



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

**AGENDA**

**Select Committee on Florida Polytechnic University**

**Cohen Center Ballroom**

**Florida Gulf Coast University**

**Fort Myers, Florida**

**January 15, 2014**

**2:00 p.m. - 3:00 p.m.**

**or**

**Upon Adjournment of Previous Meetings**

**Chair: Mr. Tom Kuntz**

**Members: Link, Morton**

1. **Call to Order and Opening Remarks** **Governor Tom Kuntz**
  
2. **Approval of Committee Meeting Minutes:** **Governor Kuntz**  
Minutes, [May 23, 2012](#)
  
3. **Florida Polytechnic University Implementation Update** **Ms. Ava Parker**  
*Chief Operating Officer,  
Florida Polytechnic University*
  
4. **Closing Remarks and Adjournment** **Governor Kuntz**

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
Select Committee on Florida Polytechnic University  
January 15, 2014**

**SUBJECT:** Approval of Minutes of the May 23, 2012 Committee Meeting

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**PROPOSED COMMITTEE ACTION**

Approval of summary minutes of the meeting held on May 23, 2012 at Daytona State College.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

Committee members will review and approve the summary minutes of the meeting held on May 23, 2012 at Daytona State College.

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**Supporting Documentation Included:** Minutes, May 23, 2012

**Facilitators/Presenters:** Governor Kuntz

MINUTES  
STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
SELECT COMMITTEE ON FLORIDA POLYTECHNIC UNIVERSITY  
HOSSEINI CENTER BALLROOM  
DAYTONA STATE COLLEGE  
DAYTONA BEACH, FLORIDA  
MAY 23, 2012

*Video or audio archives of the meetings of the Board of Governors  
and its Committees are accessible at <http://www.flbog.edu>*

1. Call to Order

Governor Mori Hosseini, Chair, convened the meeting of the Select Committee on Florida Polytechnic University at 10:06 a.m. Members present were Dick Beard and Norman Tripp.

2. Approval of Committee Minutes from January 12, 2012

Mr. Tripp moved that the Committee approve the Minutes of the meeting held January 12, 2012 as presented. Mr. Beard seconded the motion and Chair Hosseini concurred.

3. Opening Remarks

Chair Hosseini welcomed all attendees to the meeting, including University of South Florida (USF) Board of Trustees members Steve Mitchell and Byron Shinn, USF President Judy Genshaft, and key transition staff from the USF; Provost Joe Glover and a representative from the General Counsel's office from the University of Florida (UF); and Provost Steve Hull from Polk State College representing President Eileen Holden. Chair Hosseini also welcomed USF Trustees Brian Lamb, Stephanie Goforth, and Jordan Zimmerman, who were participating by phone.

Chair Hosseini explained that Senate Bill 1994 immediately established Florida Polytechnic University when Governor Rick Scott signed it into law in April. The Select Committee's focus is now on ensuring a successful transition, including a USF teach-out program and the establishment of Florida Polytechnic's Board of Trustees.

Chair Hosseini recognized Mr. Frank Brogan, Chancellor of the State University System (SUS), for opening remarks. Chancellor Brogan affirmed the Board of Governor's commitment to developing a new plan and timeline to produce a quality university.

Chair Hosseini recognized Mr. Lamb to speak. On behalf of the USF Board of Trustees, Mr. Lamb gave his commitment to the creation of Florida Polytechnic and the support of their developing Board of Trustees and its autonomy.

Chair Hosseini recognized Dr. Genshaft to speak. Dr. Genshaft affirmed USF's desire to make the transition set in motion in April as transparent and seamless as possible. She mentioned the uncertainty staff at USF Lakeland had concerning their jobs, but promised those staff members they would have their jobs until at minimum July 1<sup>st</sup>, 2013. At the time of the Committee meeting USF was in the process of a "teach-out," offering summer school at the USF-Polk State College joint campus.

Chair Hosseini invited Ms. Vikki Shirley, General Counsel for the Board, to provide an overview of Senate Bill 1994.

#### 4. Overview of SB 1994

Ms. Shirley explained that Section 1 of SB 1994 outlined the criteria of university independence and sets the date for independence as December 1, 2016. Ms. Shirley further explained that Section 2 concerned the transfer of assets from USF to Florida Polytechnic; Section 3 authorized the new university to certify a university foundation; Section 4 invalidated all Memorandum of Understanding between USF and USF-Polytechnic; and Section 5 required USF to obtain consent from the FCC and any third parties to facilitate the transfer of a broadband service station license to the new university and that process cannot begin until a Florida Polytechnic Board of Trustees has been established. Ms. Shirley clarified that UF and Provost Glover will provide the new university with assistance for hiring, training and accreditation, then outlined the sum of funds allocated by SB 1994.

#### 5. Governance and Legal Issues

Ms. Shirley reminded the room that the Board is constitutionally responsible to oversee many aspects of the creation of the new university, including the setting of its mission and the creation of its Board of Trustees, which will then be responsible for hiring an interim president and conducting a search for a full-time president.

Mr. Beard asked Ms. Shirley what would happen with decisions and university functions until the new Florida Polytechnic Board of Trustees is put into place. Ms. Shirley replied that the Board of Governors has constitutional authority to provide guidance and appropriate coverage of business matters while the Florida Polytechnic Board of Trustees is not yet established. Chair Hosseini asked if the Board of Governors could hire an interim president prior to the formation of the Florida Polytechnic Board of Trustees. Ms. Shirley said that responsibility was delegated to the Florida

Polytechnic Board of Trustees and that the university's fund would not be appropriated until July 1<sup>st</sup>, 2012.

Ms. R.B. Friedlander, USF Deputy General Counsel, reminded the room that a few items of SB 1994 require third parties, such as the FCC license, and that USF retains responsibility under the law for all operations until June 30, 2012. Chair Hosseini asked if UF is overseeing hiring, accreditation, and administration and at what point that comes into effect. Ms. Shirley clarified that, at the time of the meeting, the practice was already in effect.

Chair Hosseini invited Dr. Jan Ignash, Chief Academic Officer for the Board, to brief the meeting attendees on academic and student affairs as well as the Southern Association of Colleges and Schools (SACS) and Board processes.

#### 6. Academic and Student Affairs

Dr. Ignash provided information on USF's teach-out plan, Board program inventory, student services, a faculty and staffing plan, and USF's timeline for departure from the space.

Dr. Genshaft and USF Board of Trustees Chair John Ramil discussed the carry-forward money allocated for the teach-out, which led into a discussion of the overall budget.

Dr. Ignash turned to the issue of building Florida Polytechnic's academic programs, specifically during the time between establishing a core administrative group and recruiting students.

Chair Hosseini recessed for lunch break.

After returning from lunch, Chair Hosseini invited Mr. Tim Jones, Chief Financial Officer for the Board, to address financial matters concerning Florida Polytechnic.

#### 7. Finances, Facilities, and Operations

Mr. Jones began by clarifying the role of The Florida Industrial and Phosphate Research Institute (FIPR) as it now related to Florida Polytechnic and USF, then spoke on the measures the Board office was taking to find funding for Florida Polytechnic, including carry-forward, contracts, grants, and auxiliaries on a case-by-case basis. Mr. Jones said an issue was the dramatic raising of Activity & Service Fee charges by USF Polytechnic in 2010 that created significant revenue for activities and services, as the USF student government at the Tampa campus and the Polytechnic campus agreed those fees would be used for students involved in the teach-out.

Mr. Tripp made a motion to the following effect: "Student fees paid by students enrolled at USF Polytechnic for activities, services, and other uses specific to that campus shall be deposited into a segregated account at USF and shall be spent for the benefit of the students who are enrolled at USF by June 1, 2012 and are subject to the teach-out requirements of USF for former USF Polytechnic students seeking to complete their degree with USF." Mr. Beard seconded the motion which carried unanimously.

Mr. Jones discussed the inventory of assets and the Board's role in transferring state appropriations toward the establishment of Florida Polytechnic and the USF teach-out.

Mr. Jones continued his discussion with contract renewals and leases during the transition, which led into a discussion on governance and financial autonomy within USF's branch campus arrangement. The committee discussed a concern about incubators under USF's control as well as funding tied to the surrender of facilities and transfer of leases.

Mr. Tripp made a motion to the following effect: "The University of South Florida will give notice of intent to Blue Sky West that USF Polytechnic will not renew the lease that will expire on July 30, 2012." Mr. Beard seconded the motion which carried unanimously.

Mr. Beard then made a motion to the following effect: "The University of South Florida, from all sources formerly available for USF Polytechnic, should continue to pay the monthly lease payments associated with all existing leases, except the Blue Sky West lease, held on behalf of and for the benefit of the former USF Polytechnic. USF will provide a full and complete list of expenditures related to these leases to the new Florida Polytechnic University Board once it is in place in compliance with SB 1994, Section 2." Mr. Tripp seconded the motion which carried unanimously.

Mr. Jones mentioned additional leases that would need to be covered by Florida Polytechnic Board of Trustees, including the College of Technology and Innovation (CTI) lab faculty and its accompanying equipment.

Mr. Jones said the last item he wanted to cover was an overview of operational Memorandums of Understanding (MOUs), then asked if the committee could return to the FIPR issue.

Mr. Tripp made a motion to the following effect: "The University of South Florida (USF) shall continue to provide administrative support services to include payroll, accounting, and any other mutually agreed upon services, to the Florida Industrial and Phosphate Research Institute (FIPR) and receive reasonable compensation (cost reimbursement) for them as negotiated between USF and FIPR and until such time as the Florida

Polytechnic University Board of Trustees can reasonably assume responsibility for providing those services.” Mr. Beard seconded the motion which carried unanimously.

Chair Hosseini invited Mr. Mitchell as well as Mr. John Long, Senior Vice President and Chief Operating Officer at USF, to provide the Committee with information on campus construction.

#### 8. New Campus Construction Update

Mr. Mitchell began the discussion with an update on the receipt of consent from the Williams Acquisition Land Holding Company, and then mentioned the restrictive covenant prohibiting construction on the 1,000-foot western land boundary that was currently being addressed with the architect. Mr. Mitchell discussed the installation of a system to trap and vent radon that was negotiated at a reasonable cost. On June 30<sup>th</sup> Mr. Mitchell believed USF would be in a position to transfer the property.

Mr. Long said he expected the new Florida Polytechnic building to go vertical in June 2012, and then discussed the schedule for construction on a temporary utilities plant, ring road, underground utilities and landscaping, lakes, and causeways. Mr. Long then discussed the budget as reported to the Board of Governors, reporting that the project was not within budget.

Chair Hosseini insisted that all necessary parties look over the budget before making any declarations in order to prevent fines and ensure student safety. He asked that by next meeting the committee have a clearer understanding.

#### 9. Concluding Remarks and Adjournment

Mr. Beard made a motion to the following effect: “Until such time as the Florida Polytechnic University Board of Trustees can reasonably assume responsibility for oversight of the construction of the Science, Innovation, and Technology building on the new campus, the University of South Florida shall provide oversight (including extension of the current owner’s agent for six months) for the project from the funds appropriated for the project; except that any change orders, scheduling changes, contracts, or contract renewals or extensions shall be submitted to the Chancellor for approval.” Mr. Tripp seconded the motion which carried unanimously.

Mr. Beard further made a motion to the following effect: “For all motions that resulted in recommendations today to the full Board, except for the motion related to student fees, I move that we place a reasonable time limitation on USF's responsibility and performance to continue with the actions we are recommending. A reasonable time period is three months from the time the Florida Polytechnic Board of Trustees are appointed by the Board of Governors and the Governor, with the recognition that all

items can be revisited, as necessary.” Mr. Tripp seconded the motion which carried unanimously.

Ms. Friedlander mentioned two notices of intent to terminate personnel in Lakeland as well as an investigation of Dr. Marshall Goodman, former chancellor of USF Polytechnic, conducted by USF. Derry Harper with the Board of Governors was conducting a fiscal audit. Ms. Shirley asked if there was an issue with United Faculty of Florida. Ms. Friedlander said they indicated they wanted consultation about the closing of USF Polytechnic. Chair Hosseini reiterated to President Genshaft that not one person questioned USF’s great work and reminded Provost Glover of the need for UF’s help in this process.

Having no further business, Chair Hosseini adjourned the meeting at 3:02 p.m.

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Tom Kuntz, Chair

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Melissa Giddings, Educational Policy Analyst

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
Select Committee on Florida Polytechnic University  
January 15, 2014**

**SUBJECT:** Florida Polytechnic University Implementation Update

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**PROPOSED COMMITTEE ACTION**

For Information

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

Florida Polytechnic University was created by the 2012 Legislature and Governor Scott. Section 1004.345, Florida Statutes, requires that by December 31, 2016, the university shall achieve accreditation from the Commission on Colleges of the Southern Association of Colleges and Schools; initiate new programs in STEM fields; seek discipline-specific accreditation for programs; attain a minimum FTE of 1,244, with a minimum 50 percent of that FTE in the STEM fields and 20 percent in programs related to those fields; complete facilities and infrastructure; and have the ability to provide administration of financial aid, admissions, student support, information technology, and finance and accounting with an internal audit function. The university expects to enroll its first students in Fall 2014.

Florida Polytechnic University will provide an update that will cover the following aspects of implementation:

- 1) Curriculum Planning and Development
- 2) Student Recruitment Strategies and Response Rate
- 3) Scholarships and Other Student Support
- 4) Faculty and Staff Recruitment
- 5) Budget and Facilities

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**Supporting Documentation Included:** None

**Facilitators/Presenters:** Ms. Ava Parker