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REGULAR BOARD MEETING
June 19, 2015

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MINUTES
REGULAR BOARD MEETING

June 19, 2015

NOTICE: The LSU Board of Supervisors may go into executive session pursuant to La. R.S. 42:17(A)(2) to discuss a personnel matter and potential litigation.

1. Call to Order and Roll Call

Mrs. Ann Duplessis, Chair, called to order the Regular Meeting of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College in the Brumfield Caffey Annex Ballroom, Alexandria, Louisiana, on June 19, 2015 at 1:35 P.M.

The secretary called the roll.

PRESENT

Mrs. Ann D. Duplessis Chair	Mr. Raymond J. Lasseigne Chair-Elect
Mr. Scott A. Angelle	Mr. R. Blake Chatelain
Mr. Garret "Hank" Danos	Mr. Mr. Stanley J. Jacobs
Mr. Jack E. Lawton, Jr.	Mr. Rolfe McCollister, Jr.
Mr. Jim McCrery	Mr. James W. Moore, Jr.
Mr. Robert "Bobby" Yarborough	Ms. Clare Sanchez

ABSENT

Mr. Ronald R. Anderson	Mr. Scott Ballard
Mr. Lee Mallett	Mr. J. Stephen Perry

Also present for the meeting were the following: Dr. F. King Alexander, President and Chancellor; LSU Agricultural and Mechanical College, Mr. Tom Skinner, General Counsel, LSU officers and administrators from their respective campuses; faculty representatives; interested citizens and representatives of the news media.

Public Comments

There are four (4) public comments.

Representative Bubba Chaney, Louisiana Legislature, Mr. Steve Skrivanos, Chairman University Health Biomedical Health Foundation, and Mr. David Ettinger, Attorney, Honigman Law Firm gave public comments regarding hospital public partnerships and Cooperative Endeavor Agreements between Biomedical Research Foundation of Northwest Louisiana (BRF) and BRF Hospital Holdings, LLC (BRFHH) and LSU.

Ms. Teresa Buchanan, Associate Professor School of Education LSU A&M addressed the Board regarding her personnel action.

Mr. Skinner, General Counsel noted for the record that Dr. Buchanan requested the opportunity to speak today and appear voluntarily. Mr. Skinner advised the Board that although some of the Board members may be inclined to question or respond to her remarks, it is the subject of executive session this afternoon so he counseled from a litigation stand point that they refrain.

2. Invocation and Pledge of Allegiance

Chair Duplessis recognized Dr. Barbara Hatfield, Provost and Vice Chancellor of Academic and Student Affairs at LSU Alexandria who introduced the students and faculty member addressing the Board.

Vincent Sanders gave the invocation. Elizabeth Felix led the Pledge of Allegiance. Both students represented LSU Alexandria.

Faculty Member, Dr. Cynthia Thomas Asst. Professor of Psychology with the Dept. of Behavioral and Sciences at LSU Alexandria spoke about her experiences and dedication to the students at LSU Alexandria.

3. Approval of the Minutes of the Board Meeting held on May 8, 2015

Upon motion of Mr. Lasseigne, seconded by Mr. Danos, the Board voted unanimously to approve the Minutes of the Regular Board Meeting held on May 8, 2015.

4. Oath of Office for Student Board Member

Mr. Jacobs administered the Oath of Office to Ms. Clare Sanchez, newly appointed Student Board Member from Paul Hebert Law Center at LSU A&M.

5. Personnel Actions Requiring Board Approval

Mr. Tom Skinner, General Counsel requested approval of the Amended Personnel Actions. He noted the executive staff had reviewed these actions and recommended Board approval.

Upon motion of Mr. Yarborough, seconded by Mr. Jacobs, the Board voted unanimously to approve the Amended Personnel Actions as presented. **(Copy of Personnel Actions on file in the Office of the LSU Board of Supervisors of Louisiana State University)**

6. Reports from the Council of Faculty and Staff Advisors

Dr. Kevin Cope, President of the LSU Faculty Senate furnished an informational report. The Council of Staff Advisors did not report.

7. President's Report

Dr. F. King Alexander, President and Chancellor, LSU recognized:

Dr. Jane Cassidy, Associate Provost LSU A&M;

Mr. Cass Gaiennie, Chair LSU Foundation;

Dr. Dan Howard, Chancellor LSU Alexandria;

Mr. John Dean, National Center for Biomedical Research and Training, LSU Ag Center;

Mrs. Linda Bonnin, Vice President for Strategic Communications;

Dr. Jack Weiss, Dean Paul Hebert Law Center;

Mr. Stephen Moret, President and CEO LSU Foundation;

Dr. Kimberly Russell, new Chancellor LSU Eunice starting on September 1;

Dr. William Nunez, Chancellor LSU Eunice;

Each provided recent activities, awards and contributions regarding respective campuses.

A brief video was shown about LSU Alexandria and LSU's impact on the Central Louisiana area.

Chair Duplessis, on behalf of the Board, recognized and commended Dr. William Nunez, Chancellor LSU Eunice for his 19 years of service at LSU Eunice. A framed copy of the resolution was presented to him by Mrs. Duplessis, Dr. King Alexander, Ray Lasseigne and Bobby Yarborough.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors for Louisiana State University and Agricultural and Mechanical College hereby recognizes and commends Dr. William J. Nunez, III for his loyal dedication and long standing leadership of LSU Eunice and wishes him and his wife, Adele a well-deserved retirement.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Dr. Nunez as an expression of gratitude and that this resolution be entered into the permanent record of the LSU Board of Supervisors.

8. Reports to the Board

Upon motion by Mr. Moore, and seconded by Mr. Lawton, the Board voted unanimously to accept these reports.

8A. Report on campus bond indebtedness at June 30, 2014 (written report only)

9. Approval of Consent Agenda Items

Chair Duplessis offered the following recommendation:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby approve the Consent Agenda items as submitted.

Upon motion of Mr. Angelle, seconded by Mr. Lasseigne, the Board voted unanimously to approve the Consent resolutions.

9A. Request from LSU at Alexandria to approve a Lease Agreement with Compass Group USA, Inc., Chartwells Division, to provide food services

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby authorize F. King Alexander, President of the LSU System, or his designee, to execute the Lease Agreement with Compass Group USA, Inc., Chartwells Division, for the operation of LSU at Alexandria food services.

BE IT FURTHER RESOLVED that F. King Alexander, President of the LSU System, or his designee, be and he is hereby authorized by and empowered for and on behalf of and in the name of the Board of Supervisors to include in the Lease Agreement any and all provisions and stipulations that he deems in the best interest of the Board of Supervisors.

- 9B. Request from the LSU AgCenter to approve an Assignment of Undivided Working Interest and an Assignment of Overriding Royalty Interest by Pennington Oil & Gas Interests, LLC

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College that F. King Alexander, President of the LSU System, or his designee, is authorized and empowered for and on behalf of the Board of Supervisors to execute a consent to assignment by Pennington Oil & Gas Interests, LLC, as assignor, and Pennington Energy, LLC, et al., as assignees concerning Overriding Royalty Interest and Undivided Working Interest in the following described mineral lease:

Lease for Oil, Gas and Other Liquid or Gaseous Materials, being State Agency Lease No. 21229, by and between the State Mineral and Energy Board, on behalf of Lessor, and Pennington Oil & Gas Interests, L.L.C., as Lessee, dated August 14, 2013 and recorded under ORG 043 and BNDL 12527 of the Public Records of East Baton Rouge Parish, Louisiana, less and except the portion lying outside the Bal M-NS RA SU created by Order No. 16-R of the Office of Conservation released by act dated August 7, 2014, recorded as Original 817, Bundle 12597 of the public records of said parish.

- 9C. Request from LSU Health Sciences Center School of Graduate Studies in New Orleans for approval to convert five previously matched, single-slot professorships to the Endowed Superior Graduate Student Scholarships Subprogram:

- Frank Low, PhD Professorship in Graduate Studies
- H. Adele Spence Professorship of Graduate Studies
- Robert F. Dyer Professorship of Graduate Studies
- L. Allen Barker Professorship in Graduate Studies
- Herbert C. Dessauer Professorship in Graduate Studies

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College hereby approves the request to convert five previously matched, single-slot professorships within the LSU Health Sciences Center in New Orleans School of Graduate Studies to the Endowed Superior Graduate Student Scholarships SubProgram, subject to approval by the Louisiana Board of Regents.

- 9D. Request from LSU A&M for approval to establish a Graduate Certificate in Climatology and Climate Change

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby approve the request from LSU A&M to establish a Graduate Certificate in Climatology and Climate Change, subject to approval by the Louisiana Board of Regents.

- 9E. Request from LSU A&M for approval to establish a Master of Science and Doctor of Philosophy in Nutrition and Food Sciences with four areas of concentration:

- Human Nutrition
- Molecular Nutrition
- Food Science and Technology
- Food and Bioprocessing Systems

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby approve the request from LSU A&M to establish a Master of Science and Doctor of Philosophy in Nutrition and Food Sciences with four areas of concentration: Human Nutrition, Molecular Nutrition, Food Science and Technology, and Food and Bioprocessing Systems, subject to approval by the Louisiana Board of Regents.

9F. Request from LSU A&M for approval of a Letter of Intent for a Master of Science in Agricultural and Extension Education

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby approve the Letter of Intent from LSU A&M for a Master of Science in Agricultural and Extension Education, subject to approval by the Louisiana Board of Regents.

10. Committee Reports

A motion was made by Mr. Chatelain, and seconded by Mr. McCollister, to approve the Committee resolutions which were unanimously approved by the Committees. The Board voted unanimously to approve all Committee resolutions.

10A. Finance, Infrastructure, and Core Development Committee

Mr. Danos, Acting Chair of the Finance, Infrastructure, and Core Development Committee, reported that the Committee received five (5) recommendations for consideration for Board approval. It is the recommendation of the Committee that the recommendations receive Board approval.

10A1. Approval of FY 2014-15 Supplemental Appropriation, FY 2015-16 Institution Distribution, and Authorization to Increase Tuition and Fees

Dr. Layzell gave a brief summary asking for two things, 1) to begin the process to implement the operating budget FY 2016 and 2) asking to delegate to the President authority to impose an additional general fee if needed.

President Alexander gave his views on how this would affect the flexibility when facing cuts to all the campuses. Dr. Alexander stated he would consult with the Board. He stated there was a need to make a decision since the next Board meeting is not until September and the fee bills need to go out.

Questions and comments were brought up by Mr. Angelle, regarding self generating authority and other various legislative bills relating to LSU (HB152, HB766). Mr. McCollister also followed up with comments on the Grad Act. Mr. Chatelain said the Board needs to look at what the increases are and how they compare before a decision can be made. He emphasized the need for more information before giving authority. Mrs. Duplessis said the Board would like to have more time to understand how the type of fee increases are being imposed and asked if the Board needed to call a meeting in July to consider additional fees. Mr. Danos stated that the legislature has given the Board more authority and they want to be responsible and diligent about using that authority.

Mr. Skinner offered another option that the executive committee could vote or delegate authority to the executive committee rather than the whole Board meet. Mr. Jacobs indicated it needed to be brought before the entire Board.

Mr. Danos suggested the Board approve the Fiscal Year 2015-16 Institution Distribution and to defer the additional fee amount. The below resolution was amended to reflect the change.

Upon motion of Mr. Yarborough, seconded by Mr. McCrery, the Board voted unanimously to approve the amended resolution:

WHEREAS, Article VII, Section 5 [D] [4] of the Louisiana Constitution requires the Board of Regents to develop a funding formula as a component of the Master Plan for Public Postsecondary Education for the equitable distribution of funds to the institutions of postsecondary education; and

WHEREAS, Article VIII, Section 12 of the Louisiana Constitution states that appropriations for the institutions of higher education shall be made to their managing boards and the funds appropriated shall be administered by the managing boards and used solely as provided by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Louisiana State University and Agricultural & Mechanical College that the Board authorizes the President of LSU with notice to the Board to act on behalf of the Board in presenting the methodology and distribution of appropriations and table of organization positions to the institutions of the System to the Board of Regents, the Legislature or its committees as required between meetings of the Board of Supervisors, and hereby delegates all such authority necessary to accomplish such purposes;

BE IT FURTHER RESOLVED that the actions taken herein constitute approvals of the appropriations, not specific approval of the operating budgets of any budget entity of the System, as required, which approvals remain with the Board or President, each respectively, pursuant to the Bylaws and as provided by law;

BE IT FURTHER RESOLVED that the Board authorizes the President of LSU, with prior notice to the Board Chair and Chair of the Finance, Infrastructure, and Core Development Committee to act on behalf of the Board in the approval or authorization of any additional autonomies that may be authorized as a result of the 2015 Legislative Session that he deems in the best interest of LSU.

- 10A2. Recommendation to approve First Amendment to Cooperative Endeavor Agreement by and among LSU Research and Technology Foundation and Board of Supervisors of Louisiana State University and Agricultural and Mechanical College

Upon motion of Mr. McCollister, seconded by Mr. Yarborough, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College hereby authorizes its President, F. King Alexander, or his designee to execute the Amended Cooperative Endeavor Agreement with the LSU Research and Technology Foundation and any related documents and to make any changes that he deems to be in the best interest of the University.

- 10A3. Request From LSU Health Science Center in Shreveport to Approve the FY 2015-2016 Expenditure of Carroll W. Feist Legacy Funds for the Feist Weiller Cancer Center and to Make a Determination of Acceptable University Purpose

Upon motion of Mr. Lawton, seconded by Mr. Yarborough, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural & Mechanical College does hereby (a) approve the budget request of \$5,796,000 from the CFeist Legacy Account for the benefit of the Feist Weiller Cancer Center programs at the LSU Health Sciences Center – Shreveport and (b) that the Board determines that the use of those funds constitute an appropriate and acceptable university purpose.

10A4. Recommendation to amend the Bylaws and Regulations of the Louisiana State University and Agricultural and Mechanical College Board of Supervisors Pursuant to Organizational Changes

Upon motion of Mr. Yarborough, seconded by Mr. Lawton, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby amend the Bylaws and Regulations of the Board as provided in Attachment A as it relates to the positions of President and the Chancellor of Louisiana State University and Agricultural and Mechanical College and other matters, effective as of July 1, 2015.

10A5. Request from the administrative officers of the campuses and hospitals to write-off uncollectible receivable accounts as of June 30, 2015

Upon motion of Mr. Yarborough, seconded by Mr. Lawton, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural & Mechanical College does hereby authorize the write-off of accounts receivable for fiscal year 2014-15 which are deemed to be uncollectible and chargeable against the respective funds, without prejudice to the continuing right to collect such sums.

10B. Property and Facilities Committee

Mr. McCollister, Chairman of the Property and Facilities Committee, reported that the Committee received two (2) recommendations, one (report) and one (1) presentation, for consideration for Board approval. It is the recommendation of the Committee that the recommendations receive Board approval.

10B1. Presentation on the Nicholson Gateway Project by the Project Manager

Dr. Dan Layzell introduced Peter Issac and Brad Noise of Brailsford & Dunlavey who gave an update and synopsis presentation on the Nicholson Gateway Project. **(Presentation on file in the Office of the LSU Board of Supervisors of Louisiana State University)**

10B2. Status Report on LSU A&M Housing, Parking, and Energy Management Initiatives

Dr. Dan Layzell gave a presentation on the LSU A&M Housing, Parking and Energy Management Initiatives. **(Presentation on file in the Office of the LSU Board of Supervisors of Louisiana State University)**

10B3. Request from LSU A&M to approve the Schematic Design of the LSU Football Operations Center Addition

Upon motion of Mr. Danos, seconded by Mr. Jacobs, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby approve the exterior elevations for the Football Operations Building Additions.

10B4. Request from LSU Ag Center to approve a lease agreement with the Companion Animal Alliance for the construction and operation of an animal shelter on LSU AgCenter property

Upon motion of Mr. Lawton, seconded by Mr. McCrery, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby authorize its President, Dr. F. King Alexander, or his successor or designee, to execute a lease agreement with the Companion Animal Alliance to construct and operate an animal shelter on Gourrier Ave. near River Road, containing terms and conditions that the President considers to be in the best interests of the University.

10C. Healthcare and Medical Education Committee

Mr. Yarborough, Chairman Health Care and Medical Education Committee, reported that the Committee received one (1) recommendation and one (1) updated discussion for consideration for Board approval. It is the recommendation of the Committee that the recommendation receive Board approval.

10C1. Request from LSU Health Sciences Center Shreveport to approve a Memorandum of Understanding between LSU Board of Supervisors and LSU Health Sciences Center Shreveport Faculty Group Practice

Upon motion of Mr. Chatelain, seconded by Mr. Moore, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural & Mechanical College does hereby (a) approve the Memorandum of Understanding by and between Board of Supervisors of Louisiana State University and Agricultural and Mechanical College and LSU Health Sciences Center - Shreveport Faculty Group Practice.

10C2. Update on the hospital public private partnerships and discussion of the Cooperative Endeavour Agreement between Biomedical Research Foundation of Northwest Louisiana (BRF), BRF Hospital Holdings, LLC (BRFHH), LSU and the State of Louisiana through the Division of Administration

Due to prospective litigation, Mr. Yarborough stated he would entertain a motion to table the discussion of the Biomedical Research Foundation Endeavor Agreement until the full Board convenes in executive session.

Upon motion by Mr. Moore, seconded by Mr. Lasseigne, the Board voted unanimously to defer the item until the full Board meeting.

Mr. Skinner asked for a roll call vote for legal purposes. The roll call vote was taken and the Healthcare Committee members that were in attendance (Yarborough, Moore, Chatelain, Danos, Lasseigne, McCrery) voted unanimously to defer.

10D. Athletic Committee

Mr. Chatelain, Chairman Athletic Committee, reported that the Committee received one (1) recommendation for consideration for Board approval. It is the recommendation of the Committee that the recommendation receive Board approval.

10D1. Request from LSU A&M to approve amendment to the Athletic contract for Ms. Mary “Fran” Flory, Head Coach, Women’s Volleyball

Upon motion of Mr. Lasseigne, seconded by Mr. Moore, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural & Mechanical College authorizes Dr. F. King Alexander, President and Chancellor, or his designee, to sign contract amendments with Mary "Fran" Flory, and to include in such amendment such terms and conditions as he, in consultation with the System General Counsel, deems to be in the best interests of LSU.

10E. Audit Committee

Mr. Jacobs, Chairman Audit Committee, reported that the Committee received one (1) report and one (1) presentation.

10E1. Consideration of Fiscal Year 2016 Audit Plan

A copy of the Risk Assessment and Internal Audit Plan Fiscal Year 2016 is on file in the Office of the LSU Board of Supervisors of Louisiana State University

10E2. Presentation of Fiscal Year 2015 3rd Quarter Audit Summary

A presentation of Fiscal Year 2015 3rd Quarter Audit Summary was presented at the Audit meeting.

11. Recommendation to revise and reenact procedures for selection of student member on the LSU Board of Supervisors

Upon motion of Mr. Yarborough, seconded by Mr. Lasseigne, the Board voted unanimously to approve the following resolution:

NOW, THEREFORE, BE IT RESOLVED that these procedures are restated and revised to provide that the President of LSU shall convene the Council of Student Body Presidents elected by and from the respective campuses during the spring semester of each year, these campuses being:

- LSU at Alexandria
- LSU and A&M College
- LSU at Eunice
- LSU in Shreveport
- LSU Health Sciences Center New Orleans
- LSU Health Sciences Center Shreveport

BE IT FURTHER RESOLVED that the elected student representatives from a campus having more than one elected student representative may elect from among themselves the student member who shall represent the campus on the LSU Council of Student Body Presidents, and

BE IT FURTHER RESOLVED at the time of such meeting on or after April 1, but prior to May 31 each year, members-elect of the Council of Student Body Presidents for the following academic year shall select by ballot a student body president from their number to serve as the member of the Board of Supervisors for one year beginning on June 1 and ending May 31 of the following year coincident with the nominee's tenure as student body president.

BE IT FURTHER RESOLVED that representatives from the same campus cannot serve on the board for consecutive terms and no student member shall serve for consecutive terms even if representing different campuses.

12. Chairman's Report

The next Board of Supervisors meeting will be held in Baton Rouge on September 18, 2015.

13. Executive Session

NOTICE: The LSU Board of Supervisors and/or its Health Care and Medical Education Committee may go into executive sessions pursuant to La. R.S. 42:17(A)(1) and (A)(2) to discuss: (a) a personnel matter regarding an appeal from a decision to terminate an employee; and (b) prospective litigation regarding possible breach of the Cooperative Endeavour Agreement between Biomedical Research Foundation of Northwest Louisiana (BRF), BRF Hospital Holdings, LLC (BRFHH), LSU and the State of Louisiana through the Division of Administration.

Chair Duplessis asked for a motion to adjourn into executive session for the purpose of discussing a personnel matter and prospective litigation both of which are described on the board revised agenda. Mrs. Duplessis called for a motion.

Upon motion by Mr. Yarborough, seconded by Mr. Lawton, the Board voted unanimously to meet in executive session.

Chair Duplessis asked for a roll call vote for the record. .

The Board members returned from executive session and Chair Duplessis called for a motion to exit executive session.

Upon motion by Mr. Lasseigne, and seconded by Mr. Yarborough, the Chair asked for a roll call vote for the record. The Board voted unanimously to exit executive session.

Chair Duplessis asked for a motion to return to the regular session of the Board of Supervisors Meeting. Upon motion by Mr. Lawton, seconded by Mr. McCrery, the Board voted unanimously to return to the regular session.

Chair Duplessis ask for a motion to deny the appeal that was the subject of the personnel discussion. Upon motion by Mr. Chatelain, seconded by Mr. Moore, the board voted unanimously to approve the motion.

Chair Duplessis asked for a motion regarding the Cooperative Endeavor Agreement. Upon motion by Mr. Danos, seconded by Mr. Yarborough, the Board approved a resolution authorizing the President to take all necessary actions and appropriate steps to resolve any issues relating to a possible breach of terms of the Cooperative Endeavor between Biomedical Research BRF of Northwest Louisiana and Biomedical Research Foundation Hospital Holdings, LSU and the State of Louisiana through the Division of Administration. The Board voted unanimously to approve.

14. Adjournment

There being no further business to come before the Board, the meeting was adjourned.

Kay Miller
Administrative Secretary
LSU Board of Supervisors