

## RECORD OF PROCEEDINGS

Colorado School of Mines  
Golden, Colorado  
May 23, 2011

The Board of Trustees met in regular session on May 23, 2011 in the Coors Board Room.

Present: Trustees Bliss, Cowart, Hutson, Spaanstra, Truly and Vallejo; Student Trustee Bristow. Absent: Trustee Misra; Faculty Trustee Dorgan.

Also in attendance: President Scoggins, Provost Parker, Senior Vice Presidents Volpi and Middleton, Vice Presidents Fox and Poate, Interim Vice President Neidt, and other staff and visitors.

Regular Session. The Trustees convened in regular session at 9:35 a.m.

Approval of Minutes. Trustee Bliss made a motion, seconded by Trustee Vallejo, to approve the minutes of the January 28, 2011 regular meeting as submitted. Motion carried.

Board Committee and Board Liaison Reports. Trustee Cowart reported that the Board's Finance and Audit Committee met via teleconference on May 16 to review and make recommendations regarding the finance-related action items on today's meeting agenda.

The Board's Strategy Committee met on May 4 with President Scoggins, Ms. Volpi, Mr. Han, and Dr. Vaughan. Discussion topics included the School's relationship with the state, next year's legislative session, a potential cooperative venture with the University of Denver, CSMRI, the President's Residence, the capital campaign, technology transfer and proof of concept fund, and budget planning.

President's Report. President Scoggins asked Student Trustee Bristow to make a report. Mr. Bristow commented on the success of the Legislative Day event at the state capitol. Mr. Bristow remarked that it had been an honor for him to serve as Student Trustee. The Trustees expressed their appreciation to Student Trustee Bristow for his excellent service on the Board.

President Scoggins asked Chief of Staff Han to review the highlights of the legislative session, which ended on May 11 with no special session called. Mr. Han called particular attention to SB52 and HB1301 and their impacts on Mines.

President Scoggins asked Heather Boyd, Director of Enrollment Management, to give an update on undergraduate admissions. Ms. Boyd reported that over 11,000 applications were received, representing a 6% increase from last year. As of this date, 1054 students have indicated their intent to enroll, but an 8% – 10% drop in this number can be expected over the summer. The ultimate goal is to have an incoming class size of 950. The quality of the incoming class is strong. Ms. Boyd also reported on the Summer E3 program, through which a number of incoming students will be able to take some of their core classes during the summer.

President Scoggins asked Tom Boyd, Associate Provost and Dean of Graduate Studies, to give an update on graduate admissions. Dr. Boyd reported that applications have increased for the third year in a row, allowing the academic units to be more selective in their admission decisions.

President Scoggins reported on the Foundation Board of Governors meeting held on April 8; Trustee Bliss represented the Trustees at this meeting. The campaign consultant, Tom Garrow, summarized the results of the briefing and assessment process for the Foundation Board. President Scoggins remarked that the current year's (FY10/11) fundraising results were disappointing, but was encouraged by some of the early efforts related to the campaign and expects significant improvements in FY11/12 results.

President Scoggins commented on several recent successful events, including the student leadership breakfast, reunion, the Celebration of Alumni dinner, and commencement.

President Scoggins remarked on the loss of two important members of the Mines community, Don Miller and Harry Campbell. Trustee Bliss made a motion, seconded by Trustee Truly, to send a resolution of condolence to their families. Motion carried.

Research Activities. Vice President Poate provided an update on research activities for February and March 2011. While research awards are down slightly as compared to FY10, they are stronger than expected given there was no federal stimulus funding this year. Dr. Poate indicated that industry funding is strong, but he expects there will be increasing competition for this funding. Dr. Poate reported that the research magazine has gone to print and that it features an interview with Dr. Craig Barrett and a feature article by Dr. Marcia McNutt. Dr. Poate commented on an M.O.U. signed with the U.S.G.S. the evening prior to commencement. The M.O.U. will facilitate joint grant applications between Mines and the U.S.G.S. in four primary areas: critical minerals; uranium; unconventional hydrocarbons; and seismic hazards.

Dr. Poate commented that the technology transfer area is moving forward and gave an update on several projects. Trustee Spaanstra commented that the Board's Strategy Committee is excited by the developing proof of concept fund.

Dr. Poate highlighted several recent notable awards to the following faculty: Dr. Sharp, Environmental Science and Engineering; Dr. Durfee, Physics; Dr. Posewitz,

Chemistry and Geochemistry; Drs. Dean and Carstensen, Chemical Engineering; Dr. Stone, Physics.

Financial Report. Senior Vice President Volpi reviewed the unaudited *Statement of Net Assets, Operating Statement of Revenue and Expenses (Budget vs. Actual)*, and *Statement of Cash Flows* for the period ending April 30, 2011. Ms. Volpi reported that the budget has been re-forecast for year end. As a result of ongoing cost containment efforts, higher than anticipated non-resident student enrollment, and state support beyond what had originally been budgeted, the School was able to make several one-time investments that were not included in the original budget, including \$1M in faculty start-up funds; the release of \$1.2M in frozen professional development funds; a \$4.1M Banner loan repayment; a \$500K capital budget set-aside; and \$100K in other miscellaneous one-time expenditures. After taking these increased expenditures into account, the current unrestricted net revenue over expenses for FY11 is projected at \$2.1M.

Tuition and Fees for AY 2011-2012. Ms. Volpi presented the recommendations for tuition and fees for the 2011-12 academic year, including a 9% increase for resident undergraduate and graduate rates and a 5% increase for nonresident undergraduate and graduate rates. The proposal also includes increases in mandatory fees that reflect student-supported increases; increases and new non-mandatory fees and charges; and discontinuance of the Student Assistance Fee. Ms. Volpi indicated there is an effort underway to review student fees to identify whether there are some that would be more appropriate to roll into tuition. The Finance and Audit committee reviewed the proposed tuition and fees and moves the following resolution be approved:

*BE IT RESOLVED that the Board of Trustees of the Colorado School of Mines approves the following tuition and fee charges:*

- *9% increase for resident undergraduate and graduate rates;*
- *5% increase for nonresident undergraduate and graduate rates;*
- *Increases in mandatory fees that reflect student-supported increases;*
- *Discontinuance of the Student Assistance Fee;*
- *Increases and new non-mandatory fees and charges.*

Motion carried.

FY2012 Budget. Senior Vice President Volpi made a presentation on the development of the FY12 operating budget. She recognized the work of Ms. Vicki Nichol, Budget Director, and the School's Budget Committee. The board's Finance and Audit Committee reviewed the proposed FY12 operating budget and the Colorado School of Mines Foundation unrestricted support for the School and moves the following resolution:

*BE IT RESOLVED that the Board of Trustees of the Colorado School of Mines approves the Fiscal Year 2012 Operating Budget, including:*

- *The Colorado School of Mines operating budget;*
- *The Colorado School of Mines Foundation unrestricted support for the Colorado School of Mines.*

Motion carried.

Capital Construction Five Year Plan. Senior Vice President Volpi reported that the School is required to submit a five year (FY2013-FY2017) capital construction plan to the Colorado Commission on Higher Education, subject to the review and approval of the Board of Trustees. At this point, it is unlikely that there will be funding available from the State for capital construction projects for FY13. Trustee Hutson made a motion, seconded by Trustee Cowart, to approve the following resolution:

*BE IT RESOLVED that the Board of Trustees of Colorado School of Mines hereby approves the School's five year capital plan in the amount of \$315.7M; \$104.5M requested from the state and the remainder to come from other sources.*

Motion carried.

Weaver Tower Cost Increase. Senior Vice President Volpi reported that the Board originally approved a renovation project for Weaver Towers on October 29, 2009. The original cost of the project was \$10M to be funded by a bond issue executed on November 3, 2009. The project has since expanded in scope due to unforeseen conditions, design changes, scope additions, and electrical infrastructure additions. Ms. Volpi reviewed the proposed changes in the project and requested the Board's approval to increase the spending authority for this project by \$700K. Trustee Hutson made a motion, seconded by Trustee Bliss, to approve the following resolution:

*BE IT RESOLVED that the Board of Trustees of Colorado School of Mines hereby approves the School's request for increased spending authority in the amount of \$700,000 for the Weaver Tower renovations.*

Motion carried.

Contract Approval Policy Change. Senior Vice President Volpi reviewed the Board's contract approval policy, which sets forth the approval authority for employment and expenditure contracts in addition to contracts that formally establish relationships with entities having a significant campus-wide impact on the School. The current policy provides the President with authority to approve all expenditure contracts up to \$1M, a level that has been in place for over fifteen years. Ms. Volpi recommended the Board consider amending the policy to raise the President's expenditure contract authority level to \$5M. The Trustees discussed the recommended change and indicated that they would like contracts that fall in the \$1M - \$5M range presented to the board's Finance and Audit Committee as an informational item.

Trustee Bliss made a motion, seconded by Trustee Cowart, to approve the following resolution:

*BE IT RESOLVED that the Board of Trustees of the Colorado School of Mines hereby approves the School's request to amend the Contract Approval Policy to state that all contracts obligating CSM to expend a sum of money greater than \$100,000, but less than \$5,000,000, or to transfer rights in property valued within*

*the above limits, must be approved by the President. Once presidential approval has been obtained, these contracts may be executed by the Provost or the Senior Vice President for Finance and Administration. The President may further delegate the responsibility for executing approved contracts of this nature. The President shall inform the Board's Finance and Audit Committee of all contracts executed in the \$1,000,000 - \$5,000,000 range.*

*And that all contracts obligating CSM to expend a sum of money greater than \$5,000,000, or to transfer rights in property valued over the above limit, must be approved by the Board of Trustees and be executed by the President. In the absence of the President, the Provost or the Senior Vice President for Finance and Administration may execute contracts of this type. The President may further delegate the responsibility for execution of contracts of this nature in writing.*

Motion carried.

Faculty Handbook Changes. Provost Parker presented the recommended changes to the Faculty Handbook, based on the work of the campus Faculty Handbook Committee. The most significant changes involve a re-statement of the School's academic freedom policy; a revised promotion and tenure appeal policy that addresses procedural inefficiencies and a lack of clarity in the current policy; and a proposal to remove board policies that apply to the broader campus community from the Faculty Handbook and into more appropriate venues. Provost Parker also reviewed several more minor changes to the Faculty Handbook. Trustee Cowart made a motion, seconded by Trustee Vallejo, to approve the following resolution:

*BE IT RESOLVED that the Board of Trustees of the Colorado School of Mines approves the Faculty Handbook changes as delineated in this memorandum.*

Motion carried.

At this point (11:20 a.m.) Trustee Hutson departed the meeting.

Evaluation of Annual Assessment Plans. Provost Parker provided an update on the School's academic assessment efforts, including detailed information compiled by Dr. Barbara Moskal and Dr. Tom Boyd, at the academic department level. In AY11/12 the School will prepare reports for both the Higher Learning Commission and ABET. The report prepared by Drs. Moskal and Boyd highlights the status for assessment in the relevant academic units and notes actions that the administration will require as the accreditation process moves forward.

Faculty Senate Report. Faculty Senate President Mark Eberhart reported that Dr. Tony Dean has been elected to serve as the new Faculty Senate President. Dr. Eberhart, who will be on sabbatical next year, expressed his personal appreciation to the Board of Trustees. He indicated that the Senate greatly appreciated the joint meeting held with the Trustees earlier this year, and he expressed the Senate's ongoing interest in working closely with the Board. The Trustees thanked Dr. Eberhart for his outstanding service as Faculty Senate President and expressed their warm wishes for a successful sabbatical in Washington, D. C.

Regular Written Reports. There were no questions on the regular written reports.

Executive Session. Trustee Bliss made a motion, seconded by Trustee Cowart, to go into executive session at 11:30 a.m. to discuss a tenure recommendation pursuant to §24-6-402 (3)(b)(I), C.R.S. and to receive legal advice pursuant to §24-6-402 (3)(a)(II), C.R.S. Motion carried.

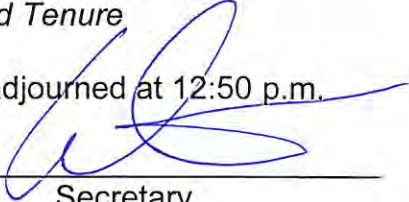
Regular Session. The Trustees reconvened in regular session at 12:45 p.m.

Tenure Recommendation. Trustee Cowart made a motion, seconded by Trustee Vallejo, to approve the following resolution:

*BE IT RESOLVED that the Board of Trustees of the Colorado School of Mines approves the following recommendation of tenure:*

*Dr. Ken Osgood – recommend Tenure*

There being no further business, the meeting adjourned at 12:50 p.m.



---

Secretary