



University System of Maryland Board of Regents  
University of Maryland, College Park  
December 20, 2019

## Minutes of the Public Session

Call to Order. Chair Linda Gooden called the meeting of the University System of Maryland Board of Regents to order at 8:31 a.m. on Friday, December 20, 2019 at the University of Maryland, College Park. Those in attendance were: Chair Gooden; Regents Attman, Fish, Gonella, Gossett, Gourdine, Johnson, Leggett, Malhotra, Neall, Needham, Pope, Rauch, Schulz, and Wood; Presidents Anderson, Breaux, Burnim (Interim), Goodwin, Hrabowski, Jarrell (for Perman), Loh, Miyares, Nowaczyk, Schatzel, Schmoke, and Wight; Chancellor Caret, Vice Chancellors Boughman, Herbst, Hogan, McDonough, and Raley; Ms. Wilkerson, and AAG Bainbridge.

Welcome from the University of Maryland, College Park (UMCP). President Loh welcomed the regents and presidents and highlighted accomplishments of UMCP, along with a presentation from Ken Ullman on development in College Park.

Educational Forum – *Maryland’s Open Meetings Act: Updates and Some Common Pitfalls*. AAG Ann MacNeille from the Attorney General’s Office presented an update on the Open Meetings Act

Regent Barry Gossett read a Resolution for Chancellor Robert Caret.

Chancellor’s Report. Chancellor Caret presented the report and thanked the University of Maryland, College Park and Dr. Loh for hosting the meeting. He then shared information about accomplishments at all of the institutions. He made mention of the fact that Dr. Jay Perman would be the next Chancellor and that Dr. Bruce Jarrell would be the interim president at the University of Maryland, Baltimore. Dr. Caret let everyone know that the USM 2019 Annual Report was available stating that it was the full Annual Report, outlining systemwide successes (e.g., our commitment to access and affordability, as well as quality and completion). The report also showcases USM’s impact on workforce development, company creation, and economic investment. It also outlines efforts to create a culture of philanthropy, promote sustainability, practice good financial stewardship, and embrace and foster diversity, inclusion, and civic engagement. Lastly, he shared a few thoughts about his time as USM Chancellor.

### I. Report of Councils

- a. Council of University System Presidents (CUSP). Dr. Breaux presented the report, sharing information about Next Generation 911 Commission and how 911 emergency calls are handled on the various campuses. There was an update on the

- Healthcare Workforce Report, along with sharing next steps. Additionally, information was provided concerning the USM's new online-tuition remission system; as well as a discussion concerning changes to Policy VII-1.22 – Employee Separation and amendments to the USM Supplemental 403(b) and 457(b) retirement plans. Lastly, there was a discussion on the implementation of the new Enterprise Risk Management and Crisis Risk Policy Management policies.
- b. Council of University System Faculty (CUSF). Dr. Kauffman presented the report, stating that they held a joint meeting at the University of Maryland, College Park in November; and, the December meeting was held at University of Baltimore, where a resolution was passed that authorized the Chair to write a letter of appreciation to the Chancellor for his service and support. Information was provided to the group on incorporating OERs, credentialing, and badging throughout the System. CUSF also agreed to pursue the emeritus faculty BOR member to circulate a draft. A discussion was also had concerning the academic integrity initiative, as well as a discussion on the code of civility.
  - c. Council of University System Staff (CUSS). Dr. Shishineh presented the report, which included the joint councils meeting in November. There was a Board of Regents panel where the regents shared information about themselves; a legislative session update was provided, along with a “State of the Councils” report with the CUSF vice-chair, CUSS chair, and USMSC president. During the December meeting, budget updates were provided. Additionally, the council met with the vice chancellor for Communications and Marketing. A discussion was held concerning Advocacy Day 2020 with Communications and Government Relations.
  - d. University System of Maryland Student Council (USMSC). Mr. Forrest presented the report, indicating that there was a lighter agenda due to finals. They did discuss preparations for the 2020 Maryland legislative session; the role of the USMSC and their executive team as a resource for student government; the recent changes through the USM and the role of institutional student governments in the selection, transition, and onboarding processes on campuses. They also discussed the Emeritus Faculty Regent resolution.
2. Consent Agenda. The Consent Agenda was presented to the regents by Chair Gooden. She asked if there were any items on the agenda that should be removed for further discussion. Regent Needham requested that the item on University of Maryland, College Park: NextGen Energy Systems Program be removed. Chair Gooden moved, and Regent Gourdine seconded the motion to accept the consent agenda; it was unanimously approved. The items included were:
- I. Consent Agenda
    - a. Committee of the Whole
      - i. Approval of meeting minutes from November 20, 2019 Special Board of Regents Meeting for the Public and Closed Sessions (action)
      - ii. Approval of meeting minutes from November 22, 2019 Public and Closed Sessions (action)
      - iii. Proposed Revisions to 2020 Board of Regents Meeting Schedule (action)

- iv. BOR Nominating Committee (action)
- b. Committee on Governance and Compensation
  - i. Approval of meeting minutes from November 19, 2019 Public and Closed Sessions (action)
- c. Committee on Finance
  - i. Approval of meeting minutes from November 19, 2019 Public and Closed Sessions (action)
  - ii. The Universities at Shady Grove: 2019 Facilities Master Plan Update (information)
  - iii. University of Maryland Center for Environmental Science 2018 Facilities Master Plan (action)
  - iv. University of Maryland, Baltimore: Bressler Research Building Exterior Upgrades (action)
  - v. University of Maryland, College Park: Development Agreement and Approval of Condominium Ownership and MEDCO Financing for College Park City Hall Block Redevelopment Project (action)
  - vi. University of Maryland, College Park: Release of 1913 Deed Setback Requirement (action)
  - vii. USM Supplemental 403(b) Plan Amended and Restated Effective January 1, 2020 and USM Supplemental 457(b) Plan Amended and Restated Effective January 1, 2020 (action)
  - viii. Collaborative Planning Activities – End of Year Status Report (information)
  - ix. University System of Maryland: Report on FY 2019 Procurement Contracts (information)
  - x. University of Maryland, Baltimore: School of Nursing Undergraduate Tuition Proposal (action)
  - xi. Proposed Amendment to USM Policy VII – 1.22 – Policy on Separation of Regular Exempt Staff Employees (action)
  - xii. University of Baltimore: Proposed Voluntary Separation Program (action)
- d. Committee on Advancement
  - i. Approval of meeting minutes from December 4, 2019 Special Committee Meeting for Public and Closed Sessions (action)
  - ii. Quasi-Endowment Recommendations FY20 (action)
- 2. Review of Items Removed from Consent Agenda -- University of Maryland, College Park: NextGen Energy Systems Program (action). Regent Attman moved that the Board designate the NextGen Program as being suitable for procurement as a public-private

partnership for reasons previously discussed in the Pre-Solicitation Report. Regent Pope seconded the motion; Chair Gooden recused herself from the vote and the motion passed.

### 3. Committee Reports

#### a. Committee on Audit

- i. Update from the Committee on Audit. Regent Fish mentioned that USM's independent auditor presented the results of their audit of USM's FY2018 and 2019 financial statements. They also presented the results of their agreed upon procedures which tested enrollment data submitted to MHEC. USM's comptroller presented FYE June 30, 2019 financial statements which reflected the USM's overall healthy financial position; and, discussed warning signs that come with decreasing enrollment trends. The FY2019 financial dashboard indicators were also presented, which provided insight into each of USM institutions' various financial strength and performance indicators. Additionally, the committee discussed the recently issued Office of Legislative Audit report of UMGC. And, there was an update on the ongoing process to assess and propose revisions to the Board's policy on Affiliated Foundations.

#### b. Committee on Finance

- i. Bowie State University: Public-Private Partnership Student Housing. Regent Attman moved that the Board approve for Bowie State University, working closely with the Office of the Attorney General and the USM Office and subject to the approval of the Chancellor, to enter into the Ground Lease with MEDCO as Lessee for a term not to extend beyond March 1, 2065 and the issuance of no more than \$50,670,682 of recorded debt (par value adjusted for issuance premium or discount) to construct and operate an approximately 550-bed student housing project. Further, the recommended approval would also allow Bowie State University to contribute up to \$6,000,000 of non-state-supported university funds for the construction of ground level retail and an Entrepreneurial Center as part of the project. Regent Needham seconded the motion; unanimously approved.

4. Reconvene to Closed Session. Chair Gooden read the "convene to close" statement citing the topics for the closed session and the relevant statutory authority for closing the meeting under 3-305(b) and 3-103(a)(1)(i). (Moved by Regent Pope, seconded by Regent Fish; unanimously approved.) Regent Wood was asked if he had a point of order to make. He responded no.

Meeting adjourned at 10:14 a.m.

### **Reconvened in Open Session**

During the closed session of the meeting, the Board reconvened in open session to discuss the following matters:

1. Vote on Board Officers for 2020

The Board reconvened in open session at 10:34 a.m. to vote on the slate of officers in the nomination committee report, including Regent Wood as Assistant Treasurer. (Moved by Regent Neall; Seconded by Regent Gossett; unanimously approved)

2. Discuss Partnerships with Community Colleges and Credentialing Board Requirements

The Board reconvened in open session at 11:19 a.m. to discuss the need for USM institutions to partner more with community colleges. Regent Neall noted that we need to work aggressively to fill the PA program. He also noted that the professional boards are looking to see if curricula are addressing the requirements of credentialing boards. He noted that this is topic that the Education Policy and Student Life committee should examine.

3. University of Baltimore

The Board reconvened in open session at 11:41 a.m. to discuss University of Baltimore. The Regents discussed strategies to address enrollment challenges at UB, including developing Synergies around BPower, focus on working professionals, and focusing more on veterans.

4. Reconvene to Closed Session. After reconvening in open session to discuss the above items, the Board voted unanimously to reconvene in closed session to discuss the items remaining on the closed session agenda.