

EASTERN NEW MEXICO UNIVERSITY
Board of Regents Meeting
Hotel Santa Fe, Hacienda Conference Room, Santa Fe, NM
January 19, 2022 – 1:00 p.m.

CALL TO ORDER

Regent President Lance Pyle called the meeting to order at 1:00 p.m. and declared a quorum. Regents Lance Pyle, Phillip Bustos, Chandler Head, Trish Ruiz, and Dan Patterson were present.

*Roll call: Regent Pyle – Yes; Regent Bustos– Yes; Regent Head – Yes;
Regent Ruiz– Yes; Regent Patterson –Yes.*

PLEDGE OF ALLEGIANCE

APPROVE THE AGENDA

*Regent Head moved to strike the report from the student lobbying group from the agenda.
Regent Ruiz moved to approve the agenda as amended. Regent Head seconded the motion.
Vote: 5-0-0. Motion approved.*

APPROVAL OF MINUTES

*Regent Ruiz moved to approve the minutes of December 10, 2021.
Regent Head seconded. Vote: 5-0-0. Motion approved.*

BUSINESS MATTERS

Consent Agenda

1. Annual Authorization of Officers (Dr. Patrice Caldwell, Action)
2. Authorization of Open Meetings Act (Dr. Patrice Caldwell, Action)
3. Agriculture Judging Team, Roswell (Dr. Shawn Powell, Action)
4. Approval of Extension of Ground Leases, Portales and Roswell (Mr. Scott Smart, Action)

*Regent Ruiz moved to approve the consent agenda as presented.
Regent Head seconded the motion. Vote: 5-0-0. Motion approved.*

Other Matters

1. Amended Capital Requests

Mr. Scott Smart presented an adjusted list of capital requests for the 2022 Legislative Session, including two requests for KENW, ENMU-Rodeo, and ENMU-Athletics. In addition to this list, there are several other items that are being considered. These include \$12M under the GO Bond request for the construction of the SAS Building. Also, we are seeking \$6M in recurring money to be added to our base appropriation to bring the institution on even par with our peers in the state. These requests total slightly over \$33.6M, exclusive of the line item for Athletics.

Regent Pyle introduced Peter Mallery, the University's lobbyist, and asked him to be available for questions. He confirmed that the requests listed by Mr. Smart have been filed with the Legislative Council Services and asked about the request from Athletics. Mr. Smart clarified that the request from Athletics for the video scoreboard at Greyhound Arena, LED lighting for the scoreboard at the baseball field, resurfacing the tennis courts, and artificial turf on the softball field have been filed. The \$17M request has not been filed due to a possible miscommunication. Regent Pyle asked about further needs in the Athletic Department and Mr. Smart responded that institutional priorities are being considered. Presently, the greatest need appears to be the renovation of Greyhound Arena

which is categorized as 50% I&G and 50% Auxiliary. It is not common for the state to fund improvements for athletic facilities. He stated that the greatest challenge with remodeling this facility is its evaporative cooling system, which needs to be transitioned to refrigerated air. Remodeling costs are estimated at \$20M.

Mr. Smart said plans to remodel Greyhound Arena are on the five-year capital plan and would fall on the 2026 GO Bond along with the possibility of a new Agriculture Instruction Center.

Regent Patterson moved to approve revised capital requests for KENW and Athletics as presented. Regent Ruiz seconded the motion. Vote: 5-0-0. Motion approved.

2. Equity Funding Formula Resolution

Dr. Patrice Caldwell gave a brief overview of the inequity in funding ENMU has experienced over the past years. Regent Patterson commented that he is glad to see we are working toward equitable funding for the institution.

Mr. Mallery discussed the procedures for pushing such legislation through and suggested working with Senator Stuart Ingle as a liaison with the committee leaders.

Regent Pyle reiterated the importance of working to get this resolution into the right hands.

Regent Head moved to approve the equity funding formula resolution as presented. Regent Ruiz seconded the motion. Vote: 5-0-0. Motion approved.

3. Audited Financial Statements for Fiscal Year 2021

Ms. Audrey Jaramillo of Jaramillo Accounting Group commented on the great working relationship they have with the ENMU Business Office on all campuses of the System. This year's audit process went smoothly.

Mr. Scott Eliason discussed the scope of the audit, which includes the component units of the three campus foundations, and KENW. The most sensitive estimates affecting the University's financial statements were:

- The New Mexico Educational Retirement Board's estimate of the University's pro-rata share of ERB pension liability, and
- The New Mexico Retiree Healthcare Authority's estimate of the University's pro-rata share of the RHCA retiree healthcare liability, and
- The estimated depreciation of capital assets

Mr. Eliason reported two findings for the current year:

- Student Financial Aid – Enrollment Reporting
- Safeguarding of Assets.

It is the understanding of JAG that the University has put measures in place, such as calendar reminders, to assure timely enrollment reporting issue from repeating in the future. Also, a system of checks and balances has been put into place in the Cashiers office to safeguard assets.

Regent Ruiz moved to approve the audited financial statements for FY21 as presented. Regent Patterson seconded the motion. Vote: 5-0-0. Motion approved.

4. Promotion and Tenure Decisions

Dr. Jamie Laurenz commented on the hard work and accomplishments of this year's faculty members receiving promotion and tenure. Those faculty members approved for tenure and/or advancement are:

Assistant Professor – Carolyn Tollett, Social Work
Associate Professor – Micah Donohue, English
Greg Gallagher, Music
Rachel Lingnau, Communicative Disorders
Darrell Roe, Communication
David Sweeten, English
Weizhong Tian, Statistics
Youngmin Yoon, Health and Physical Education
Professor - Brian Pasko, Mathematics
Richard Schwartz, Music

5. Agricultural Program Funding Request Authorization

Dr. Shawn Powell discussed this funding request approved by the ENMU-Roswell Community College Board, for an appropriation of \$100K from the state of New Mexico for costs associated with an agriculture certificate and degree program.

Regent Patterson moved to approve the agriculture program funding request for ENMU-Roswell as presented. Regent Ruiz seconded the motion. Vote: 5-0-0. Motion approved.

6. Nexus Phase III Contract

Mr. Ryan Trosper thanked the Regents for their support of Phase I and II of the remodeling project and presented the contract for Phase III not to exceed \$2,669,644.80 through Bradbury-Stamm Construction Company. The scope of this project will enhance the exterior storefront of the building, resurface the parking area, and assure ADA compliance and safety issues are addressed.

Regent Pyle asked about the number of respondents to this RFP and the funds available in the budget to complete this project. Mr. Trosper stated that four contractors came to the walk-through and two responded to the bidding process. The Regents previously approved a budget not to exceed \$3M, and this bid falls within that dollar amount. The timeline for completion is estimated for early fall 2022.

Regent Pyle asked about a liquidated damages clause and Mr. Trosper said the contract covers liquidated damages at \$750 per consecutive day.

Regent Pyle moved to approve the Nexus Phase III contract for ENMU-Ruidoso as presented. Regent Patterson seconded the motion. Vote: 5-0-0. Motion approved.

7. Expansion of Alcohol License

Regent Lance Pyle asked for clarification on the current alcohol license that ENMU holds. Mr. Smart said there is one license that allows for serving alcohol in the CUB Ballroom and Zia Room.

Regent Pyle said that with the recent development of the ENMU Foundation wine offering as well as other products coming soon, it seems feasible to open up three additional locations for alcohol service. These locations are the Greyhound Arena, Lewis Cooper Rodeo Arena, and Greyhound Stadium.

Regent Dan Patterson mentioned the necessity of having adequate security at any venue where alcohol is being served.

Regent Head moved to approve the expansion of the ENMU-Portales alcohol license as presented. Regent Ruiz seconded the motion. Vote: 5-0-0. Motion approved.

REGENT MATTERS

Information Only

Mr. Scott Smart

Update on ENMU-Portales/Ruidoso Master Plan RFP

Mr. Smart reported the RFP went out this week. Nothing further to report at this time.

Update on Roosevelt Science Center (RSC)

Mr. Smart reported the original budget for this project was \$17M and has now increased to \$28M. Funding from the 2018 GO Bond must be spent this year and with that in mind, it is no longer feasible to build next to the existing building. A renovation of the existing building is the only prudent path forward, and the process of moving faculty science equipment, and collections to another location will begin in July with renovation soon to follow. The fall of 2023 is the targeted completion date.

The existing RSC does not have adequate floor-to-ceiling space for ductwork; therefore, a new space will need to be constructed to house HVAC equipment and for mechanical purposes. Dr. Laurenz commented that it had been thought the committee had developed the best plan for this new structure, but the logistics are now being re-thought.

Regent Patterson suggested this recommendation be accepted and that we move forward as quickly as possible so we do not lose any more money. Mr. Smart clarified the seeming delay has been due to the necessity of working with two bonds. Exacerbating the situation is the COVID-related inflation of material costs.

Regent Pyle asked that this matter be revisited at the February board meeting and for a full line of communication be established between Mr. Smart and the Regents as it pertains to Roosevelt Science Center.

Update on the University House

Mr. Smart reported this project is essentially complete. The rockwork for the entryway has been delayed as they await a delivery of materials. Landscaping will commence in early spring and the furniture order has begun to arrive. The last piece to fall into place will be the certificate of occupancy from the regional inspector.

Dr. Patrice Caldwell

Reimplementation of Men's Soccer

Dr. Caldwell presented the estimated costs for fielding a men's soccer program at \$297K with potential revenue of \$315K. She reiterated that these are conservative numbers, with several factors at play.

Matters of concern with the reimplementation of this program are:

- Issue of Title IX equity between male and female athletes
- Inflationary costs (insurance, transportation, mandates from Lonestar Conference and NCAA)
- The declining appropriation from Research and Public Service, which has steadily decreased in recent years

The good news is that there is a recommendation in all three budgets for an increase for Research and Public Service Projects, which includes athletics. ENMU would need a 10% increase to regain the funding and cuts that Athletics has experienced over the past 8-10 years.

Other Matters

1. Core Staff Leadership and Community Involvement

Regent Pyle said information about University matters within the community is not always accurate and requires the involvement of the University's leadership. It is vital to find ways to keep the public informed about the University.

Regent Pyle asked that a vision be defined by the administrative team and communicated to the board.

2. Committee Appointments

Regent Pyle made the following committee appointments for 2022:

- Audit/Finance Committee – Regent Pyle/Regent Bustos
- Foundation Board – Regent Ruiz
- Alumni Board – Regent Head
- HERC Committee – Regent Ruiz/Regent Bustos

Regent Head moved to approve the 2022 committee appointments as presented. Regent Ruiz seconded the motion. Vote: 5-0-0. Motion approved.

ROUTINE MATTERS

REPORT FROM THE PRESIDENT OF THE BOARD

Regent Lance Pyle thanked everyone for their attendance. He stated that he would like to see ENMU move forward and become more innovative with enrollment and services and to seize funding opportunities.

Regent Pyle presented Regent Patterson with a gavel plaque honoring his year of service as Regent President for 2021.

REPORT FROM THE ENMU-ROSWELL PRESIDENT

Dr. Shawn Powell reported 117 positive COVID cases since April 2020. Enrollment is up 7% for the spring semester and classes began January 18, 2022.

A formal letter has been received from the Higher Learning Commission regarding their site visit for accreditation. All criteria were met and no further action has been recommended.

Dr. Powell gave updates on various construction projects as outlined in his handout.

REPORT FROM THE ENMU-RUIDOSO PRESIDENT

Mr. Ryan Trosper commented on the vision for the “One-Eastern” concept and the leadership Dr. Caldwell and Dr. Powell have provided to make this a strong system, which can collectively be useful in the legislative processes.

Mr. Trosper reported a 10% enrollment increase for spring. The total number of COVID cases are 35, with eight cases reported in January.

REPORT FROM THE CHANCELLOR OF THE ENMU SYSTEM

Dr. Caldwell recognized the lobbying group and thanked the team for handing out peanuts and visiting legislative offices this week. Mr. Rey Coss was asked to give a brief update on this process. Mr. Coss reported that “Legislative Ask” handouts and reception invitations were distributed to legislators and administrative assistants at the Capitol yesterday.

Regents received a handout pertaining to fall census headcount by level, college, and major on the Portales Campus. Dr. Laurenz was asked to talk about trends we have seen over the past few years. He provided some details about program growth and changes.

Dr. Long also provided a data sheet focusing on freshmen. Details on recruiting initiatives and enrollment data were included in this information, showing the Portales campus is up 104 freshmen applications from last year.

EXECUTIVE SESSION

Regent Bustos moved to enter executive session at 4:11 p.m. to discuss one personnel matter related to Board of Regent-related projects and priorities pursuant to Section 10-15-1(H)(2), NMSA (1978). Regent Patterson seconded the motion. Vote: 5-0-0. Motion approved.

Roll call: Regent Pyle – Yes; Regent Bustos – Yes; Regent Head – Yes; Regent Ruiz – Yes; Regent Patterson – Yes.

*Regent Patterson moved to return to open session at 4:31 p.m.
Regent Bustos seconded the motion. Vote: 5-0-0. Motion approved.*

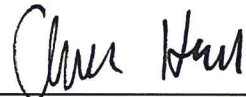
Regent Pyle reported that one personnel matter was discussed. No actions were taken.

ADJOURNMENT

*Regent Ruiz moved to adjourn the meeting at 4:31 p.m.
Regent Head seconded the motion. Vote: 5-0-0. Motion approved.*



President of the Board



Secretary of the Board