

**MINUTES OF THE MEETING OF THE
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA
Held at
Atlanta, Georgia
April 21, 2010**

CALL TO ORDER

The Board of Regents of the University System of Georgia met on Wednesday, April 21, 2010, in the Board Room, 270 Washington St., S.W., Atlanta, Georgia. The Chair of the Board, Regent Robert F. Hatcher, called the meeting to order at approximately 10:00 a.m. Present in addition to Chair Hatcher were Vice Chair Willis J. Potts, Jr. and Regents Kenneth R. Bernard, Jr., James A. Bishop, Frederick E. Cooper, Larry R. Ellis, C. Thomas Hopkins, Jr., Felton Jenkins, W. Mansfield Jennings, Jr., James R. Jolly, Donald M. Leebern, Jr., William H. NeSmith, Jr., Doreen Stiles Poitevint, Wanda Yancey Rodwell, Kessel D. Stelling, Jr., Benjamin J. Tarbutton, III, Richard L. Tucker, and Larry Walker. Chancellor Erroll B. Davis, Jr. was absent.

INVOCATION

The invocation was given by Regent Benjamin J. Tarbutton, III.

SAFETY BRIEFING

The safety briefing was given by Chief Bruce Holmes.

ATTENDANCE REPORT

The attendance report was given by Secretary to the Board Burns Newsome.

APPROVAL OF MINUTES

The minutes of the Board of Regents meetings held on March 9-10, 2010, were unanimously approved.

CHAIRMAN'S REMARKS

Chair Robert F. Hatcher officially welcomed Dr. C. Thomas Hopkins, Jr., as the newest member of the Board of Regents. Dr. Hopkins is board certified in orthopaedic surgery and orthopaedic sports medicine, engaged in private practice in Griffin. Chair Hatcher assigned Regent Hopkins to the Medical Education Expansion Committee and the Track I Committees. Chair Hatcher congratulated Regent Kessel D. Stelling, Jr. on his appointment as Chief Operating Officer of Synovus Financial Corp. and Vice Chair Willis J. Potts, Jr. for receiving the 2010 TAPPI Herman L. Joachim Distinguished Service Award for the Pulp, Paper, Converting and Packaging Industry.

Additionally, Chair Hatcher thanked President G.P. “Bud” Peterson of the Georgia Institute of Technology (“GIT”), for hosting the Regents for dinner and providing a tour of the Graphics, Visualization & Usability Center (“GVU” Center) at Georgia Tech. The Chair then gave President Peterson the floor for a brief presentation. President Peterson announced that GIT had accepted an invitation to join the Association of American Universities (“AAU”), becoming the 35th public university in its membership. The AAU is a nonprofit association of 61 (including GIT) U.S. and two Canadian preeminent public and private research universities. Founded in 1900, AAU focuses on national and institutional issues that are important to research-intensive universities, including funding for research, research and education policy, and graduate and undergraduate education.

CHANCELLOR’S REPORT

Executive Vice Chancellor, Dr. Susan Herbst gave the Chancellor’s report. Dr. Herbst reported on the Race to the Top Fund, the Shared Services Center, and the University System budget.

Race to the Top Fund. Many education experts throughout the state worked on Georgia’s application for the U.S. Education Department’s “Race to the Top Fund.” Georgia’s proposal requested \$460 million for improvements to teacher preparation among other items. Out of 42 state applications, only two grants were awarded. Georgia came in third, but can re-apply for the funds in June. Dr. Herbst highlighted areas that need improvement in the next proposal, such as including more school systems, achieving more participation from teachers and teacher associations, and providing more detail about strategies for principal preparation and pay-for-performance teacher evaluation systems.

Shared Services Center. Dr. Herbst announced that the dedication for the University System’s Shared Services Center in Sandersville, Georgia will be held April, 28, 2010. While the Board approved the Shared Services Initiative in 2008 and the System Office launched its payroll consolidation in 2009, the dedication ceremony is the realization of the “bricks and mortar” part of the Initiative. The Center will serve as the nerve center for a more efficient and effective handling of many of the System’s back office operations. Dr. Herbst also recognized the Regents, System Office staff, institutional staff, and the local government officials in Washington County and Sandersville who assisted in the various stages of the project including Regent James R. Jolly, former Regent Allan Vigil and Regent Emeritus Elridge McMillan, who served on the Special Regents’ Subcommittee responsible for evaluating the competitive bids for the site. Ms. Usha Ramachandran, Vice Chancellor for Fiscal Affairs, and her staff and the institutional chief business officers led by Mr. Levy Youmans, at Macon State College were also acknowledged.

Budget. Dr. Herbst stated that the House of Representatives (the “House”) had passed its version of the Fiscal Year 2011 Budget, which closely tracks the Governor’s recommendations and is now in the hands of the Senate. She noted that if the final state budget is close to the House version, while it certainly will not be an easy task, the System should be able to fulfill its academic mission without a significant compromise to quality.

COMMITTEE REPORTS

EXECUTIVE AND COMPENSATION COMMITTEE

The Executive and Compensation Committee met on Wednesday, April 21, 2010, at approximately 9:15 a.m. in Room 7019. Committee members in attendance were Chair Robert F. Hatcher, Vice Chair Willis J. Potts, Jr., Regents Felton Jenkins, W. Mansfield Jennings, Jr., and James R. Jolly, as well as ex-officio members Regents Donald M. Leebern, Jr. and Richard L. Tucker. Members of the University System Office senior staff were also present. Chair Hatcher reported to the Board that the Committee reviewed several items in executive session but took no action.

1. Executive Session: Personnel Matters

At approximately 9:17 a.m., Chair Robert F. Hatcher called for an executive session for the purpose of discussing personnel matters and litigation. With motion properly made and seconded, the Regents who were present voted unanimously to go into executive session. Those Regents are listed above. Members of the University System Office senior staff also were present. In accordance with H.B. 278, Section 3 (amending O.C.G.A. 50-14-4), an affidavit regarding this executive session is on file in the Office of the Secretary to the Board.

Chair Hatcher reconvened the Committee in its regular session at approximately 9:54 a.m. and announced that no actions were taken during the executive session.

The committee meeting was adjourned at approximately 9:55 a.m.

COMMITTEE ON ACADEMIC AFFAIRS

The Committee on Academic Affairs met on Wednesday, April 21, 2010, at approximately 10:30 a.m. in Room 5158. Committee members in attendance were Chair Benjamin J. Tarbuton, III, Vice Chair Wanda Yancey Rodwell, and Regents Kenneth R. Bernard, Jr., Larry R. Ellis, C. Thomas Hopkins, Jr., William H. NeSmith, Jr., Doreen Stiles Poitevint, Richard L. Tucker, and Larry Walker. The Chair of the Board, Robert F. Hatcher, Chief Academic Officer and Executive Vice Chancellor Susan Herbst, Assistant Vice Chancellor Linda Noble, and institutional representatives also were in attendance. Chair Tarbuton reported to the Board that the Committee reviewed 17 items, 15 of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Revision to Policy 3.6.3, Comprehensive Academic Program Review

The Board approved the revision of Policy 3.6.3, Comprehensive Academic Program Review, as shown below, effective April 21, 2010. The policy change reflects the revised policy concerning institutional responsibilities associated with the follow-up assessment of academic programs. A summary of changes in comprehensive program review can be found in Appendix I.

3.6.3 Comprehensive Academic Program Review

Each USG institution shall conduct academic program review on a periodic basis. Consistent with efforts in institutional effectiveness and strategic planning, each USG institution shall develop procedures to evaluate the effectiveness of its academic programs ~~through a systematic review of academic programs~~ to address the quality, viability, and productivity of efforts in teaching and learning, scholarship, and service as appropriate to the institution's mission. **The Institutional review of academic programs shall involve analysis of both quantitative and qualitative data, and institutions must demonstrate that they make judgments about the future of academic programs within a culture of evidence. Planning and conduct of academic program reviews shall be used for the progressive improvement and adjustment of programs in the context of the institution's strategic plan and in response to findings and recommendations of the reviews. Adjustment may include program enhancement, maintenance at the current level, reduction in scope, or, if fully justified, consolidation or termination.**

~~The~~ **Except for programs requiring a formal accreditation review, an institution's** cycle of review for all undergraduate academic programs shall be no longer than seven (7) years, and for all graduate programs no longer than ten (10) years. **Newly approved programs should automatically be reviewed seven years after launch. If successfully reviewed, the new program will then become part of the regular institutional cycle. If unsuccessful, the institution will present a plan of action to the System Office.** ~~Programs accredited by external entities may substitute an external review for institutional program review, provided the external review meets USG and institution requirements for program review. If an external accreditation entity's review cycle for undergraduate programs is ten (10) years, the ten-year review cycle may be used for that program only. No program review cycle at any level shall exceed ten (10) years.~~ **may not substitute an external review for institutional program review, but material submitted as part of an external accreditation process may be used in the institutional review. Institutions may align program review cycles with required external accreditation review, so long as no program review cycle at any level exceeds ten (10) years. Institutions must also review General Education every five (5) years; learning outcomes for each Area A-E of institutional core curricula must be approved by the Council on General Education. Institutions are also encouraged to review Learning Support programs.**

~~The USG chief academic officer must approve each institution's plan for the conduct of a complete cycle of program review and may require changes in the plan, providing adequate time for the change to be implemented. Each institution shall conduct program review according to the terms of its approved plan, with annual updates and requests for changes to the plan as necessary.~~

~~Requests for changes to the plan will be reviewed and approved by the USG chief academic officer. Updates to Comprehensive Program Review Schedules will be provided as notification items to the USG chief academic officer.~~

Each USG institution shall provide a web link outlining institutional comprehensive program review procedures and shall post program review results on a password protected

institutional web site, which shall include the institutional review cycle and a summary of current institutional reviews.

Academic Affairs staff will perform periodic analyses on the posted institutional comprehensive program reviews to ensure that reviews are being used to inform institutional decision-making on the issues of program quality, productivity and viability. The System Office staff will continue to provide data on programs with low enrollment for institutional information.

~~Planning and conduct of academic program reviews shall be used for the progressive improvement and adjustment of programs in the context of the institution's strategic plan and in response to findings and recommendations of the reviews. Adjustment may include program enhancement, maintenance at the current level, reduction in scope, or, if fully justified, consolidation or termination. Actions taken as the result of reviews and strategic plans shall be documented as provided below.~~

~~Each institution shall submit an annual program review report to the USG chief academic officer, which shall include a list of academic programs reviewed and a summary of findings for programs reviewed during the previous year. The institution must summarize actions taken both as the result of current reviews and as follow up to prior years' reviews. For each review, institutions must establish that the program has undergone review and is meeting rigorous standards. The report must identify quality, viability, and productivity parameters measured, and the findings relative to internal standards, the institution's strategic plan, and, as appropriate, external benchmarks.~~

~~The USG chief academic officer shall monitor annually a small number of performance indicators for academic programs and shall initiate dialogue with the chief academic officer of the institution when programs do not meet the guidelines defined by the indicators. If further investigation justifies additional study, the institution may be asked to conduct an off cycle review of such programs.~~

2. Establishment of an Accelerated Licensed Practical Nurse (LPN) to Associate Degree (ADN) Nursing Program, Bainbridge College

The Board approved the request of President Thomas A. Wilkerson that Bainbridge College be authorized to establish an accelerated Licensed Practical Nurse to Associate Degree nursing program, effective April 21, 2010. The accelerated program will enable students to achieve an associate's degree, sit for registered nurse licensure, remain employed, and matriculate through an intensive program on the fast track.

3. Establishment of a Bachelor of Science with a major in Chemistry, Clayton State University

The Board approved the request of President Thomas J. Hynes that Clayton State University be authorized to establish a Bachelor of Science with a major in Chemistry, effective

April 21, 2010. The program will complement institutional offerings at the undergraduate level in math and science and address the need to increase the number of science graduates.

4. **Establishment of a Master of Arts in English (emphasis in Critical Studies in Literacy and Communication), Georgia Southwestern State University**

The Board approved the request of President Kendall A. Blanchard that Georgia Southwestern State University be authorized to establish a Master of Arts in English (emphasis in Critical Studies in Literacy and Communication), effective April 21, 2010. The program has been developed to meet the needs of area teachers and professional writers. Although the institution offers several other master's degrees, the program would be the first under a Master of Arts degree for the institution.

5. **Establishment of a Master of Science with a major in Computer Science (online), Georgia Southern University**

The Board approved the request of President Brooks A. Keel that Georgia Southern University be authorized to establish a Master of Science with a major in Computer Science (online), effective April 21, 2010. The program will be offered online and is targeted to professionals who will be involved in the development and distribution of database systems and data warehousing.

6. **Establishment of a Bachelor of Science with a major in Early Childhood Education (Birth to Age Five), Kennesaw State University**

The Board approved the request of President Daniel S. Papp that Kennesaw State University be authorized to establish a Bachelor of Science with a major in Early Childhood Education (Birth to Age Five), effective April 21, 2010. The program will prepare students to work with infant, toddler, preschool, and kindergarten children and will enhance the quality of preschool programs in the metropolitan Atlanta area.

7. **Establishment of a Bachelor of Science in Health Informatics, College of Coastal Georgia**

The Board approved the request of President Valerie Hepburn that the College of Coastal Georgia be authorized to establish a Bachelor of Science in Health Informatics, effective April 21, 2010. The program was developed to provide opportunities for movement into managerial positions associated with information management in a health setting. Certification in the field is desirable in hospital, health insurance, and clinical venues.

8. **Establishment of a Bachelor of Science with a major in Biological Sciences (track in secondary teacher certification), College of Coastal Georgia**

The Board approved the request of President Valerie Hepburn that the College of Coastal Georgia be authorized to establish a Bachelor of Science with a major in Biology (track in secondary teacher certification), effective April 21, 2010. The program will provide further

opportunities for those individuals interested in pursuing biology for entry-level positions or graduate study and to teach in high schools.

9. Establishment of a Doctor of Philosophy in Music Technology, Georgia Institute of Technology

The Board approved the request of President G. P. Peterson that Georgia Institute of Technology be authorized to establish a Doctor of Philosophy with a major in Music Technology, effective April 21, 2010. The proposed program builds on the strength of the Department of Music located within the College of Architecture and is geared toward those professionals who seek sophisticated music technology skills in academia, the arts, and entertainment industries. Technological developments in areas such as music recording, acoustics, compression, distribution, and playback have changed musical practices and the need for well-educated music and audio technologists.

10. Establishment of the External (site-based and online) Offering of the Existing Specialist in Education with a major in Educational Leadership in Clayton, Fulton, Douglas, and Gwinnett Counties, University of West Georgia

The Board approved the request of President Beheruz N. Sethna that the University of West Georgia be authorized to offer externally the existing Specialist in Education with a major in Educational Leadership in Clayton, Fulton, Douglas, and Gwinnett Counties, effective April 21, 2010. The program will be delivered partially online and at an external site using a cohort model. Students will have access to both faculty and school superintendents and coaches to support them in the program. The program includes a residency to enable leadership work to take place within a school setting.

11. Termination of the Doctor of Education with a major in Social Studies Education, University of Georgia

The Board approved the request of President Michael F. Adams that the University of Georgia be authorized to terminate the Doctor of Education with a major in Social Studies Education, effective April 21, 2010. Faculty members of the Social Studies Education program within the Department of Elementary and Social Studies Education voted unanimously to terminate its Doctor of Education program on August 21, 2009. The two students who are currently classified as Doctor of Education students will have the option to complete the aforementioned degree or transition to a Doctor of Philosophy program. The decision to terminate will not have an adverse impact on faculty.

12. Establishment of the James and Marjorie Waggoner Professorship in Small Animal Studies, University of Georgia

The Board approved the request of President Michael F. Adams that the University of Georgia be authorized to establish the James and Marjorie Waggoner Professorship in Small Animal Studies, effective April 21, 2010. The College of Veterinary Medicine has established an

endowed fund for the endowed position. The University of Georgia Foundation has on deposit \$271,970 to establish and support the special position.

13. Establishment of the Daniel P. Amos Distinguished Professorship in Insurance, University of Georgia

The Board approved the request of President Michael F. Adams that the University of Georgia be authorized to establish the Daniel P. Amos Distinguished Professorship in Insurance, effective April 21, 2010. As of February 28, 2010, the University of Georgia Foundation had on deposit \$999,135 to establish the endowed position. The Professorship is available based on a gift from the Amos Family Foundation and named for the chairman and CEO of AFLAC, Inc.

14. Establishment of the UGA Athletic Association Distinguished Professorship in Biological Sciences, University of Georgia

The Board approved the request of President Michael F. Adams that the University of Georgia be authorized to establish the UGA Athletic Association Distinguished Professorship in Biological Sciences, effective April 21, 2010. The Franklin College of Arts and Sciences has completed arrangements for the funding of this Professorship. As of February 28, 2010, the UGA Foundation had on deposit \$510,306 to establish the endowed position.

15. Named Faculty Positions

The administrative and academic appointments were reviewed by the Chair of the Committee on Academic Affairs. A list of these appointments is on file for inspection in the Board's Office of Academic Affairs.

16. Information Item: Academic Programs: The Approval Process and Why

Regent Benjamin J. Tarbutton, III, led a discussion on the academic program approval process. System Office staff were present to assist as needed.

17. Information Item: Update on Regents' Test Exemption

Regent Benjamin J. Tarbutton, III, provided an update on institutional exemptions to the Regents' Test.

The committee meeting was adjourned at approximately 11:05 a.m.

COMMITTEE ON FINANCE AND BUSINESS OPERATIONS

The Committee on Finance and Business Operations met on Wednesday, April 21, 2010, at approximately 10:29 a.m. in the Boardroom. Committee members in attendance were Chair Felton Jenkins, Vice Chair Kessel D. Stelling, Jr. and Regents James A. Bishop, Frederick E.

Cooper, W. Mansfield Jennings, Jr., James R. Jolly, and Donald M. Leebern, Jr. The Vice Chair of the Board, Willis J. Potts, Jr., also was in attendance. Chair Jenkins reported to the Board that the Committee reviewed one item which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. **Approval of Fiscal Year 2010 Amended Budget Revision of Allocation from State Funds to Federal Stimulus Stabilization Funds**

The Board approved the revision of allocation from state funds to federal stimulus stabilization funds in the Fiscal Year 2010 Budget. See Appendix III.

The committee meeting adjourned at approximately 10:32 a.m.

JOINT MEETING OF THE COMMITTEES ON FINANCE AND BUSINESS OPERATIONS AND INTERNAL AUDIT, RISK, AND COMPLIANCE

The Committees on Finance and Business Operations and Internal Audit, Risk, and Compliance met jointly on Wednesday, April 21, 2010, at approximately 10:33 a.m. in the Boardroom. Committee members in attendance were Chairs Felton Jenkins and Kessel D. Stelling, Jr., and Regents James A. Bishop, Frederick E. Cooper, W. Mansfield Jennings, Jr., James R. Jolly, and Donald M. Leebern, Jr. The Vice Chair of the Board, Willis J. Potts, Jr., also was in attendance. On behalf of both committees, Chair Jenkins reported to the Board that the committees reviewed one item which required no Board action. The Board reviewed the following:

1. **Information Item: Presentation of the Fiscal Year 2009 Audit Results for the University System of Georgia (Joint presentation with Committee on Internal Audit, Risk & Compliance)**

At the March 2010 Board Meeting, Vice Chancellor Usha Ramachandran presented the Fiscal Year 2009 Financial Audit results for the University System of Georgia institutions. As required by Government Accounting Standards, Ms. Claire Arnold, Deputy Director, Georgia Department of Audits and Accounts, presented the results of the FY2009 Audit Cycle, including an overall summary of engagement results. Ms. Arnold also discussed changes in auditing standards for FY2010. Chief Audit Officer and Associate Vice Chancellor John Fuchko, III, presented the ratings of the external financial audits and highlighted issues in the FY2009 audit reports that will be addressed in future internal audits.

The committee meeting was adjourned at approximately 11:18 a.m.

COMMITTEE ON MEDICAL EDUCATION EXPANSION

The Committee on Medical Education Expansion met on Wednesday, at approximately 8:00 a.m. in Room 5158. Committee members in attendance were Chair James A. Bishop, and Regents Felton Jenkins, C. Thomas Hopkins, Donald M. Leebern, Jr., Kessel D. Stelling, Jr., and Benjamin J. Tarbutton, III. The Chair of the Board, Robert F. Hatcher, Vice Chair of the Board

Willis J. Potts, Jr., Regent Larry Ellis, Interim President James N. Thompson and staff members from the Medical College of Georgia and the University of Georgia also attended. The Committee reviewed three items, none of which required Board action. The following information items were reviewed by the Committee:

1. Information Item: Update on Developments with Medical Education Programs at Partnership Campus

Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia, provided an update on developments to begin medical education operations in the Partnership campus in Athens. Staff reported that the hiring of first year faculty and staff is complete and hiring for second year faculty and staff is underway. Additionally, 32 students have been admitted and assigned to the Partnership Campus. The total enrollment for Fiscal Year 2011 will be 230 students, 40 of which will be in Athens.

2. Information Item: Planning for Graduate Medical Education (GME) Expansion

Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia, described ongoing efforts to expand residency capacity through coordinated work with Athens/Gainesville area hospitals. Dr. Miller also provided information about ongoing efforts with other hospitals across the state and about recent conversations with hospital leaders in the Southeast Georgia Clinical Residential Campus considering opening GME programs.

3. Information Item: Developments at Clinical Campuses

Dr. Douglas Miller, Dean of the School of Medicine at the Medical College of Georgia, provided the committee with an update on efforts to implement the clinical campuses in Albany and Savannah, including providing an update on Liaison Committee on Medical Education (“LCME”) activity, student attendance and specific program developments for the Albany campus and hiring of key personnel in the Savannah area. Seventeen students have selected to attend the Southwest Georgia/Albany Campus for their clinical rotations starting in July 2010.

The committee meeting was adjourned at approximately 9:00 a.m.

COMMITTEE ON ORGANIZATION AND LAW

The Committee on Organization and Law met on Wednesday, April 21, 2010, at approximately 11:05 a.m. in Room 5158. Committee members in attendance were Chair Kenneth R. Bernard, Jr., Vice Chair Doreen Stiles Poitevint, and Regents Larry R. Ellis, C. Thomas Hopkins, William H. NeSmith, Jr., Wanda Yancey Rodwell, Benjamin J. Tarbutton, III, Richard L. Tucker, and Larry Walker. Chair Bernard reported to the Board that the Committee reviewed five items, four of which required action. Item 4 included four applications for review. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Mutual Aid Agreements between the University of West Georgia and the City of Carrollton and Carroll County

The Board approved the following mutual aid agreements between the University of West Georgia and the City of Carrollton and Carroll County, effective immediately.

2. Policy Manual Revision, Section 4.7, Appeals

The Board revised Policy 4.7 (“Appeals”) regarding the types of student disputes which the Board leaves to the discretion of the presidents, as follows:

4.7 Appeals

4.7.1 ~~Grade, Parking, Residency, and Tuition~~ **Student** Appeals

Final judgment on all appeals regarding **admissions (including program admissions),** residency, student grades, traffic citations, and the Guaranteed Tuition Plan rests with the president of the institution at which the appeal is heard; **provided however, appeals may be heard if the Chair of the Board’s Committee on Organization and Law, in consultation with the Board’s chief legal officer, determines that the matter should be presented to the Board. In considering whether appeals for review of the types listed above shall be presented to the Board, the Chair shall consider (1) whether the record suggests that a miscarriage of justice might reasonably occur if the appeal is not reviewed by the Board, (2) whether the record suggests that the institutional decision, if not reviewed by the Board, might reasonably have detrimental and system-wide significance, or (3) any other facts which, in the judgment of the Chair, merit consideration by the Board of Regents.**

4.7.2 Appeals on Other Matters

Appeals by ~~or on behalf of~~ students ~~on other matters or applicants for admission~~ shall be made according to Article VIII of the [Bylaws of the Board of Regents](#).

3. Policy Manual Revision, Section 8.2, General Policies for all Personnel

The Board revised Policy 8.2 (“General Policies for all Personnel”) to reflect the addition of a new section, 8.2.21, Employment Appeals.

The Board approved the following modified addition of Section 8.2.21 of The Policy Manual.

8.2.21 Employment Appeals

Except as provided below, applications from University System employees for Board of Regents’ review of presidential decisions shall be limited to instances in which an employee is terminated, demoted, or otherwise disciplined in a manner which results in a loss of pay; provided however, appeals may be heard if the Chair of the Board’s Committee on Organization

and Law, in consultation with the Board's chief legal officer, determines that the matter should be presented to the Board. In considering whether appeals other than the types listed above shall be presented to the Board, the Chair shall consider (1) whether the record suggests that a miscarriage of justice might reasonably occur if the appeal is not reviewed by the Board, (2) whether the record suggests that the institutional decision, if not reviewed by the Board, might reasonably have detrimental and system-wide significance, or (3) any other facts which, in the judgment of the Chair, merit consideration by the Board of Regents.

4. Applications for Review

At approximately 11:20 a.m. on Wednesday, April 21, 2010, Chair Kenneth R. Bernard, Jr. called for an executive session for the purpose of discussing personnel matters and the academic records of students. With motion properly made and seconded, the committee members who were present voted unanimously to go into executive session. Those Regents were as listed above.

Chair Bernard reconvened the committee meeting in its regular session at approximately 12:08 p.m. and announced that the Committee, while in executive session determined the following:

- a. In the matter of Mr. Dale E. Owens, at the Medical College of Georgia, concerning his termination, the institution's decision was upheld.
- b. In the matter of file no. 2082, at Albany State University, concerning the residential suspension of a student, the institution's decision was upheld.
- c. In the matter of file no. 2083, at Augusta State University, concerning a student's dismissal from the nursing program, the institution's decision was upheld.
- d. In the matter of Dr. Kathy Carlisle, at Columbus State University, concerning her demotion and subsequent elimination of her position, the institution's decision was upheld.

5. Information Item: Bylaws, Article VIII

At its May meeting, the Committee will consider and take action upon the following proposed amendment to Article VIII of the Board's Bylaws:

- VIII. Any **person student or employee** in the University System aggrieved by a final decision of the president of an institution may apply to the Board of Regents ~~without prejudice to his or her position~~ for a review of the decision. **The Board's review shall be limited to the record from the institutional appeal process. Nothing in this policy shall be construed to extend to any employee or student substantive or procedural rights not required by federal or state law. This policy shall not be construed to extend to**

employees or students any expectation of employment, admission, or additional due process rights.

~~The~~ Each application for review shall be submitted in writing to the Board's Office of Legal Affairs within a period of twenty days following the decision of the president. It shall state the decision complained of and the redress desired. A hearing before the Board (or a Committee of or appointed by the Board) is not a matter of right but is within the sound discretion of the Board.

Appeals brought by students shall be governed by Policy 4.7.1 of The Policy Manual of the Board of Regents. Appeals brought by employees shall be governed by Policy 8.2.21 of The Policy Manual of The Board of Regents.

The Board may at its discretion refer a matter for mediation, arbitration, or evaluation of settlement options. If an application for review is granted, the Board, a Committee of the Board, a Committee appointed by the Board, or a hearing officer appointed by the Board shall investigate the matter thoroughly and report its findings and recommendations to the Board. The decision of the Board shall be final and binding for all purposes.

The committee meeting adjourned at approximately 12:10 p.m.

COMMITTEE ON REAL ESTATE AND FACILITIES

The Committee on Real Estate and Facilities met on Wednesday, April 21, 2010, at approximately 11:19 a.m. in the Boardroom. Committee members in attendance were Chair James A. Jolly, Vice Chair James A. Bishop, and Regents Frederick E. Cooper, Felton Jenkins, W. Mansfield Jennings, Jr., and Donald M. Leebern, Jr. The Vice Chair of the Board, Willis J. Potts, Jr., the Vice Chancellor for Facilities, Linda M. Daniels, and representatives from System institutions were also in attendance. Chair Jolly reported to the Board that the Committee reviewed 10 items, all of which required action. Staff modified one item and withdrew two items, including an executive session, prior to the meeting. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Rental Agreement, 575 Fourteenth Street, Georgia Institute of Technology

The Board authorized the execution of a rental agreement between VLP I, LLC, Landlord, and the Board of Regents, Tenant, for an approximately 111,159-square-foot building located at 575 Fourteenth Street, Atlanta, for the period July 1, 2010, through June 30, 2011, at a monthly rent of \$116,243.30 (\$1,394,919.60 per year annualized/\$12.55 per square foot per year) with options to renew on a year-to-year basis for nineteen consecutive one-year periods, with rent for each option period indicated below, for the use of Georgia Institute of Technology ("GIT").

Option	Monthly Rent	Annual Rent	Per Square Foot Rent
1-2	\$116,243.30	\$1,394,919.60	\$12.55
3-4	\$120,874.93	\$1,450,499.10	\$13.05
5-6	\$125,506.55	\$1,506,078.60	\$13.55
7-9	\$134,769.80	\$1,617,237.60	\$14.55
10-14	\$101,895.75	\$1,222,749.00	\$11.00
15-19	\$111,159.00	\$1,333,908.00	\$12.00

Understandings: GIT has occupied portions of this building since 1998. There is no other space available on the GIT campus that provides this combination of high-bay space and robust systems infrastructure. This building will be used by the GIT Department of Housing, the GIT School of Applied Physiology, the GIT Institute of Paper Science and Technology, GIT Parking and Transportation, and various GIT student competition groups. These relocations will provide for needed expansion of the Aerospace Engineering program and the Georgia Tech Research Institute on the main campus. Operating expenses, including insurance, utilities, maintenance, janitorial, security, management fee and other administrative expenses, are estimated to be \$793,337 per year.

2. Authorization of Gift Acceptance, Ground Lease and Rental Agreement, 875 West Peachtree Street, Georgia Institute of Technology

The Board accepted a gift of approximately 0.96 acre of improved real property from the Georgia Tech Foundation, Inc. (the “Foundation”), located at 875 West Peachtree Street NW, Atlanta, known as the Academy of Medicine, for the use and benefit of the Georgia Institute of Technology (“GIT”). The acquisition of this real property is subject to completion of an environmental assessment of the real property indicating no significant problems or, if environmental problems are indicated, said problems be mitigated before the real property is acquired.

The Board declared approximately 0.96 acre of improved real property located at 875 West Peachtree Street NW, Atlanta to be no longer advantageously useful to GIT or other units of the University System of Georgia but only to the extent and for the purpose of allowing this improved real property to be ground leased to Georgia Tech Facilities, Inc. (the “GTFI”) for the purpose of renovating the approximately 19,000-square-foot Academy of Medicine Building.

The Board authorized the execution of a ground lease, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and GTFI, Lessee, for above referenced approximately 0.96 acre of improved real property for a period not to exceed 23 years (not to exceed 20 years from the date GTFI obtains a certificate of occupancy for the renovated Academy of Medicine Building and providing a construction period of not more than 3 years) for the purpose of renovating the approximately 19,000 square-foot Academy of Medicine Building for use as a student and special event center.

The Board authorized the execution of a rental agreement between GTFI, Landlord, and the Board of Regents, Tenant, for the above-referenced 0.96 acre tract of improved real property for the period commencing when GTFI obtains a certificate of occupancy for the renovated Academy of Medicine Building and ending the following June 30 at a rent not to exceed \$430,000 annualized with options to renew on a year-to-year basis for up to twenty consecutive one-year periods (the total not to exceed 20 years from the date GTFI obtains a certificate of occupancy for the renovated Academy of Medicine Building) at the same rent rate.

Understandings: The property, which is on the National Register of Historic Places, is a gift from the Georgia Tech Foundation. GTFI will renovate the building to include upgrades to the mechanical, plumbing and life safety systems and building envelope while preserving the historical nature of the facility. The renovated facility will serve as a student and special events center for GIT. The source of funds for the rental agreement will be from GIT auxiliary and/or student center fee funds. Acquisition of this real property is consistent with the GIT master plan. This real property is improved with an approximately 19,000-square-foot building built in 1941. The building was designed by Philip Trammell Shutze, who was a member of the first entering class of architecture students at GIT in 1908.

The following are restrictions on the property –

- The property is listed on the National Register of Historic Places
- The property is designated a City of Atlanta Landmark
- Surplus development rights are being retained by Academy of Medicine, LLC (the “LLC”)
- The museum established by Atlanta Medical Heritage, Inc. will be maintained
- The building shall continue to be named the Academy of Medicine
- The property shall not be used by any medical society, medical association, or other medical entity other than either the LLC, or any medical society, medical association, or other medical entity sponsored by or affiliated with Emory School of Medicine, or GIT
- A request will not be made nor consent requested to any change in the designation of the property as a landmark nor shall a request be made for a Certificate of Appropriateness from the City of Atlanta dealing with historic preservation designations without approval of the LLC

There are no other restrictions on the gift and no other known reversions, restrictions, or adverse easements on the real property.

3. Naming of the James A. Burran Bell Tower, Dalton State College

The Board approved the naming of the bell tower at Dalton State College (“DSC”) the “James A. Burran Bell Tower” in recognition of Dr. James A. Burran, who served as president of DSC for 13 years. President John O. Schwenn confirms that this naming conforms to the DSC naming guidelines and with the Board of Regents naming policy. Funding for the \$1.25 million bell

tower and the surrounding quadrangle was a campaign objective and was paid for solely with private gifts.

4. Naming of Dahlberg Hall, Georgia State University

The Board approved the naming of Alumni Hall at Georgia State University (“GSU”) the “Dahlberg Hall” in recognition of A.W. “Bill” Dahlberg, a former trustee of the Georgia State University Foundation Board and former member of the Board of Regents. President Mark P. Becker confirms that this naming conforms to the GSU naming guidelines and with the Board of Regents naming policy. Mr. Dahlberg’s financial contributions total over \$1.1 million to GSU. He has given over \$700,000 to the GSU Foundation and recently made a \$100,000 gift to the GSU football team.

5. Naming of Robert J. Hill Memorial Courtyard, University of Georgia

The Board approved the naming of the courtyard in Founders Memorial Garden at the University of Georgia (“UGA”) the “Robert J. Hill Memorial Courtyard” in recognition of Robert J. Hill, a graduate of UGA and former Professor Emeritus of the College of Environment and Design at UGA. Professor Hill was the director the Founders Memorial Garden as part of his faculty duties for many years. President Michael F. Adams confirms that this naming conforms to the UGA naming guidelines and with the Board of Regents naming policy. A gift from Professor Hill’s estate for \$1.47 million to “insure the maintenance and teaching of landscape architecture at the University of Georgia” was made in honor of his grandparents.

6. Demolition of Buildings, 676 Mechanical Engineering Drive (Facility #48), 220 Bobby Dodd Way (Facilities #23A & #23B), Georgia Institute of Technology

The Board declared the Mechanical Engineering Research Building (Facility #48), located at 676 Mechanical Engineering Drive, and the Army Reserve Officer Training Corps (the “ROTC”) Office Building (Facility #23A) and Army ROTC Armory Building (Facility #23B), both located at 220 Bobby Dodd Way, on the campus of the Georgia Institute of Technology (“GIT”), to be no longer advantageously useful to GIT or other units of the University System of Georgia and authorized demolition and removal of these buildings.

The Board requested the Governor to issue an Executive Order authorizing the demolition and removal of these buildings from the campus of GIT. The demolition and removal of these buildings is subject to adequate mitigation of all adverse environmental impacts.

Understandings: The 8,000-square-foot Mechanical Engineering Research Building is a two-story, metal building originally constructed by the United States Army during World War II as a heavy vehicle maintenance facility. The building was reconstructed on the GIT campus in 1947. It has not been renovated, is obsolete, is in need of major repair to address life safety, code, and structure issues, and is no longer necessary to support academic programs. The site is needed as a pedestrian corridor between the historic hill district and a new transportation hub, prior to closure of the Skiles Walkway in conjunction with the Clough Undergraduate Learning Center in

December 2010. Demolition of this building is in compliance with the 2004 GIT Campus Master Plan Update and the 2006 GIT Campus Landscape Master Plan.

The 2,375-square-foot Army ROTC Office Building is a single story, wood frame structure. The 11,407-square-foot Army ROTC Armory Building is a two-story, wood frame structure with a partial basement. Both buildings were constructed in 1927, are in need of major structural repair, are obsolete, and no longer needed to support academic programs. The 2004 GIT Campus Master Plan Update identified this site for a new academic building for the Ivan Allen College.

As required by the Georgia Environmental Policy Act and the appropriate State Stewardship review, consultation between GIT and the Georgia Historic Preservation Division (“HPD”) is complete. Appropriate measures to mitigate the adverse impact upon these historic resources have been agreed upon by Board of Regents staff, GIT, and HPD. All demolitions are consistent with the 2009 Update to the 2001 Campus Historic Preservation Plan.

A hazardous materials survey and assessment has been conducted of all three buildings and has identified recommendations for the proper management and disposal of asbestos-containing materials, lead based paint, and other hazardous materials during demolition to ensure compliance with environmental regulations.

7. Non-exclusive Easement, Georgia Power Company, College Station Road, University of Georgia

The Board declared an approximately 2.23 acre tract of unimproved real property located on College Station Road, Athens, on the campus of the University of Georgia (“UGA”), to be no longer advantageously useful to UGA or other units of the University System of Georgia but only to the extent and for the purpose of granting a non-exclusive easement to Georgia Power Company (“Georgia Power”) for a 115KV transmission line. The Board authorized the execution of a non-exclusive easement with Georgia Power for the above-referenced tract of real property. The granting of this non-exclusive easement is subject to completion of a satisfactory GEPA Evaluation of environmental impacts.

Understandings: This non-exclusive easement is for a transmission line to serve a new sub-station that will provide power to a new waste water treatment plant being constructed by Athens-Clarke County. Consideration for granting this non-exclusive easement is \$15,170. This easement encompasses an existing 0.84 acre non-exclusive easement to Georgia Power.

8. Authorization of Project No. BR-50-1002, Classroom Building South Addition, Georgia State University

The Board authorized Project No. BR-50-1002, Classroom Building South Addition, Georgia State University, (“GSU”) with a total project budget of \$5,730,000, to be funded from GSU Institutional Funds. This approximately 18,720-square-foot addition to the Classroom South Building will provide sixteen new general classrooms, computer laboratories, and student study areas.

Understandings: This approximately 18,720-square-foot addition to the Classroom South Building will provide sixteen new general classrooms, computer laboratories, and student study areas. The estimated construction cost for this project is \$3,930,000. The proposed project is consistent with the goals of the GSU master plan, and is an incremental solution that gives partial remedy to the classroom space deficit for the near term. The University System Office staff and GSU will proceed with design and construction of the project in accordance with Board of Regents procedures.

9. Authorization of Project Budget Modification, Project No. J-154 New Central Utility Plant – Northwest Precinct, University of Georgia

The Board modified the budget of Project No. J-154 New Central Utility Plant – Northwest Precinct, University of Georgia (“UGA”), to increase the total project budget from \$6,400,000 to \$8,500,000. The New Central Utility Plant – Northwest Precinct, approved by the Board in November 2008, has received bids for construction. Favorable bids will allow inclusion of bid alternates to include a second chiller and expansion space for additional chillers. The second chiller will service the Northwest Precinct and result in estimated annual savings of \$200,000. The State Cost Limitation will increase from \$5,000,000 to \$7,265,000. Funding of this cost increase of \$2,100,000 will be from UGA Institutional funds.

Understandings: The New Central Utility Plant – Northwest Precinct, approved by the Board in November 2008, has received bids for construction. Favorable bids will allow inclusion of bid alternates to include a second chiller and expansion space for additional chillers. The second chiller will service the Northwest Precinct and result in estimated annual savings of \$200,000. The State Cost Limitation will increase from \$5,000,000 to \$7,265,000. Funding of this cost increase of \$2,100,000 will be from UGA Institutional funds.

	<u>November 2008</u>	<u>Now</u>
Total Project Cost	\$6,400,000	\$8,500,000
Construction Cost (Stated Cost Limitation)	\$5,000,000	\$7,265,000

10. Resolution 2010A and 2010B General Obligation Bond Issue, Georgia State Financing and Investment Commission, University System of Georgia

The Board adopted the Resolution covering the issuance of 2010A and 2010B General Obligation Bonds (the “G. O. Bonds”) by the State of Georgia through the Georgia State Financing and Investment Commission for use in funding projects for the University System of Georgia.

The Revenue Division of the Office of the Attorney General has prepared on behalf of the Board of Regents a Resolution (Appendix IV) to cover the sale of 2010A and 2010B G. O. Bonds for the following projects:

		<u>Original Request</u>
J-135	“Equipment for Alpharetta Academic Facility” Georgia State University/Georgia Perimeter College	\$1,000,000
J-139	“Equipment for Nursing/ Health Building” Gordon College	\$1,260,000
J-152	“Consolidated Medical Education Commons” Medical College of Georgia	\$4,000,000
J-155	“Huntington Hall, Ohio Hall & Isaac Miller Science Building” Fort Valley State University	\$11,600,000
J-159	“Historic Facility Renovations & Additions” North Georgia College & State University	\$13,845,000
J-167	“Academic Sciences Building” Atlanta Metropolitan College	\$1,200,000
J-169	“Science Equipment and Other Technology” University System of Georgia	\$3,000,000
GPLS	“Tallapoosa Public Library” Tallapoosa, Haralson County	\$400,000
GPLS	“Walnut Grove Library,” Uncle Remus Library System Walnut Grove, Walton County	\$1,250,000
GPLS	“Warren P. Sewell Memorial Library” Bremen, Haralson County	\$1,355,000
GPLS	“Rockmart Library” Rockmart, Polk County	\$1,395,000
GPLS	“Forest Park Branch Library” Forest Park, Clayton County	\$1,500,000
GPLS	“Commerce Public Library,” Piedmont Regional Library System Commerce, Jackson County	\$1,515,000
GPLS	“Thomasville Central Library Addition” Thomasville, Thomas County	\$2,000,000
GPLS	“Northeast Regional Library,” Unincorporated Area Cherokee County	\$2,000,000
Total Bond Sale		\$47,320,000

The committee meeting was adjourned at approximately 11:40 a.m.

SPECIAL REGENTS MCG GOVERNANCE COMMITTEE

The Special Regents MCG Governance Committee met on Wednesday, April 21, 2010, at approximately 12:45 p.m. in room 7017. Committee members in attendance were Chair Felton Jenkins, and Regents Frederick E. Cooper, Donald M. Leebern, Jr. and Willis J. Potts, Jr. The Chair of the Board, Robert F. Hatcher and Regents W. Mansfield Jennings, Jr. and James A. Bishop were also in attendance. President-elect Ricardo Azziz, Medical College of Georgia, Vice Chancellor for Legal Affairs, J. Burns Newsome, and Glen A. Reed, King & Spalding, were also in attendance. Chair Jenkins reported to the Board that the Committee reviewed one item which required no action. The Board reviewed the following:

1. Information Item: MCG Governance

The Committee reviewed advice from its consultants, The Chartis Group, regarding the alignment of the missions and reporting structure with the Medical College of Georgia, MCG Health Inc., and the Physicians Practice Group.

The committee meeting was adjourned at approximately 1:25 p.m.

COMMITTEE OF THE WHOLE: STRATEGIC PLANNING

On Wednesday, April 21, 2010, at approximately 10:07 a.m., the Strategic Planning Committee convened as a committee of the whole under the leadership of Board Vice Chair Willis J. Potts, Jr. Chair Potts asked Regent Larry Walker and Dr. William Gray Potter of the University of Georgia to make the presentation as outlined below

1. Information Item: Strategic Goal 3: Increase the System's Participation in Research and Economic Development to the Benefit of a Global Georgia / Enhance and Encourage the Creation of New Knowledge and Basic Research Across All Disciplines

Although Georgia has a tremendously rich history, the state lacks a dedicated, comprehensive museum documenting the evolution of our state and its people. An effort to build a State History Museum will be led by the Georgia Board of Regents along with the Secretary of State, the state legislature, System institutions, educators, corporate leaders, non-profit associations, and Georgia citizens. Regent Larry Walker spoke briefly of the importance of creating a State History Museum, noting the amount of Georgia history he has witnessed just within his own life, especially during his time in the state legislature. Dr. William Gray Potter, University Librarian and Associate Provost of University of Georgia, followed with a presentation on the efforts thus far toward creating a State History Museum.

The committee meeting adjourned at approximately 10:23 a.m.

UNFINISHED BUSINESS

There was none.

NEW BUSINESS

Chair Robert F. Hatcher asked Regent Donald M. Leebern, Jr., Chair of the University System of Georgia Foundation, Inc., to give the Board an update on the Sixth Annual Regents Awards for Excellence in Education Celebration, which was held on March 20, 2010, at the Marriott Marquis Atlanta. Chair Leebern reported that over \$1 million was raised in support of faculty grants, student scholarships, and other awards. He also introduced a video prepared for the Board which highlighted individual scholarship recipients and the meaningful impact the Regents

Scholarships have had on the students' educational careers. Regent Leebern expressed his sincere appreciation to all those who made the gala such an outstanding success.

Chair Hatcher announced that Regents Doreen Stiles Poitevint, W. Mansfield Jennings, Jr., and Kessel D. Stelling, Jr. had agreed to serve as the Regents' Nominating Committee for 2010-2011, with Regent Poitevint serving as chair of the committee.

Chair Hatcher appointed Regent Frederick E. Cooper to the Personnel and Benefits Committee and appointed the following Regents to the Special Regents Committee on the State History Museum: Regent Larry Walker, Chair and Regents Frederick E. Cooper and William H. NeSmith, Jr.

The Board approved the requests of Presidents Mark P. Becker, Timothy S. Mescon, and Thomas J. Hynes that Georgia State University, Columbus State University, and Clayton State University be authorized to award honorary degrees to Ms. Christiane Amanpour, Mrs. Ethel "Sally" Foley, and Dr. Harry S. Downs, respectively.

PETITIONS AND COMMUNICATIONS

Secretary J. Burns Newsome read a letter from Regent Emeritus Elridge W. McMillan thanking the Chancellor and Regents for his Regent Emeritus designation. The text of the letter is attached hereto as Appendix V.

Mr. Newsome also reminded the Regents of the May Board meeting, scheduled for May 11-12, 2010, in Atlanta.

EXECUTIVE SESSION

At approximately 2:30 p.m. on Wednesday, April 21, 2010, Chair Robert F. Hatcher called for an executive session for the purpose of discussing personnel matters. With motion properly made and variously seconded, the Regents who were present voted unanimously to go into executive session. Those Regents are listed above. In accordance with H.B. 278, Section 3 (amending O.C.G.A. § 50-14-4) an affidavit regarding this executive session is on file with the Office of the Secretary of the Board.

At approximately 3:45 p.m., Chair Hatcher reconvened the Board meeting in its regular session and announced that no actions were taken during the executive session. On motion properly made and seconded in open session, the Board reappointed the presidents of all University System institutions, per the terms negotiated by the Chancellor, with the exceptions of President Timothy S. Mescon of Columbus State University, who requested that his reappointment be postponed and Interim President James N. Thompson of the Medical College of Georgia, who serves under separate contract.

The presidential reappointments are as follows: David C. Bridges, Abraham Baldwin Agricultural College; Everette J. Freeman, Jr., Albany State University; Linda Bleicken,

Armstrong Atlantic State University; Gary A. McGaha, Atlanta Metropolitan College; William A. Bloodworth, Jr., Augusta State University; Thomas A. Wilkerson, Bainbridge College; Thomas J. "Tim" Hynes, Clayton State University; Valerie Hepburn, Coastal College of Georgia; John O. Schwenn, Dalton State College; Peter J. Sireno, Darton College; John Black, East Georgia College; Larry E. Rivers, Fort Valley State University; Martha T. Nesbitt, Gainesville State College; Dorothy Leland, Georgia College & State University; Daniel J. Kaufman, Georgia Gwinnett College; John Randolph Pierce, Georgia Highlands College; Anthony S. Tricoli, Georgia Perimeter College; G.P. "Bud" Peterson, Georgia Institute of Technology; Brooks A. Keel, Georgia Southern University; Kendall A. Blanchard, Georgia Southwestern State University; Mark P. Becker, Georgia State University; Lawrence V. Weill, Gordon College; Daniel S. Papp, Kennesaw State University; David A. Bell, Macon State College; W. Michael Stoy, Middle Georgia College; David L. Potter, North Georgia College & State University; Earl G. Yarbrough, Sr., Savannah State University; Lisa A. Rossbacher, Southern Polytechnic State University; Virginia Carson, South Georgia College; Michael F. Adams, University of Georgia; Beheruz N. Sethna, and University of West Georgia; Patrick J. Schloss, Valdosta State University; David A. Palmer, Waycross College. James G. Sanders was also reappointed as Director of the Skidaway Institute of Oceanography.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at approximately 3:50 p.m. on Wednesday, April 21, 2010.

J. Burns Newsome
Secretary to the Board
University System of Georgia

Robert F. Hatcher
Chair, Board of Regents
University System of Georgia

**Minutes of the Meeting of the Board of Regents
of the University System of Georgia
April 21, 2010**

APPENDICES

APPENDIX I

**Comprehensive Academic Program Review
Summary of Changes**

Background: Based on the recommendations of a system-wide task force last year, several significant changes in the way comprehensive review of academic programs is done have been implemented. These changes have moved program review and assessment to the institutional level with emphasis from the System Office on ensuring campuses have effective processes in place and that results are used to improve academic programs. This chart illustrates the principal differences between what was in place before and what is in place now.

FORMER PROCESS	CURRENT GUIDELINES
<i>Institutional Responsibilities</i>	
Former practice called for the creation of an institutional comprehensive review process approved by System Office, but follow through on this was uneven	Institutional process approved by System Office; with emphasis on program improvement System Office will provide workshops, consultations, and support to institutions to assist with this
Most degrees were reviewed; reviews varied by institution	Review of all degrees conferred by University System of Georgia institutions will be completed by the degree-granting institution; the reviews will be used for the improvement and adjustment of programs at the institutional level within the context of an institution’s strategic plan
Formal proposal requested information on the proposed programs Affirmative Action impact on the institution's desegregation and affirmative action programs, including faculty, staff, administrators, and students	Institution will establish and evaluate as part of comprehensive program review program-level goals for diversity of students, faculty and staff; review report should include analysis of why goals are or are not met
Ongoing and systematic review of general education (core curriculum) not required	Institutional review of general education is required; in addition, institutions may elect and are encouraged to review groups of courses considered as part of a program (e.g. English as a Second Language, First Year Experience, Senior Experience, etc.); review process assures institution that desired student learning outcomes are being met. General Education must be reviewed every five years and learning outcomes for Areas A – E must be approved by the Council on General Education; institutions are also encouraged to review Learning Support
Institutions submitted three-page comprehensive program reviews in hard copy form to University System Office	Institution will post program review results on a <i>password protected</i> institutional web site; Academic Affairs System Office staff will have access to these sites and review a sample as part of periodic analyses of institutional processes

FORMER PROCESS	CURRENT GUIDELINES
Triggered (low enrollment) program reports required institutional response to the System, even though low enrollments may not mean a program is in academic trouble	Triggered program reports are informational reports to the institution’s leadership for review and follow-up as appropriate by the institution
Reviewing all new programs in three years did not allow enough time to get a sense of the success of the program, plus it is “out of sync” with Comprehensive Program Review	Each new program will be reviewed within seven years (not to exceed ten) to allow institutions to include new programs into regular comprehensive review cycle; a successful new program is defined as on track, making adequate progress toward becoming firmly established; unsuccessful is defined as not on track and making inadequate progress (if deemed unsuccessful, institution should submit a plan and timeline for corrective actions);
Accredited programs substituted accreditation results for Comprehensive Program Review; however, the goals of these processes differed (meeting minimum or threshold standards versus improvement toward excellence, respectively)	Program accreditation reports cannot be substituted for Comprehensive Program Review; however, institutions are expected to use information from the accreditation process for Comprehensive Program Review purposes
<i>System Responsibilities</i>	
Academic Affairs System Office staff reviewed all programs submitted for review, often in the same year	Academic Affairs System Office staff will perform periodic analyses on institutional reviews posted to respective institutional web sites to ensure institutional decision making follows programmatic recommendations for improvement
System Office emphasis was on oversight	Academic Affairs System Office emphasis is on quality assurance, facilitation, and support
The term “culture of evidence” was not objectively defined	Culture of evidence – indicators or outcomes collected, tracked and analyzed to help determine how to improve the quality of a program; the goal is for programs to seek improvement, not just decide if high quality or not
Comprehensive Program Review guidelines for online programs were not clear	Online programs are reviewed by the same guidelines

APPENDIX II

New Academic Program Vetting

1. Institutions submit a formal proposal for new academic programs to the Office of Academic Programs that includes indicators of need, demand, conformance to institutional mission, similarity and differentiation with other programs in the system, curriculum, fiscal resources, facilities, faculty, and general readiness to offer the program. *If an institution submits a proposal for a degree that runs counter to the institutional mission, then a proposal may be returned to the institution at this step.*

The criteria for various types of degrees (e.g., associate, bachelor's, master's, and doctoral degrees) are readily accessible at the following dedicated webpage:

http://www.usg.edu/academic_programs/new_programs/

2. Institutions are notified that their proposal has been accepted for review at the system level through the Office of Academic Programs. Internal system office proposal assignments, external notification, and the solicitation of external, out-of-state reviews for doctoral programs are conducted by the Office of Academic Programs.
3. Programs are shared with other USG institutions via the following avenues:

- a. All proposals are posted with their status on the following dedicated web page:

http://www.usg.edu/academic_programs/proposals/

The status of programs ranges from proposal review at the system office, returned to the institution to clarify issues, institution invited to submit a formal proposal, awaiting external consultant reviews, and developed as a Board recommendation. With each status change, next action steps are also indicated in terms of the point at which action will occur next (e.g., system office, institution, Board of Regents).

- b. A listserv announcement is sent to all chief academic officers of the system indicating which proposals have been submitted by respective institutions.

Should a proposal be a direct duplication of existing offerings, senior administrators discuss this issue and then a proposal may be returned to the institution at this step.

- c. Proposals are shared with the most appropriate disciplinary Academic Advisory Committee through the Office of Academic Programs. Each academic advisory committee consists of disciplinary faculty representatives from each USG institution. The system currently has 23 such committees. Feedback from the committee is then returned to the system office.

For example, a proposal for a bachelor's or master's degree in psychology would be shared with the Academic Advisory Committee on Psychology. The committees provide invaluable feedback on curricular content. If a proposal is interdisciplinary, then more than one committee will be included in the review.

If the curriculum and faculty resources for a proposal are not available or a plan is not in place to acquire resources, then a proposal may be returned to the institution at this step.

- d. In the case of doctoral programs, an external review is conducted by faculty from aspirant programs in the disciplinary area. External consultative reviews are primarily completed by institutions located in other states or by faculty at notable programs at private institutions in-state. USG institutions are asked to provide a list of five to eight aspirant programs and contacts from which to solicit reviews.

If the proposed doctoral program does not meet the rigors and quality required of such a degree or major in the specific, proposed discipline upon external review, then a proposal may be returned to the institution at this step.

- e. Proposals are assigned to an internal academic affairs review team that consists of two to three persons.
- f. In addition, all proposals are routinely shared with the system's Office of Facilities and the Office of Fiscal Affairs. In cases where a proposal specifically requests an executive level tuition, a targeted announcement is shared with the Office of Fiscal Affairs for weigh-in and feedback. The Office of Facilities routinely provides feedback on whether a proposal will have a facilities impact. Program managers in the office of facilities contact institutions directly when such cases occur.

If an institution indicates that program implementation is contingent upon the development of a facility that is not currently signed as a lease arrangement or direct build for the institution, a proposal may be returned to the institution at this step.

4. Feedback from all of the parties involved in the review of a proposal is consolidated at the system level, vetted, and then shared appropriately with the institution. Internal vetting occurs through a variety of means inclusive of face-to-face program staff meetings, document sharing, reviews posted to an internal site, and e-mail exchanges. Programs that involve mission-related changes are further vetted by senior administrators who are members of the Chancellor's cabinet.
5. Recommendations are reviewed and thoroughly vetted by academic affairs staff and leadership before being placed on a draft agenda for an upcoming Board meeting.
6. Academic Affairs recommendations on a draft agenda are further vetted at agenda review, a meeting of the administrators of the different divisions with the Chancellor in anticipation of a forthcoming Board meeting.
7. Program recommendations that have been through the aforementioned steps in the review process are presented to the Committee on Academic Affairs.

APPENDIX III
University System of Georgia
FY10 Amended Budget: Reductions in State Funds offset by Federal Stimulus Funds

Institution	Reduction in State Funds		Addition of Federal Stimulus Funds		Federal Stimulus Funds in the FY 10 Original Budget	Total Federal Stimulus Funds for FY 2010
	\$47M Swap (reduction in state, offset by fed stim)	\$117M Swap (reduction in state, offset by fed stim)	Add back \$47M Swap	Add back \$117M Swap		
Georgia Institute of Technology	\$ (6,220,406)	\$ (15,296,231)	\$ 6,220,406	\$ 15,296,231	\$ 12,286,715	\$ 33,803,352
Georgia State University	\$ (5,576,109)	\$ (13,711,878)	\$ 5,576,109	\$ 13,711,878	\$ 7,648,997	\$ 26,936,984
Medical College of Georgia	\$ (4,178,378)	\$ (10,274,801)	\$ 4,178,378	\$ 10,274,801	\$ 10,936,603	\$ 25,389,782
University of Georgia	\$ (9,626,477)	\$ (23,671,898)	\$ 9,626,477	\$ 23,671,898	\$ 19,280,574	\$ 52,578,949
Georgia Southern University	\$ (2,403,149)	\$ (5,909,442)	\$ 2,403,149	\$ 5,909,442	\$ 2,767,580	\$ 11,080,171
Valdosta State University	\$ (1,454,155)	\$ (3,575,826)	\$ 1,454,155	\$ 3,575,826	\$ 4,746,211	\$ 9,776,192
Albany State University	\$ (597,744)	\$ (1,469,877)	\$ 597,744	\$ 1,469,877	\$ 1,170,228	\$ 3,237,849
Armstrong Atlantic State University	\$ (863,721)	\$ (2,123,924)	\$ 863,721	\$ 2,123,924	\$ 1,700,102	\$ 4,687,747
Augusta State University	\$ (766,788)	\$ (1,885,562)	\$ 766,788	\$ 1,885,562	\$ 1,513,641	\$ 4,165,991
Clayton State University	\$ (684,659)	\$ (1,683,604)	\$ 684,659	\$ 1,683,604	\$ 1,328,107	\$ 3,696,370
Columbus State University	\$ (995,558)	\$ (2,448,117)	\$ 995,558	\$ 2,448,117	\$ 1,958,558	\$ 5,402,233
Fort Valley State University	\$ (568,517)	\$ (1,398,007)	\$ 568,517	\$ 1,398,007	\$ 1,096,725	\$ 3,063,249
Georgia College & State University	\$ (875,283)	\$ (2,152,358)	\$ 875,283	\$ 2,152,358	\$ 1,709,390	\$ 4,737,031
Georgia Southwestern State University	\$ (343,362)	\$ (844,341)	\$ 343,362	\$ 844,341	\$ 682,291	\$ 1,869,994
Kennesaw State University	\$ (2,307,064)	\$ (5,673,164)	\$ 2,307,064	\$ 5,673,164	\$ 4,435,950	\$ 12,416,178
North Georgia College & State University	\$ (683,894)	\$ (1,681,723)	\$ 683,894	\$ 1,681,723	\$ 1,340,158	\$ 3,705,775
Savannah State University	\$ (526,280)	\$ (1,294,144)	\$ 526,280	\$ 1,294,144	\$ 1,028,204	\$ 2,848,628
Southern Polytechnic State University	\$ (605,016)	\$ (1,487,760)	\$ 605,016	\$ 1,487,760	\$ 1,186,750	\$ 3,279,526
University of West Georgia	\$ (1,327,879)	\$ (3,265,308)	\$ 1,327,879	\$ 3,265,308	\$ 2,586,463	\$ 7,179,650
Abraham Baldwin Agricultural College	\$ (388,508)	\$ (955,358)	\$ 388,508	\$ 955,358	\$ 765,173	\$ 2,109,039
College of Coastal Georgia	\$ (381,929)	\$ (939,179)	\$ 381,929	\$ 939,179	\$ 575,053	\$ 1,896,161
Dalton State College	\$ (390,872)	\$ (961,170)	\$ 390,872	\$ 961,170	\$ 746,513	\$ 2,098,555
Gainesville State College	\$ (550,766)	\$ (1,354,357)	\$ 550,766	\$ 1,354,357	\$ 1,060,954	\$ 2,966,077
Georgia Gwinnett College	\$ (435,286)	\$ (1,070,385)	\$ 435,286	\$ 1,070,385	\$ 600,147	\$ 2,105,818
Gordon College	\$ (326,926)	\$ (803,925)	\$ 326,926	\$ 803,925	\$ 654,095	\$ 1,784,946
Macon State College	\$ (582,899)	\$ (1,433,372)	\$ 582,899	\$ 1,433,372	\$ 1,125,727	\$ 3,141,998
Middle Georgia College	\$ (500,153)	\$ (1,229,897)	\$ 500,153	\$ 1,229,897	\$ 915,185	\$ 2,645,235
Atlanta Metropolitan College	\$ (223,291)	\$ (549,082)	\$ 223,291	\$ 549,082	\$ 433,480	\$ 1,205,853
Bainbridge College	\$ (254,616)	\$ (626,112)	\$ 254,616	\$ 626,112	\$ 489,805	\$ 1,370,533
Darton College	\$ (432,520)	\$ (1,063,585)	\$ 432,520	\$ 1,063,585	\$ 320,069	\$ 1,816,174
East Georgia College	\$ (171,097)	\$ (420,735)	\$ 171,097	\$ 420,735	\$ 847,913	\$ 1,439,745
Georgia Highlands College	\$ (396,616)	\$ (975,295)	\$ 396,616	\$ 975,295	\$ 780,967	\$ 2,152,878
Georgia Perimeter College	\$ (1,620,482)	\$ (3,984,831)	\$ 1,620,482	\$ 3,984,831	\$ 3,264,106	\$ 8,869,419
South Georgia College	\$ (215,298)	\$ (529,426)	\$ 215,298	\$ 529,426	\$ 411,105	\$ 1,155,829
Waycross College	\$ (111,565)	\$ (274,342)	\$ 111,565	\$ 274,342	\$ 224,357	\$ 610,264
Total	\$ (47,587,263)	\$ (117,019,016)	\$ 47,587,263	\$ 117,019,016	\$ 92,617,896	\$ 257,224,175

All Allocations pending final appropriation of FY 2010 Amended Budget

APPENDIX IV

**RESOLUTION
OF THE BOARD OF REGENTS
OF THE
UNIVERSITY SYSTEM OF GEORGIA**

I. WHEREAS, the Board of Regents of the University System of Georgia (the “Board”) has the exclusive authority to create new public colleges, junior colleges, and universities in the State of Georgia (the “State”), and is vested with the government, control and management of the University System of Georgia and all of the institutions in said system, in accordance with Article VIII, Section IV, Paragraph I (b) of the Constitution of the State of Georgia (the “Georgia Constitution”); and

II. WHEREAS FURTHER, the Board is an institution of the State in accordance with O.C.G.A. § 20-3-20; and

III. WHEREAS FURTHER, Article VII, Section IV, Paragraph I (c) of the Georgia Constitution, and the Georgia State Financing and Investment Commission Act, O.C.G.A. §§ 50-17-20 through 50-17-30, provide that certain general obligation debt (as defined by O.C.G.A. § 50-17-21 (5) and hereinafter “General Obligation Bonds”) may be incurred for the benefit of the State, its agencies, departments, and institutions, and those State authorities created and activated prior to November 8, 1960; and

IV. WHEREAS FURTHER, Article VII, Section IV, Paragraph I (d) of the Georgia Constitution, and the Georgia State Financing and Investment Commission Act, O.C.G.A. §§ 50-17-20, *et seq.*, provide that certain General Obligation Bonds may be incurred to provide public library facilities for county and independent school systems, counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems; and

V. WHEREAS FURTHER, pursuant to Paragraphs I through III of Section IV of Article VII of the Georgia Constitution, the General Appropriations Act for fiscal year 2009-2010 (Act No. 345, 2009 Regular Session, H.B. 119) was enacted by the General Assembly and signed by the Governor on May 11, 2009, so as to make the following appropriations, designated “General Obligation Debt Sinking Fund – New,” to the State of Georgia General Obligation Debt Sinking Fund, as provided by the Georgia Constitution, Article VII, Section IV, Paragraph III:

A. [BOND 397.601] From State General Funds, \$293,076 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition,

construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,260,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 60 months; and

B. [BOND 397.602] From State General Funds, \$232,600 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 60 months; and

C. [BOND 397.607] From State General Funds, \$1,216,720 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$13,400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

D. [BOND 397.615] From State General Funds, \$1,493,206 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$16,445,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

E. [BOND 397.626] From State General Funds, \$1,395,600 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 60 months; and

F. [BOND 397.634] From State General Funds, \$697,800 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition,

construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 60 months; and

G. [BOND 397.635] From State General Funds, \$227,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

H. [BOND 397.681] From State General Funds, \$172,066 is specifically appropriated to the Board of Regents of the University System of Georgia to provide public library facilities by grant to the governing board of the Rockmart Library, for that library, through the issuance of not more than \$1,895,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

I. [BOND 397.688] From State General Funds, \$181,600 is specifically appropriated to the Board of Regents of the University System of Georgia to provide public library facilities by grant to the governing board of the Thomasville Central Library, for that library, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

J. [BOND 397.689] From State General Funds, \$181,600 is specifically appropriated to the Board of Regents of the University System of Georgia to provide public library facilities by grant to the governing board of the Forest Park Branch Library, for that library, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

K. [BOND 397.690] From State General Funds, \$181,600 is specifically appropriated to the Board of Regents of the University System of Georgia to provide public library facilities by grant to the governing board of the Northeast Regional Library, for that library, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

L. [BOND 397.693] From State General Funds, \$36,320 is specifically appropriated to the Board of Regents of the University System of Georgia to

provide public library facilities by grant to the governing board of the Tallapoosa Public Library, for that library, through the issuance of not more than \$400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

M. [BOND 397.694] From State General Funds, \$123,034 is specifically appropriated to the Board of Regents of the University System of Georgia to provide public library facilities by grant to the governing board of the Warren P. Sewell Memorial Library, for that library, through the issuance of not more than \$1,355,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

N. [BOND 397.697] From State General Funds, \$137,562 is specifically appropriated to the Board of Regents of the University System of Georgia to provide public library facilities by grant to the governing board of the Commerce Public Library, for that library, through the issuance of not more than \$1,515,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

O. [BOND 397.699] From State General Funds, \$113,500 is specifically appropriated to the Board of Regents of the University System of Georgia to provide public library facilities by grant to the governing board of the Walnut Grove Library, for that library, through the issuance of not more than \$1,250,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of 240 months; and

VI. WHEREAS FURTHER, with respect to the appropriations set forth in Article V. above, the State previously has issued:

A. \$0 in General Obligation Bonds of the \$1,260,000 amount authorized in the appropriation set forth in Article V.A. above, and there remains a total aggregate principal amount of \$1,260,000 of unissued General Obligation Bonds relating to such appropriation; and

B. \$0 in General Obligation Bonds of the \$1,000,000 amount authorized in the appropriation set forth in Article V.B. above, and there remains a total aggregate principal amount of \$1,000,000 of unissued General Obligation Bonds relating to such appropriation; and

C. \$1,800,000 in General Obligation Bonds of the \$13,400,000 amount authorized in the appropriation set forth in Article V.C. above, and there remains a total aggregate principal amount of \$11,600,000 of unissued General Obligation Bonds relating to such appropriation; and

D. \$2,600,000 in General Obligation Bonds of the \$16,445,000 amount authorized in the appropriation set forth in Article V.D. above, and there remains a total aggregate principal amount of \$13,845,000 of unissued General Obligation Bonds relating to such appropriation; and

E. \$2,000,000 in General Obligation Bonds of the \$6,000,000 amount authorized in the appropriation set forth in Article V.E. above, and there remains a total aggregate principal amount of \$4,000,000 of unissued General Obligation Bonds relating to such appropriation; and

F. \$0 in General Obligation Bonds of the \$3,000,000 amount authorized in the appropriation set forth in Article V.F. above, and there remains a total aggregate principal amount of \$3,000,000 of unissued General Obligation Bonds relating to such appropriation; and

G. \$1,300,000 in General Obligation Bonds of the \$2,500,000 amount authorized in the appropriation set forth in Article V.G. above, and there remains a total aggregate principal amount of \$1,200,000 of unissued General Obligation Bonds relating to such appropriation; and

H. \$500,000 in General Obligation Bonds of the \$1,895,000 amount authorized in the appropriation set forth in Article V.H. above, and there remains a total aggregate principal amount of \$1,395,000 of unissued General Obligation Bonds relating to such appropriation; and

I. \$0 in General Obligation Bonds of the \$2,000,000 amount authorized in the appropriation set forth in Article V.I. above, and there remains a total aggregate principal amount of \$2,000,000 of unissued General Obligation Bonds relating to such appropriation; and

J. \$500,000 in General Obligation Bonds of the \$2,000,000 amount authorized in the appropriation set forth in Article V.J. above, and there remains a total aggregate principal amount of \$1,500,000 of unissued General Obligation Bonds relating to such appropriation; and

K. \$0 in General Obligation Bonds of the \$2,000,000 amount authorized in the appropriation set forth in Article V.K. above, and there remains a total aggregate principal amount of \$2,000,000 of unissued General Obligation Bonds relating to such appropriation; and

L. \$0 in General Obligation Bonds of the \$400,000 amount authorized in the appropriation set forth in Article V.L. above, and there remains a total aggregate principal amount of \$400,000 of unissued General Obligation Bonds relating to such appropriation; and

M. \$0 in General Obligation Bonds of the \$1,355,000 amount authorized in the appropriation set forth in Article V.M. above, and there remains a total aggregate principal amount of \$1,355,000 of unissued General Obligation Bonds relating to such appropriation; and

N. \$0 in General Obligation Bonds of the \$1,515,000 amount authorized in the appropriation set forth in Article V.N. above, and there remains a total aggregate principal amount of \$1,515,000 of unissued General Obligation Bonds relating to such appropriation; and

O. \$0 in General Obligation Bonds of the \$1,250,000 amount authorized in the appropriation set forth in Article V.O. above, and there remains a total aggregate principal amount of \$1,250,000 of unissued General Obligation Bonds relating to such appropriation; and

VII. WHEREAS FURTHER, the Board finds an immediate need for the aggregate principal amount of the General Obligation Bonds authorized in the appropriations set forth in Article V. above for the purpose of financing some or all of the projects and facilities referenced in the appropriations set forth in Article V. above (the “Projects”), as follows:

A. \$1,260,000 of the remaining \$1,260,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.A. above; and

B. \$1,000,000 of the remaining \$1,000,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.B. above; and

C. \$11,600,000 of the remaining \$11,600,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.C. above; and

D. \$13,845,000 of the remaining \$13,845,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.D. above; and

E. \$4,000,000 of the remaining \$4,000,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.E. above; and

F. \$3,000,000 of the remaining \$3,000,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.F. above; and

G. \$1,200,000 of the remaining \$1,200,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.G. above; and

H. \$1,395,000 of the remaining \$1,395,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.H. above; and

I. \$2,000,000 of the remaining \$2,000,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.I. above; and

J. \$1,500,000 of the remaining \$1,500,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.J. above; and

K. \$2,000,000 of the remaining \$2,000,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.K. above; and

L. \$400,000 of the remaining \$400,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.L. above; and

M. \$1,355,000 of the remaining \$1,355,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.M. above; and

N. \$1,515,000 of the remaining \$1,515,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.N. above; and

O. \$1,250,000 of the remaining \$1,250,000 aggregate principal amount of General Obligation Bonds authorized in the appropriation set forth in Article V.O. above; and

VIII. WHEREAS FURTHER, the Board therefore desires to request the issuance of State of Georgia General Obligation Bonds in the combined aggregate principal amount of \$47,320,000 for the purpose of financing some or all of the Projects; and

IX. WHEREAS FURTHER, the Board is aware of the provisions and requirements of the Internal Revenue Code of 1986, as amended (the "Tax Code"), and the regulations issued thereunder respecting arbitrage bonds and private activity bonds, and is aware that the Projects must proceed with due diligence and be timely completed following receipt of the proceeds derived from the sale of State of Georgia General Obligation Bonds,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA:

SECTION 1.

That the Board hereby approves and authorizes the Projects.

SECTION 2.

That the Board hereby recommends to the Georgia State Financing and Investment Commission that it undertake to issue \$47,320,000 in aggregate principal amount of State of Georgia General Obligation Bonds, the instruments of which shall have maturities not in excess of sixty (60) months or two hundred and forty (240) months, as applicable to the appropriations set forth in Article V. above, for the purpose of financing some or all of the Projects.

SECTION 3.

That the Board hereby determines and agrees:

- (a) the final plans for the Projects are sufficiently complete such that substantial binding obligations to a third party or parties (as defined in the regulations issued under the Tax Code), involving the expenditure of at least five percent (5%) of the proceeds of the General Obligation Bonds herein requested, to commence or acquire the Projects will be incurred within six (6) months after the issuance of such General Obligation Bonds; and
- (b) eighty-five percent (85%) of the spendable proceeds of the General Obligation Bonds herein requested will be expended within three (3) years after the issuance of such General Obligation Bonds; and
- (c) the original proceeds of the General Obligation Bonds herein requested, and anticipated investment proceeds (net of interest on such General Obligation Bonds during the estimated period of construction), will not exceed the amount necessary for the governmental purposes of financing the Projects; and
- (d) during the time the General Obligation Bonds herein requested are outstanding, the Board will not take, or omit to take, any action which would cause such General Obligation Bonds to be deemed arbitrage bonds under the Tax Code; and
- (e) the Board will not use the proceeds of the General Obligation Bonds herein requested, or the Projects financed with such General Obligation Bonds, for any non-governmental purpose, or any purpose that would give rise to “private business use”, as defined by the Tax Code; and

(f) the term of the General Obligation Bonds herein requested will not be longer than 120% of the reasonably expected economic life of the Projects financed thereunder; and

(g) no proceeds of the General Obligation Bonds herein requested will be used for reimbursement of any Project expenditures which were made before the anticipated delivery date of such General Obligation Bonds, except in situations where, prior to any such expenditure, the Board obtains a declaration of “Official Intent” (as defined by the Tax Code) from the Georgia State Financing and Investment Commission, or the Board is otherwise advised in writing by the Georgia State Financing and Investment Commission that such reimbursement will be permitted, it being the intention of the Board to comply in all respects with Section 1.150-2 of the regulations under the Tax Code; and

(h) all of the expenditures of proceeds from the General Obligation Bonds herein requested for the Projects will constitute capital expenditures (as defined in the regulations issued under the Tax Code); and

(i) with respect to any Project financed hereunder, all of the proceeds from the General Obligation Bonds herein requested for such Project will be allocated to Project expenditures no later than the earlier of: (1) eighteen (18) months after the date such Project is placed in service, or (2) five (5) years after the issuance of such General Obligation Bonds; any unallocated General Obligation Bond proceeds remaining after the earlier of such dates shall be transferred to the Georgia State Financing and Investment Commission and used to redeem outstanding tax-exempt General Obligation Bonds of the applicable issue.

SECTION 4.

That the Board hereby approves, authorizes, and directs the Chancellor of the University System of Georgia (the “Chancellor”) to communicate a request to the Georgia State Financing and Investment Commission that said Georgia State Financing and Investment Commission issue State of Georgia General Obligation Bonds in the aggregate principal amount of \$47,320,000 for the purpose of financing some or all of the Projects.

SECTION 5.

That the Chairperson and Secretary of this Board, and the Chancellor, are hereby each authorized and directed to execute any instruments and take whatever action which may be necessary in connection with the issuance of General Obligation Bonds by the Georgia State Financing and Investment Commission, including, but not limited to, the preparation and execution of answers in connection with any legal proceeding as to the validity of any action by the Board with respect to the General Obligation Bonds issued by the Georgia State Financing and Investment Commission. The Attorney General or any Assistant Attorneys General of the State are authorized to execute Acknowledgment of Service and Waiver of Process in such legal proceedings.

This Resolution is hereby approved this 21st day of April, 2010.

CHAIRPERSON
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA

ATTEST:

SECRETARY
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA

CERTIFICATE

I, J. Burns Newsome, Secretary of the Board of Regents of the University System of Georgia, do hereby certify that I am custodian of the minutes of the Board of Regents of the University System of Georgia, and that the foregoing is a true and correct copy of a Resolution duly adopted by said Board at a regular meeting held on the 21st day of April, 2010.

SO CERTIFIED, this _____ day of April, 2010.

SECRETARY
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA

Appendix V



FEB 17 2010

ATLANTA METROPOLITAN COLLEGE

Elridge W. McMillan

Scholar-in-Residence/Education Consultant

February 15, 2010

Chancellor Erroll B. Davis, Jr.
Board of Regents of The University System of Georgia
270 Washington Street, S.W
Atlanta Ga. 30334

Dear Chancellor Davis:

I write to acknowledge and to thank you for your recent letter in which you informed me of my having been designated "Regent Emeritus of the Board of Regents."

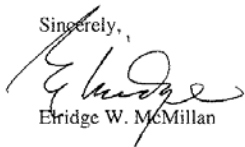
Needless to say, I accept this honor with an abundance of humility and gratitude. And as Shakespeare's Sebastian said in "Twelfth Night," "I can no other answer make but thanks, and thanks, and ever thanks."

I trust that both the Regents and you know that I am willing to be of whatever assistance – limited or otherwise – that they and you deem appropriate for the furtherance of the Board's mission.

Please convey my appreciation for this gesture to the members of the Board of Regents.

You have my kindest personal regards.

Sincerely,



Elridge W. McMillan

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