

5-15-2009

Board of Trustees Minutes, May 15, 2009

Eastern Washington University

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**EASTERN WASHINGTON UNIVERSITY
BOARD OF TRUSTEES**

May 15, 2009

Committee of the Whole ~ 1:00 p.m. (TAW 215 B&C)
Open Public Session ~ 1:45 p.m. (TAW 215 B&C)
Executive Session ~ 11:40 a.m. (TAW 215 A)

MINUTES

Trustees Present:

Jo Ann Kauffman, Chair
Bertha Ortega, Vice Chair
Gordon Budke
Courtney Fleming
Neil McReynolds
Paul Tanaka

Call to Order, I.

Chair Kauffman called the May 15, 2009 regular meeting of the Eastern Washington University Board of Trustees to order at 11:45 a.m. She announced that the Board would convene in executive session under RCW 42.30.110 for the following purposes: (g) to evaluate the qualifications of an applicant for public employment or to review the performance of a public employee; (i) to discuss with legal counsel representing the agency matters relating to agency enforcement actions, litigation or potential; and/or under RCW 42.30.140 to plan or adopt a strategy or position to be taken by the governing body during the course of any collective bargaining, professional negotiations, or grievance or mediation proceedings, or reviewing the proposals made in the negotiations or proceedings while in progress.

She announced that executive session would last approximately one hour, that no final action would be taken during the executive session, and that at the conclusion of the executive session the Board would convene into Committee of the Whole and then into open session.

Quorum, II.

A quorum was present. Trustee Mikkelsen and Trustee Zozaya-Geist were unable to attend due to other commitments and scheduling conflicts.

Executive Session, III.

Chair Kauffman stated that executive session was held for purposes authorized in RCW 42.30.110 and/or 42.30.140 as previously scheduled. No action was taken during the executive session.

Committee of the Whole

Chair Kauffman called the committee of the whole session to order at 1:00 p.m.

EWU Policy 205-05, Conservation and Environmental Protection

Ms. Laurie Connelly explained that the purpose of this policy is to state university policy relative to conservation and environmental protection and to state policy regarding the role and composition of the Environmental Advisory Council. The updating of this policy will revitalize the Environmental

Advisory Council, state its responsibilities, and expand its membership. The council is an important advisory group to the administration, and the goal is to have the council functioning on an on-going basis to advise the university on important conservation and environmental protection matters.

1st Read 2009-11 Biennial Operating Budget

President Arévalo outlined EWU's budget outcomes as a result of the legislative session:

- state funding will be reduced by 21.53 % for the 2009-2011 biennium;
- authority has been given to increase resident undergraduate tuition by 14% and other tuition categories and fees as deemed necessary;
- the number of math and science teacher endorsements and certificates issued must be increased;
- a performance agreement with the state must be developed for September 2009 through June 2015;
- EWU must increase enrollment and degrees issued in a number of high demand areas such as computer science, math, engineering, biological sciences and education;
- institutions must use tuition increase funds in excess of 7% to provide additional financial aid for resident undergraduate students;
- universities must eliminate and consolidate programs of study with limited student or employer demand.

Vice President Voves summarized the budget planning process Eastern went through, including an initial task force, development of the University Budget Committee, hosting of open public forums, and the development of an on-line budget input program.

The development of EWU's budget recommendations took into consideration the input given during the open forums, the Board's Statement of Budget Reduction Principles, the President's Guidelines, and priorities for student success. The budget committee's recommendations for meeting the phase 1 reductions are detailed in the handout.

Discussion occurred regarding the impacts of increased tuition on students. A family whose income is \$160,000 or less should be impacted minimally. The financial aid provided to low and medium income students and the education tax credit medium income families can receive will help off-set the tuition increase. Eastern also gives additional tuition waivers on top of the required financial aid. 18.5% of EWU's total gross tuition revenue is given in aid.

Board members expressed that they would like to make certain EWU helps students and families to be aware of how to apply for and access the financial aid and education tax credit.

It was explained that the state builds higher education budgets around a certain tuition rate and they expect the universities to generate the revenue to equal that funding amount. The assumption at the state level is that universities will use the tuition authority to increase tuition. Several years ago when EWU decided not to raise tuition to the authorized level, the university had to make up that revenue.

Discussion occurred regarding the Board's interest in protecting the teaching mission of Eastern during the budget reduction process. President Arévalo explained the intention is to ensure that the right number of faculty and courses are provided to students to ensure their academic success.

Discussion occurred regarding student access and cost. Ms. Voves explained that EWU will likely still have the lowest cost of attendance in the state, even with the 14% tuition increase.

The Board plans to vote on tuition and the operating and capital budgets at its June 25th meeting.

1st Read 2009-11 Biennial Capital Budget

Vice President Mary Voves summarized the proposed biennial capital budget, details of which are available in the handout. Highlights include \$26,600,000 in new appropriations for Patterson Hall and \$400,000 for pre-design on a Biology Chemistry Science Center. The total state capital budget for Eastern is \$48,973,000 and the total local capital is \$940,000.

PUBLIC COMMENT - EWU's proposed budget and its alignment with the Board Statement of Budget Reductions Principles

Chair Kauffman opened the public comment period by stating that there are several additional opportunities to provide input to the Board of Trustees, including sending an e-mail or written letter. She expressed that the Board is very interested in hearing opinions, comments and concerns from the Eastern and broader communities about the proposed budget situation as this process moves forward. She stated that the Board fully understands the impact of the proposed cuts and that this is more than just numbers on paper – this impacts people's lives, our communities, and relationships. The board wants to ensure this is a transparent process and therefore the Board has adopted budget reduction principles and asked the President and his budget committee to follow the principles throughout the process.

Several people signed in to speak to the Board as follows:

Rick Mendoza – EWU Student – Senior – Interdisciplinary Studies Program

I have an outside vision of what goes on here at Eastern, because I have been attending here for four years - I actually started at Eastern back in 1968 the first time, and due to time and circumstance I have returned to college and am now getting ready to graduate. What I've learned is that the Faculty here at EWU are extremely professional and very welcoming. That to me is very very important, because as a student working to complete education, respect and demeanor is very important, especially in the working field where I was before I came back to school. Eastern has given me a hand up not a hand out. Education is a right of passage. If you don't pass it on, you have problems. The road to the future doesn't stop at Eastern, it moves forward. I ask that in your deliberations that you give full respect to the teaching staff, the experts, and more importantly that you allow the students to maintain this right of passage and to pass it on to additional students. I know the dilemmas you are facing, but I ask that you maintain that right of passage and that you let the world know that the road to the future goes through Eastern, it doesn't stop here. Thank you very much. Chair Kauffman thanked Mr. Mendoza for coming forward to speak.

John Buchanon – EWU Professor – Geology – Director of the Environmental Science Program

If you examine EWU's Mission Statement you will find 14 references to "academics" and "student learning" and no mention whatsoever of "sports" or "athletics." Clearly we are in the business of educating students.

With all due respect, the budget reduction proposal being advanced by Dr. Arevalo does little to protect instructional programs despite all the rhetoric expressing otherwise. Dr. Arevalo's massive budget reductions in Academic Affairs are largely based on recapturing unfilled academic positions without any consideration of the impact on programs, and moreover, it's based on arbitrary comparisons with the so-called Delaware model.

For example, we have a biology department that presently lacks a geneticist – how is it possible to offer a credible degree in the field of biology without this critical component? A structural geologist

resigned abruptly last year and we are not allowed to hire a replacement for this keystone position. Chemistry and physics similarly lack important positions, as well as other departments across campus. Indeed, student learning does not seem to be a real priority and instructional quality will suffer if Dr. Arevalo's budget proposal is adopted.

A modest alternative: I have attached my Start Something Big budget reduction proposal that more completely fulfills the primary mission of the university – educating students - and would urge you to consider it seriously. It reduces state support of the Athletics Program by 50% and reassigns those dollars to Academic Affairs for strategic hiring of faculty replacements to maintain program integrity. I believe this is a considerably more equitable distribution of pain across the EWU community.

The EWU Athletics Program is fully capable of fund raising in order to make up deficit. Ticket prices can be raised, and greater efforts to reach out to boosters and alumni for donations can be initiated, if these ancillary (not indispensable) sports programs must continue. WWU is eliminating football. UW slashed \$1.6 million from their athletics budget. EWU should follow suit, without reservation.

Please reaffirm your commitment to excellence in student education at EWU and adopt the Start Something Big budget. Thank you for your consideration.

Chair Kauffman thanked Dr. Buchanon for giving his input today.

Jim Butler – EWU Plumbing Supervisor

I would like to make a few comments about the budget reductions. The one constant I see in all of this is the campus itself. These buildings will stay here no matter what, and there need to be people here to maintain them. In talking about recruitment and retention of students, if parents and students come to look at the campus and if they see bathrooms not functioning, heat not on in dorms, lights not working, things run down because there isn't enough custodial and maintenance staff to keep everything up, this has a big impact. As a tax payer, I believe the Board has a job to do for the taxpayers of the state of Washington to make sure this place is maintained and that the buildings don't fall apart. I would like you, the Board to be aware and be considerate of the campus itself and make sure the physical plant doesn't get knocked down so far that the campus starts falling apart.

Chair Kauffman thanked Mr. Butler for taking the time to talk to the Board.

Rashwan Al-Urfali – EWU Student – 2nd year at Eastern/4th year in college – Computer Science – works with ELI and IEO.

I'll be frank, I think the demand for IT networking programmers, engineers and other programmers produced by the Computer Science department – that the demand for those professions is higher than for athletes from EWU. It seems we will lose some of our best teachers because of budget cuts and I hope the Board will consider this.

Chair Kauffman thanked Mr. Al-Urfali for speaking to the Board.

Richard Sonnemaker – EWU Student – Senior – Music Education

I represent the many students who are working to put themselves through school. I have a full time job and I am a father. The proposed tuition increase will make it so that people in similar situations will not be able to afford to get a higher education. I am barely able to make ends meet as it is now and with a higher tuition I will not be able to afford to go to school and therefore I will not be able to provide very well for my family in the future because I will be stuck working at low paying jobs. I don't want to be stuck with that for the rest of my life. I feel there are other ways to get around the tuition increase so that students can afford to go to school, because that is what higher education is all about - that is what this country is founded on – people being able to receive education to better

ourselves so we can make this country and world a better place. By making it harder for students to go to school, that is basically shooting that in the foot. There will be many people who would be good in many career fields who will not be able to afford to go to college because of the higher tuition.

Chair Kauffman thanked Mr. Sonnemaker for sharing his perspective.

Chair Kauffman announced that input can also be sent to the Board via e-mail or written letter. She also mentioned that the PowerPoint of the proposed EWU budget will be available on the EWU web site beginning later today around 4:00 p.m.

Reconvene Open Board of Trustees Meeting

Chair Kauffman called the open session of the May 15, 2009 regular meeting of the Eastern Washington University Board of Trustees to order at 2:16 p.m. She announced that the Board met in executive session as authorized in RCW 42.30.110 and/or RCW 42.30.140 and that no action was taken during the executive session.

Chair Kauffman welcomed Dr. Arévalo back after his medical leave. She thanked Dr. Mason, Dr. Zeisler-Vralsted, Dr. Briggs, Dr. Ashby-Scott and others for serving during Dr. Arévalo's absence. She acknowledged their great team work during these last several months.

Reports, IV.

University President's Report, IV.A.

President Rodolfo Arévalo introduced Dr. Laurie Morley, Professor in the College of Education and Human Development, and a member of the EWU Bloomsday Women's Corporate Cup team. Dr. Morley commented that she and her fellow members of the EWU Bloomsday corporate cup teams are the happy moment for today's meeting. She shared that the EWU Red Team won their division and the overall corporate award for the thirteenth year in a row! And the EWU Women's Team placed first in the women's division and fifth place overall! There are also several other EWU teams who run in Bloomsday. Dr. Morley thanked the Board and Dr. Arévalo for their continued support. She shared that they have eight private donors as well including EWU past president Frederickson, who started the tradition of support to the EWU Corporate Cup teams.

Dr. Arévalo reported that he has been back on the job for about five weeks and has been working to re-connect with the local communities and he has continued to ensure that Eastern's budget interests were heard in Olympia. He met with Rich Hadley, executive director of Greater Spokane Incorporated, Gary Livingston, Chancellor of Community Colleges, Father Spitzer who is retiring from GU, and the Spokane Community Leadership Team (which is focused on helping the Spokane area use information generated by the Indicators project through EWU's Institute for Public Policy). President Arévalo also attended numerous events recently such as the Grand Opening of the Riverpoint Nursing program building, for which EWU provides 1/3 of the students. Many of the recently held Get Lit! sessions were sold out, which tells how successful and in-demand they are.

Trustees' Reports, IV.B.

Board Chair Report, IV.B.1.

Chair Kauffman thanked all the members of the Board for their dedication and time recently, as board members have participated in three special meetings regarding Dr. Arévalo's transition as well as the board budget advisory committee and numerous other engagements. She appreciated that Trustee McReynolds was able to attend an important meeting in Seattle with the presidents and boards of other universities, and that Trustees Mikkelsen and Budke were able to participate in an important meeting with U.S. Senator Maria Cantwell.

Academic Affairs Committee, IV.B.2.

Trustee Budke reported on the following topics discussed in the committee meeting:

- Academic Affairs budget process – Dr. Mason presented important information.
- Several deans shared with the Board information about collaborations and partnerships with other institutions in the community.
- Dr. Rex Fuller updated the Board regarding EWU Spokane, the Riverpoint campus and the Spokane Community.
- Semester System - Dr. Zimmerman outlined processes that would need to be followed and planning that needs to take place to determine the viability and potential long range results.
- On-line Master's of Science in Dental Hygiene – EWU is one of three institutions in the United States that have such a program. Classes are all on-line except for one full week at the university.

Advancement Committee, IV.B.3.

Trustee McReynolds reported:

- Government Relations – Eastern was well represented in Olympia during the legislative session and received great support from alumni, faculty, students, board members, and staff. Eastern presents a united front and this team approach and team work makes a big difference.
- One positive highlight for Eastern during the legislative session is that EWU has received authorization to expand the granting of engineering degrees. This will be a great opportunity for Eastern to help fulfill the state-wide need for graduates in this high demand area.
- Senator Cantwell's visit to Eastern's campus – Trustee McReynolds thanked David Buri for coordinating this visit, which went extremely well.
- Advancement - Vice President Westfall reported on potential budget impacts in his area.
- Capital Campaign planning session – attended by foundation board members and trustees, with the goal of enhancing Eastern's fundraising. They plan to meet again in June.
- Student Scholarship Campaign – goal of restoring funds lost recently with the down-turned economy. Contributions of \$74,000 have been received so far for student scholarships.
- Memorandum of Agreement with EWU Foundation – the Advancement Committee discussed and recommends the agreement be approved by the board. The general principles of the agreement have been in effect for a long time, and it is being formally updated at this point.
- Athletics – the committee discussed the opportunity athletics provides in the advancement area in terms of raising the visibility of Eastern.
- ASEWU – Colin Lowery, the Student representative this year, has provided good student input to the committee and the board members have appreciated his participation at the meetings. It is hoped there will be student representatives next year as well.

Business and Finance Committee, IV.B.4.

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Trustee Budke reported that the committee discussed the following topics:

- Policies – several policies which the Board will take action on at this meeting today.
- University budget overview discussion.
- IT report – Gary Pratt reported that all technical staff will now report through his department, which makes sense from a business view and will be more effective for the university in general and for budgeting processes.
- Riverpoint - Dr. Rex Fuller discussed with the Board ways that Eastern continues to collaborate with WSU regarding the Riverpoint campus. WSU received capital money for planning a bio-science building and EWU is at the table with them regarding planning.
- Financial Reports - 3rd quarter financial reports were given.
- Investment committee will meet in June.

Student Affairs Committee, IV.B.5.

Trustee Tanaka reported the following topics were discussed:

- Student Technology Fee – on the Board meeting agenda for action. Recommend approval.
- Student Conduct Code – on Board agenda for today. Committee recommends approval.
- SA Budget – strong effort to not make budget cuts in the areas of student services that effect recruitment, retention, and student success.
- Enrollment – Dr. Briggs reported that enrollment looks fairly positive. It is not decreasing as people thought it might awhile back.
- Residence Hall Activity Fee – Dr. Al Thompson gave a detailed report.
- Comprehensive Health and Wellness – the Board heard troubling information regarding student alcohol consumption, and it may be helpful to gain more knowledge about this. The committee also discussed the increasing need for counseling services for students in terms of general stress and coping, and now the economic situation is an added stressor.
- Student Services & Activities Fees – the Board will be asked to vote on this in June.
- Athletics and Student Athlete Achievements – Pam Parks presented excellent information.
- New ASEWU President – the committee met Mr. Ryan Euker.

Student Trustee, IV.B.6.

Ms. Fleming commented that as the university is considering a 14% tuition increase, she hopes Eastern will help educate students and parents regarding possible assistance through financial aid and the federal tax credit. She believes it is the institutions responsibility to help students and families be aware of options to help mitigate the cost increase. Ms. Fleming also encourages everyone to be collaborative and to think outside the box in terms of the budget reduction situation, as there are still cost saving measures that can be explored and implemented.

Presidents' Reports, IV.C.

Faculty Organization, IV.C.1.

Dr. MacMullan began by expressing how nice it is to see Dr. Arévalo. He thanked the Board for including faculty in the many important discussions about the budget and he acknowledged those who had the courage to come forward to give their input and he urged board members to hear the speaker's wisdom and to take their comments seriously.

Dr. MacMullan announced that this is his last report to the Board, as Dr. Guillory will become Faculty Organization President on June 13th.

Military Service Center – Dr. MacMullan met with Dr. Larry Briggs and Dr. Al Thompson to request administrative oversight for this project. Understandably during this budget crisis, this request was not granted. The committee will continue working and fundraising. Dr. MacMullan acknowledged the hard work of Dollie Schmidt and Kevin Hills, who were instrumental in the committee receiving an invitation from Representative Cathy McMorris Rodgers to have a booth at an upcoming military fair on Riverpoint campus May 30th where Eastern can share its commitment to serving military students.

Reorganization committee – working on the plan to reduce the number of colleges from six to four. This will cut administrative overhead while leaving academic programs and offerings in tact. Dr. MacMullan thanked the administration for focusing on student needs, and he looks forward to working with Dr. Mason on developing two or three proposals for how to merge the colleges.

Budget Input - Dr. MacMullan expressed that he has felt heard during the budget process.

The document; Faculty Suggestions on University Budget Reduction, is included for the record in the Board Book as part of the Faculty Organization President's Report.

Dr. MacMullan thanked the administration for implementing some of the faculty's suggestions already, and he recommends that other suggestions be included in the decision making.

Input was given at the meeting regarding two points:

- 1) Faculty Organization passed a resolution to support the lifting of tuition caps. Their official position is that we are better served as an institution to raise tuition for several reasons: Eastern's faculty cost and faculty pay are lower than competitors, and faculty are at capacity with work loads. If tuition is not increased, length to degree may be longer due to limited course offerings, etc.
- 2) Protect instruction as much as possible. He acknowledged that everything and everyone at the university is important, however, only one thing is essential - and that is instruction. Lecturers are paid little and they do a lot of work. They generate far more income than they cost the institution. Board Members thanked Dr. MacMullan for his service as President of the Faculty Organization.

Classified Staff Union, IV.C.2.

Classified staff union president, Jim Pendleton, shared with the board that a team of classified staff are taking part in the Relay for Life this weekend to raise money for cancer research.

Mr. Pendleton acknowledged that these are tough budgetary times, and that he is proud of the work everyone has been doing at Eastern as well as the work the budget committees have been doing. He stated that he represents the classified staff at EWU – the staff members who work in all areas of the university and provide a wide range of support to the university such as academic support staff who work directly with students and faculty, food service workers who operate the dining facilities, IT technicians, custodians, groundskeepers, building maintenance, campus police, librarians, and the list goes on.

Mr. Pendleton expressed that the decisions before this board are huge, and to make the best decisions the Board needs to be informed about many areas that will be affected. He distributed charts that show the time between 1991-2006 and he stated that during this time period student enrollment went up 24% which is great and staff are pleased about that. He then stated that during that same time administrative exempt positions increased 98%, while classified staff positions went down 18% (due to the results of past budget cuts). Since 2006, classified staff has picked up some positions, but the campus has also grown, so haven't gained. The campus has increased in size and its offerings to students. The weight of those increases is born in large part by classified staff. It has been said that the staff will have to work more efficiently, however, after the cuts from the past the staff had to work

more efficiently to get the work done with less people. The classified staff is at the threshold of efficiency right now, so with further staff cuts, work will simply not get done.

He explained that taxpayers have a huge investment in the facilities here at Eastern and they don't want to lose that investment due to lack of maintenance.

Mr. Pendleton acknowledged that Eastern's mission is about educating students, however, he expressed that the educators need support staff and the students need facilities in which students can be educated. Parents want a safe and clean environment for their students – and for many students Eastern is home. He expressed that to increase student retention, Eastern needs to remember what is truly important – students and teachers need classrooms that are clean with roofs that don't leak and electronic equipment that works – they also need academic support through secretaries and others. The classified staff provides the foundation of the university and supports the faculty so they are able to focus on providing quality education to the students of EWU. He stated he is proud of the staff and the work they do. He said he understands the budgetary needs. He asks that the decision makers keep the foundation of this university strong by maintaining the classified staff at the current level. Chair Kauffman thanked Mr. Pendleton for sharing these concerns on behalf of the classified staff.

Associated Students, IV.C.3.

Ms. Whitney Jones, ASEWU President, reported that elections were recently held and some of the new officers attended Board committee meetings yesterday and today. Ryan Eucker has been elected President for next academic year. Ryan is currently Executive Vice President, so he has experience that will be helpful.

Recreation Center Update – the ice has been removed temporarily and the multi-purpose floor with basketball hoops has been installed. The plan, requested by the students, is for the ice to be down for fall and winter, and the floor to be down in spring and summer.

Legislative Session – aside from the budget, this was a bright session for students. The engineering bill is an important one and the students helped get it passed. The student fee bill, authorizing student governments to approve fees rather than having to take them through the legislature, is positive.

Ms. Jones expressed that she has enjoyed being president and has enjoyed working with the EWU Board and administration.

She reported that the students do not support the 14% tuition increase and she mentioned that students will never support a tuition increase that doesn't include additional services.

Chair Kauffman stated it has been a pleasure to work with Ms. Jones and that the Board appreciates her work with the associated students.

Action Items, V.

Consent Action Items, V.A.

Minutes of the February 22, 2009, March 16, 2009, and March 20, 2009 Board of Trustees' Meetings, V.A.1., V.A.2., and V.A.3.

Motion 05-01-09: *Trustee Kauffman asked for unanimous approval of the consent action items: Minutes of the February 22, 2009 regular Board meeting, and minutes of the March 16, 2009 and March 20, 2009 special Board of Trustees' meetings.*

Motion carried.

Public Hearing –

Proposed Repeal of WAC 172-120 et seq., Student Conduct Code **Proposed Adoption of WAC 172-121 et seq., Student Conduct Code**

Chair Kauffman announced that this public hearing is being held to consider testimony on the following proposal only: proposed repeal of existing WAC 172-120, Student Conduct Code and proposed adoption of new WAC 172-121, Student Conduct Code. She announced that this hearing is being held on May 15, 2009 at the Tawanka Commons building, Eastern Washington University, Cheney, WA pursuant to the authority given under RCW 34.05, the Administrative Procedures Act. She announced that the hearing is being recorded, and the recording will become part of the official rule-making file.

Laurie Connelly and Stacey Reece presented information regarding this proposed change in the Washington Administrative Code. The Board Student Affairs Committee has discussed proposed changes to this WAC over the last four years and again at their meeting this morning. The WAC procedures and EWU's policy process have been followed - including gathering comments through meetings and on the web site. Due to input received, there have been some beneficial changes made to the code. The goals of changing the code were to make the language more student friendly and less legalistic, to clarify and expand definitions, and to make a major change in the jurisdiction section. This new code extends the code beyond campus when the actions have a significant impact on the campus or on students. An addition is that students arrested for criminal behavior need to notify EWU of their arrest. A change has also been made in the disciplinary committee. Currently there is a single committee and the new code creates a pool of committee members so that when it would help with the efficiency of hearing cases, more than one hearing committee can work at the same time. Another change is that this policy allows the complainant to appeal as well, if there is new information that wasn't available at the time of the hearing. The code has been updated to deal with current issues such as stalking. EWU's code has been compared to other state higher education institutions as well as compared nationally. The Attorney General's office has reviewed it twice and multiple campus committees have reviewed and suggested revisions over the last four years. It has also been discussed by the Board Student Affairs Committee over the last several years.

Chair Kauffman reported that this WAC change is on the agenda as an action item at today's meeting.

Public comment

Deseure DeBerry – EWU Student – Senior – Sociology

My comment with regard to this is that I am unaware of this topic and if I hadn't heard about it through a professor forty-five minutes ago I would not be here, which speaks to my disappointment that this type of hearing is being held on Friday and that the input process for students was on-line. I don't have access to the internet outside of campus and I am swamped with class work, work, and reaching out regarding graduate schools and other things. I am disappointed that it seems that no one, outside the on-line community, seemed concerned about spreading the word publicly on posters and other methods, to students with regard to something like this that effects students. I suggest you find ways that are more public to spread the word to students. Based on what I've heard, this seems to be

fairly disadvantageous and I would like to get some clarification, but I realize it is probably too late.
I

am disappointed that someone had to tell me by word of mouth at the last minute about this, when it was basically too late.

Chair Kauffman thanked Ms. DeBerry for taking the time to offer her comments. She shared that this topic was publicized in the Washington State Register and the Spokesman Review, but Ms. DeBerry makes a very good point in terms of getting the word out to students in more student-read publications.

Chair Kauffman called for other public comments regarding WAC 172-120 and WAC 172-121, and having received none, she announced that the hearing was now closed.

Discussion Action Items, V.B.

Agreement between EWU and the EWU Foundation, V.B.1.

Trustee McReynolds reported that the Advancement committee discussed this agreement at two of its meetings, and they recommend approval. He thanked the staff for spending the time to discuss and finalize the agreement. Vice President Westfall explained that an agreement such as this is customary in the industry. Eastern's agreement with the EWU Foundation was first developed in 1977, was updated in 1997, and has recently been updated in collaboration with the EWU Foundation Board.

***Motion 05-02-09:** Motion by Trustee McReynolds that the Board approve the Agreement between Eastern Washington University and the EWU Foundation.*

Seconded by Trustee Budke.

Motion carried.

Student Technology Fee, V.B.2.

The Board Student Affairs Committee received a detailed presentation regarding the Student Technology Fee FY09 Disbursements and FY10 Spending Plan. Mr. Fitzpatrick reported that the technology fee continues to offer upgraded technology equipment and services to students. The fee committee received thirty-two proposals and awarded funds to twenty-nine projects. New this year is a virtual computer lab that students can access from home over the internet that enables students to use expensive computer software they could not afford to purchase for themselves. The fee is also funding a high capacity research cluster, a project proposed by the chemistry and biochemistry department which will give students the ability to do very large research projects.

Mr. Astle reported that the estimated revenue for FY2010 is approximately \$945,000. After deduction of internet and other costs, it is projected there will be \$770,000 available for general access renewal and projects. The Board is being asked to approve the FY2010 Spending Plan for the upcoming year.

Trustee Budke shared that he was on the Board when the students first approached the Board about this project – and in the long run the students were right and it has worked out wonderfully well.

Trustee Ortega asked if students have 24 hour access to computers on campus. It was explained that the new virtual lab project will give students access to Eastern systems and software from home, but they will need to have a computer at home to do so.

Trustee Tanaka reported that the Board Student Affairs Committee recommends approval of the plan.

Motion 05-03-09: *Motion by Trustee Budke that the Board approve the FY2010 Technology Fee Spending Plan as documented in the Board materials.
Secoded by Trustee Fleming.
Motion carried.*

President Arévalo was presented with a check for \$941,000 for general access technology at Eastern.

Repeal WAC 172-120, Student Conduct Code, V.B.3.

The Board held a public hearing regarding this Washington Administrative Code during today's Board of Trustees meeting.

Trustee Tanaka reported that the Board Student Affairs Committee recommends approval of the repeal of the current Student Conduct Code.

Motion 05-04-09: *Motion by Trustee Fleming that the Board approve the repeal of WAC 172-120, the current Student Conduct Code.
Secoded by Trustee Ortega.
Motion carried.*

Adopt WAC 172-121, Student Conduct Code, V.B.4.

The Board held a public hearing regarding this Washington Administrative Code during today's Board of Trustees meeting.

Trustee Tanaka reported that the Board Student Affairs Committee recommends approval of the adoption of the new Student Conduct Code.

Motion 05-05-09: *Motion by Trustee Fleming that the Board approve the adoption of WAC 172-121, the new Student Conduct Code.
Secoded by Trustee Ortega.
Motion carried.*

Repeal EWU University Governance System Policies as follows, V.B.5.

due to their nullification by current collective bargaining agreements:

UGS 690-020-040, Employee Inter-institutional/Intersystem Movement

UGS 690-040-020, Promotion for Classified Employees

UGS 690-060-020, Layoff Procedures for Classified Staff

UGS 710-020 et seq., Collective Bargaining Agreements WFSE & EWU

Laurie Connelly reported that, as part of the ongoing process to review and update policies, Human Resources has identified that all of these governance policies have been superseded by the current collective bargaining agreements and the change in law that implemented that collective bargaining, and therefore the Board is being asked to repeal these out-of-date policies.

The trustees in attendance at the Board Business & Finance Committee were in support of this action.

Motion 05-06-09: *Motion by Trustee Budke that the Board approve the repeal of the EWU University Governance System Policies as follows:
UGS 690-020-040, Employee Inter-institutional/Intersystem Movement
UGS 690-040-020, Promotion for Classified Employees
UGS 690-060-020, Layoff Procedures for Classified Staff
UGS 710-020 et seq., Collective Bargaining Agreements WFSE & EWU*

*Seconded by Trustee Ortega.
Motion carried.*

EWU Policy 203-01, Information Security, V.B.6.

Laurie Connelly reported that this policy is the result of Gary Pratt's work with the Data Management Committee which developed and proposes this policy to set standards for Eastern's handling and use of data on campus. She stated that this is a very comprehensive policy and sets a high bar regarding the treatment of data. She pointed out that the university wants to have a high bar set, however, also recognizes that it will take a period of time to bring the entire campus into compliance with this new and comprehensive policy. The Board, therefore, is being asked to approve this policy with a twelve month implementation time frame.

Dr. Gary Pratt explained that the Data Management Committee is a representative body of primary data custodians from across campus including the Registrar, Chief Financial Officer, Director of Human Resources, Director of Financial Aid, Director of Academic Personnel, Director of Institutional Research and Chief Information Officer. The committee took a lot of time looking at best practices regarding data management and policies. In addition to this policy being on the EWU policy web site, it was posted for comment through an informal IT web site early in its development. Helpful input was received during the comment periods. The university has a way to go before the policy is being followed completely, and it is believed that having the policy in place will assist the university in achieving compliance. During the implementation phase, procedures need to be put into place and training and communication need to be provided to ensure people understand what the policy means and what the procedures are that need to be followed.

Trustee Budke reported that those in attendance at the Board Business & Finance Committee meeting are in support of approving this policy with the one year implementation phase.

Motion 05-07-09: Motion by Trustee Budke that the Board approve EWU Policy 203-01 Information Security, with a twelve month implementation schedule.

Motion Seconded by Trustee Tanaka.

Motion carried.

EWU Policy 601-01, Risk Management, V.B.7.

Laurie Connelly explained that this is a revision of the current policy and it reflects a shift which has in part been caused by a change in university structure. When the policy was first adopted, it was assumed there would be a single risk manager at the university responsible for all the functions. This is not the way the position is being handled currently nor is it expected to be handled that way in the future. Instead, this has shifted to a shared function, currently among Leanne Case and Jo Rogers. EWU's risk management system functions in coordination with the state. The state provides not only support for most of EWU's risk management functions, but also oversight. Eastern is required to report to the state on a periodic basis, and with these changes to correct the risk management description, the risk management program is aligned with what the state requires.

Trustee Budke reported that the Board Business & Finance Committee heard a second read of this policy at this morning's meeting, and the committee recommends approval.

Motion 05-08-09: Motion by Trustee Budke to approve EWU Policy 601-01, Risk Management.

Seconded by Trustee Ortega.

Motion carried.

EWU Policy 205-05, Conservation and Environmental Protection, V.B.8.

Laurie Connelly presented the details of this policy at the Committee of the Whole. The main purpose of the revisions is to revitalize and reform the Environmental Advisory Council and to expand its membership. The council is very important to the university and the administration looks forward to having it function and provide good advice to the university administration.

Motion 05-09-09: *Motion by Trustee Ortega that the Board approve the EWU Policy 205-05, Conservation and Environmental Protection.*

Seconded by Trustee Tanaka.

Motion carried.

Chair Kauffman thanked everyone for their work on today's meetings, and she thanked the members of the University Budget Committee for their work over the past several months.

Adjournment, VII.

Chair Kauffman adjourned the meeting.

Jo Ann Kauffman, Chair

Rodolfo Arevalo, Secretary