a PhD in Economics, I was born and raised in New Mexico. Been on campus and meeting with some of the organizations on campus. I met with the Athletics Department, met with CAPS, met with Career Services and I intend on meeting with other organizations because I am a member of the Student Fee Board. There is an artificial wall built up around the University, it starts on Central and goes to University, Gerard and Lomas. North Campus does not have this problem; they are providing services to the community, especially with the hospital. This part of the campus is not reaching out to the community. I would like to see the campus do that, so the community can see that we are an asset. Most people see us to be a cost. They say that the only persons receiving benefits from the University are the students. Some friends voted no on the bond because they say they are not getting anything out of us. I would like to see us extend services off-campus. I work in the high schools here as a substitute teacher. I see what they need and they need help from us. We have expertise, we can help with tutoring, and we can help with recruiting students to come onto campus. I know the University is trying to make strides in graduating more minorities and if we don't actually succeed our state is going to suffer. In economics you see that human capital is essential to draw jobs to the state and the fastest growing population in the state is Hispanic. If we don't educate these people, get them Master's degrees and PhD's, our state is going to suffer. So I would like to see the Regents address some of these issues in the future. Last year, we graduated 18 out of 181 PhD's, that were minorities, that's 8%. The population of the city itself, the state is close to 50%. Regent Koch welcomed Issac Padilla to review the brochure with numerical data on graduation rates and minority statistics.
  - Cheryl Hunt, Native American student from the College of Education – I am here to let you know about an organization that I am vice president of, the Society for Native American Graduate Students. We had a dialogue about a month ago about how do Native American graduate students give back to their community. It was a project we put together from a number of discussions. How do we go back to our community and provide some input with the degrees that we have, the skills we have learned, and the experiences we have. What is it the communities are concerned about, what would they like to see and how can we bridge those gaps, rather than put aside or ignored. We had about 20 people present, and we had representatives from the community that came in, and representatives from some organizations in Albuquerque of higher education, and they gave us their perspective regarding the quality of education. They are also concerned about the characteristics of the individual. Those students that go back and become a bridge, a partnership with the tribal leaders; that they become representative of the community. They are representative of the families that are there, the programs that are there. Some of the students go back during the breaks or the summer and they communicate with families, they communicate with programs on the reservations and ask them what is it you need. What we are trying to do here on campus with our organization is provide this forum so we can reach out to our

graduate students here, our Native students here, and have them come up and listen and express their ideas. We are dialoging on campus and providing networking. Last month was Native American Heritage Month and the organizations came together to celebrate our heritage and our culture. We received a lot of support from different departments. We would like to ask for continued support for Native American programs and Native American faculty.

**Motion approved** unanimously to adjourn the meeting. (1<sup>st</sup> Chalmers 2<sup>nd</sup> Fortner )

Meeting adjourned at 3:15 p.m.

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Regent James H. Koch, President

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Regent Sandra Begay-Campbell, Secretary,  
Treasurer