

**Minutes of a Regularly Scheduled Meeting
Eastern Kentucky University
Board of Regents**

June 30, 2020

9 a.m.

Via Video Teleconference: Zoom

Public Viewing Link: <https://www.youtube.com/watch?v=J2Zz8F98tB8&feature=youtu.be>

Call to Order

A regular quarterly meeting of Eastern Kentucky University Board of Regents was called to order by Mr. Lewis Diaz, Chair of the Board, on June 30, 2020, at 9:00 a.m. with all committee members participating via video teleconference. The public was able to view the meeting through a live stream feed. The roll was called and a quorum was established.

Present

Mr. Lewis Diaz
Mr. Juan Castro
Mr. Philip Gump
Ms. Madison Lipscomb
Mr. Alan Long
Dr. Jason Marion
Ms. Lynn Taylor Tye
Mr. Vasu Vasudevan
Ms. Laura Babbage
Ms. Nancy Collins
Mr. Bryan Makinen, Corporate Secretary

Absent

None

Others Present

Dr. David McFaddin, Interim President
Ms. Dana Fohl, University Counsel
Ms. Betina Gardner, Vice President for University Development and Alumni Engagement
Mr. Skip Daugherty, Vice President for Student Affairs and Campus Life
Mr. Barry Poynter, Senior Vice President for Finance and Administration
Ms. Elizabeth Ballou, Executive Director of Enrollment Management
Mr. Ryan Wilson, Special Assistant to the President and Senior Vice President for Operations
Dr. Jerry Pogatshnik, Interim Executive President for Academics and Provost
Dr. Dannie Moore, Vice President for Strategic Initiatives & Chief Diversity, Equity & Inclusion Officer
Dr. Sara Zeigler, Dean

Ms. Tanlee Wasson, Vice President for Student Success and Enrollment Management
Mr. Ethan Witt, Director of Government and Community Relations
Mr. Doug Cornett, Assistant Vice President of Communications and Brand Management
Members of the faculty, staff and media

Information Items

A. University Reports

1. Dr. Bryan Makinen, COVID-19 Response

Dr. Bryan Makinen, Executive Director of Public Safety and Risk Management, gave a presentation regarding how Eastern Kentucky University has responded to the pandemic with three different task forces, a copy of which is incorporated herein and will be included with the official copy of the minutes.

2. Dr. Tanlee Wasson, Student Success & Enrollment

Dr. Tanlee Wasson, Vice President of Student Success and Institutional Effectiveness, gave a report detailing the updated enrollment data of Eastern Kentucky University, a copy of which is incorporated herein and will be included with the official copy of the minutes. Regent Jason Marion commended the work the enrollment team has achieved in the time of pandemic. Chair Diaz asked when the enrollment data becomes official. Interim President Dr. David McFaddin thanked the enrollment team for their efforts to increase the freshman enrollment rate in the midst of the pandemic.

[At 9:57 A.M., Regent Marion moved for a 5 minute recess. The motion was seconded by Regent Lipscomb. The meeting resumed at 10:04 A.M.]

3. Dr. David McFaddin, Diversity, Equity & Inclusion

Interim President McFaddin gave a presentation on equity and inclusion data as it relates to the student body and workforce. Regent Castro commended the level of diversity Eastern Kentucky University maintains regardless of the challenges of campus location.

4. Introduction of the Vice President for Strategic Initiatives and Chief Diversity Officer

Interim President McFaddin introduced the new Vice President for Strategic Initiatives and Chief Diversity, Equity and Inclusion Officer, Dr. Dannie Moore. Regent Marion suggested the population of Native Americans be added to the University's diversity data.

5. Dr. Jerry Pogatshnik, Academic Affairs

Dr. Jerry Pogatshnik, Provost, gave a brief update on the change in academic affairs personnel, including the on-boarding of Dr. Dannie Moore, Dr. Jennifer Wies, and Dr. Tom Martin and the retirement of Dr. Victor Kappeler and Dr. Sherry Robinson.

6. Matt Roan, Department of Athletics

Matt Roan, Athletics Director, gave a brief update about changes to the University's athletic programs since February 2020, a copy of which is incorporated herein and will be included with the official copy of the minutes. Regent Long asked all Board members to join the Colonel Club.

7. Mr. Ethan Witt, Legislative Affairs

Ethan Witt, Director of Government and Community Relations, gave a brief update on the changes in legislative affairs due to COVID-19. Interim President McFaddin commended the work Ethan Witt has done for the University in this time of uncertainty.

8. Betina Gardner and Dr. Tanlee Wasson, SAFE Funding

Betina Gardner and Dr. Tanlee Wasson gave a presentation on Student Assistance Fund for Eastern (SAFE) funding, a copy of which is incorporated herein and will be included with the official copy of the minutes. SAFE provides short-term financial assistance to students at Eastern Kentucky University who cannot meet immediate and essential expenses due to an unexpected emergency during the COVID-19 pandemic.

9. Mr. Barry Poynter, Financial Update

Barry Poynter presented a summary of the budget, a copy of which is incorporated herein and will be included with the official copy of the minutes.

B. Additional Reports to the Board

1. Written Reports

a. Marco Ciocca, Faculty Senate Chair

Dr. Marco Ciocca, Chair of Faculty Senate, submitted a written report to the Board, a copy of which is incorporated herein and will be included with the official copy of the minutes.

b. Caelin Scott, Staff Council Chair

Dr. Caelin Scott, Chair of Staff Council, submitted a written report to the Board, a copy of which is incorporated herein and will be included with the official copy of the minutes.

2. Dr. David McFaddin, Interim President

Interim President David McFaddin delivered the following report:

There is a written report for all the regents included in the Board book. I do appreciate everyone's support. It has truly been an unprecedented first six months on the job. I appreciate the Board Members and your support, but let me echo what Regent Tye said.

That is, this is a team sport, and I have the privilege to serve in this capacity with an amazing team. And as Vice President Poynter pointed out, it has taken a lot of hard work by a lot of people to get us to this position. There have also been a lot of sacrifices, and I am acutely aware of the uncertainty of the pandemic with the financial circumstances, the challenges that we face. It can create a lot of uncertainty for individuals.

So, if there is one thing that I want to make sure that everyone with us here today understands, it is that there are brighter days ahead. As an institution, EKU will be stronger day by day. We've got dedicated individuals and we've got dedicated Board Members who are willing to do the work every day to move this institution forward and ensure that we continue to be that beacon of opportunity for so many. And so, I am very humbled by the opportunity to be here serving in this capacity at this time. I know that we are going to move forward with purpose and intentionality, and that we will continue to innovate, and will continue to win.

I just appreciate each one of you for your service to this institution every day. Go EKU!

3. Lewis Diaz, Chair

Chair Lewis Diaz delivered the following report:

I will probably be a little more long-winded today than I usually am, because as we go through the meeting, you can all see that we continue to navigate through the COVID-19 pandemic. As an institution, we find ourselves at a crossroads of what is known, what is unknown, the normal, the abnormal, of moving forward, and of standing still. Often questions can outnumber answers, not just here but in all parts of our lives.

Higher education is not immune to uncertainty. Frankly, in the last few years, we have been dealt a challenging hand, and that did not get easier when institutions began to close in March. Yet, what you hear today is that we are prepared to resume activities as quickly as our government allows it. The ailing economy and social uncertainty created by the pandemic have and will continue to cause the executive team to make difficult decisions. It is a tough time everywhere, but if we can find opportunities during the difficult times, we will create our own path to success.

How we act now will have a large impact on where we land after the COVID-19 pandemic has passed. It is a test to our will and the testament of our ability to lead Eastern Kentucky University forward. In the face of challenge after challenge, when you next visit campus, you will see that we have a revitalized campus that is stunningly beautiful, up to date, and ready to provide everything that a college experience should be. Our retention rates and graduation rates are at all-

time highs, and we are likely to break the all-time record when the numbers are authenticated in October. And when you use the state's performance-based funding model, even though the model does not necessarily flatter the regional comprehensive universities, we continue to perform well.

We know that ECU is experiencing the longest interruption of on-campus instruction in its 100 plus year history. Since the disruption to our regular operations in March, I have observed the university's executive cabinet rally behind the interim president. Our outstanding faculty moved to online instruction within one week's notice. That is outstanding and amazing. Our enrollment management team transitioned its student recruitment effort, basically at the speed of business, to use virtual platforms to engage and guide new students as they consider enrolling in the fall. The team quickly process millions of dollars of housing and dining refunds to students without drawing on the university's reserves. We have also distributed millions of dollars of CAREs funding directly to students as required under the CAREs act. We have also evaluated every bond issue that the university has outstanding and revisited every P3 contract to find efficiencies and opportunities to maintain a flat increase in the cost the attendants. That is a 0% tuition increase, a 0% increase in dining plans, and a 0% increase in housing rates, which we will hear more about later. And, we continue to track top talent, like Dr. Dannie Moore. Regents, I am encouraged and humbled by what our team has achieved since January. They are amazing people, and we are lucky to have them leading our institution.

In May, I truly miss seeing our graduates walk across the stage, seeing the joy of graduation. Seeing the joy of graduates- that validates all the time that we spend in fulfilling our fiduciary responsibilities to the university. Many of our graduates are on the front lines. Programs offered at ECU, in areas like public safety, nursing, communications, teaching, supply chain management, business leadership, and so many others are vitally important to Kentucky communities. And we must continue to navigate forward to make sure that ECU graduates continue to power our communities.

This has been our normal for over a century. And today, we may have adjusted our processes, but the result of our effort will be the same. ECU will continue its mission as an institution of higher learning, and a school of opportunity for students from all walks of life. We will accomplish all of this through leadership, innovation, and informed decision making, all we are focusing on what is the best for the university as a whole, and its students.

Like all of you, I'm proud to play a part in maintaining a stable future for ECU. As a student, and now as a regent, I have discovered that Colonels are resilient, they care deeply about their mission, and care about each other, and they have an unwavering expectation to win. It's a culture that we must preserve, and that will get us through this pandemic. It will continue to allow us to emerge as a beacon for anyone who wants to transform their lives in a positive way.

I thank all the regents for allowing me to serve you, and this Board and my capacity as Chair, and I look forward to everything we are going to do to make ECU the best university that it can possibly be, and the best in the commonwealth, as we get through this pandemic together.

Action Items

[At 11:25 A.M., Regent Tye moved for a 5 minute recess. The Motion was seconded by Regent Babbage. The meeting resumed at 11:31 A.M.]. University Counsel, Dana Fohl, called the roll and established that a quorum was present, after which Chair Diaz presented to the full Board the following items on the Consent Agenda for approval:

A. Approval of the Minutes for the Full Board Meeting and all Committee Meetings on February 28, 2020

A motion was made by Regent Babbage to approve the minutes for the Full Board meeting and all committee meetings on February 28, 2020. The motion was seconded by Regent Castro. The motion passed unanimously by voice vote.

B. Audit Presentation by Crowe Horwath, LLP, for the Upcoming Fiscal Year-End Annual Financial Audit & Approval of Audit Plan

Pete Ugo gave a brief presentation regarding the upcoming year-end audit. A motion was made by Regent Long to approve the Audit Plan. The motion was seconded by Regent Collins. The motion passed unanimously by voice vote.

C. Personnel Actions Report

A motion was made by Regent Collins to approve the Personnel Actions Report. The motion was seconded by Regent Castro. The motion passed unanimously by voice vote.

D. Approval of Degree Candidates for Spring and Summer 2020

A motion was made by Regent Babbage to approve the Degree Candidates for Spring and Summer 2020. The motion was seconded by Regent Castro. The motion passed unanimously by voice vote.

E. Approval of Report from the Council on Academic Affairs

Chair Diaz asked about any potential fiscal impact related to changes in several programs. Dr. Pogatshnik indicated there may be a small savings. Regent Babbage commended Dr. Pogatshnik and the faculty at large for their work towards creating certificate programs. A motion was made by Regent Babbage to approve the Report from the Council on Academic Affairs. The motion was seconded by Regent Collins. The motion passed unanimously by voice vote.

F. Approval of Recommendations for Promotion and Tenure for 2019-2020

Chair Diaz express gratitude for the biographies contained in the promotion and tenure presentation. A motion was made by Regent Tye to approve the recommendations for Promotion and Tenure for 2019-2020. The motion was seconded by Regent Marion. The motion passed

unanimously by voice vote. Chair Diaz noted that there was a small gift for each faculty member who has newly attained tenure.

G. Addendum to Sabbatical Approval

Dr. Pogatshnik noted that two previously-approved faculty sabbaticals have been delayed due to COVID-19 restrictions with no financial impact to the University. Chair Diaz asked Counsel Fohl if a vote was necessary. Counsel Fohl indicated that no vote was necessary.

H. Approval of Recommendations for Faculty Emeritus for 2020-2021

A motion was made by Regent Tye to approve the recommendations for Faculty Emeritus for 2020-2021. The motion was seconded by Regent Vasudevan. The motion passed unanimously by voice vote.

I. Approval of Model Lab Policy Updates

Interim President McFaddin noted that under new Kentucky law, the members of the Board serve functionally as the school board for the Model Lab School. A motion was made by Regent Tye to approve updates to the policies at the Model Laboratory School. The motion was seconded by Regent Castro. The motion passed unanimously by voice vote.

J. Approval of MOU with Madison County regarding Model Lab School

A motion was made by Regent Tye to approve a memorandum of understanding between Madison County and Board of Regents regarding the Model Laboratory School. The motion was seconded by Regent Castro. The motion passed unanimously by voice vote.

K. Approval of Resolution Regarding Model Laboratory School LEA Designation

A motion was made by Regent Babbage to designate the Model Laboratory School as a Local Education Agency for the purposes of receiving federal funds. The motion was seconded by Regent Collins. The motion passed unanimously by voice vote. A copy of the resolution is incorporated herein and will be included with the official copy of the minutes. Superintendent Williamson thanked Regent Tye for her continued service on model Lab School's advisory board.

L. Approval of Proposed Tuition Rates for 2020-2021

A motion was made by Regent Tye to approve a zero percent increase in tuition rates for 2020-2021. The motion was seconded by Regent Collins. The motion passed unanimously by roll-call vote.

M. Approval of Proposed Meal Plan Rates for 2020-2021

A motion was made by Regent Tye to approve a zero percent increase in meal plan rates for 2020-2021. The motion was seconded by Regent Babbage. The motion passed unanimously by roll-call vote.

N. Approval of Proposed Residence Hall Rates for 2020-2021

A motion was made by Regent Lipscomb to approve a zero percent increase in residence hall rates for 2020-2021. The motion was seconded by Regent Babbage. The motion passed unanimously by roll-call vote.

O. Approval of Annual Operating Budget

A motion was made by Regent Castro to approve the 2020-2021 operating budget. The motion was seconded by Regent Collins. The motion passed unanimously by roll-call vote.

P. Approval of Interim Employment Agreement

A motion was made by Regent Collins to approve an interim employment agreement for David McFaddin. The motion was seconded by Regent Long. The motion passed unanimously by roll-call vote.

Q. Approval of Resolution Regarding Richard L. McQuady

A motion was made by Regent Castro to a resolution regarding Richard L. McQuady, a copy of which is incorporated herein and will be included with the official copy of the minutes. The motion was seconded by Regent Babbage. The motion passed unanimously by voice vote.

R. Approval of Resolution Regarding Bond Refunding

A motion was made by Regent Marion to approve a resolution regarding bond refunding, a copy of which is incorporated herein and will be included with the official copy of the minutes. The motion was seconded by Regent Collins. The motion passed unanimously by voice vote.

Adjournment

Regent Collins thanked Doug Cornett for the commercials his team has put together during COVID-TV.

Interim President McFaddin stated his gratitude for the opportunity to lead EKU at this time.

Regent Long quoted Franklin D. Roosevelt: “A smooth sea never made a skilled sailor.” Regent Long expressed his confidence in EKU’s ability to grow during the pandemic.

Regent Marion commended Regent Lipscomb for her work as Student Regent and leadership of the student body.

Regent Lipscomb thanked the Board for the experience, wisdom, and opportunity to represent students during her tenure as Student Regent. Chair Diaz encouraged Regent Lipscomb to send an email to students regarding the zero percent increase in tuition, housing, and meal costs.

There being no further business, Chair Diaz requested a motion to adjourn. A motion was made by Regent Long to adjourn the meeting. The motion was seconded by Regent Vasudevan. The motion passed by voice vote, and the meeting was thereby adjourned at 12:55 p.m.



Bryan Makinen, Corporate Secretary



Date