

The University of Central Arkansas Board of Trustees convened in a regularly scheduled meeting at 10:00 a.m. Friday, October 9, 2015, in the Board of Trustees Conference Room in Wingo Hall with the following officers and members present:

Chair:	Mr. Brad Lacy
Vice Chair:	Ms. Shelia Vaught
Secretary:	Ms. Elizabeth Farris
	Mr. Victor Green
	Ms. Kay Hinkle
	Mr. Bobby Reynolds
	Mr. Joe Whisenhunt

### **REPORTS**

Elizabeth Farris, Chair of the Audit and Finance Committee, reported on the committee meeting that was held prior to the board meeting. No completed audits were brought before the committee.

Diane Newton, Vice President for Finance and Administration, gave a financial update and presented the financial report card. Her report is attached to the original minutes.

Steve Runge, Provost and Executive Vice President for Academic Affairs, reported on retention. His power-point presentation is attached to the original minutes.

TJ Johnston, Director of Special Projects, spoke to the board about future plans for Donaghey District. The board agreed to appoint a task force to discuss the possibilities.

### **MINUTES**

Minutes of the August 21, 2015 board meeting were unanimously approved as submitted upon motion by Victor Green and second by Bobby Reynolds.

### **ACTION AGENDA**

#### **Beach Volleyball**

The athletics department has studied the feasibility of adding women's beach volleyball as a sport at the beginning of the 2016-17 academic year. Beach volleyball is one of the fastest growing NCAA sports, and three institutions in the Southland Conference are beginning the sport this academic year. The sport of beach volleyball is played in March and April, so the season does not conflict with indoor volleyball. A new assistant coach will be hired for beach volleyball, and the head volleyball coach will receive a salary supplement for the additional responsibilities with beach volleyball. There will also be additional expenses for such items as

travel and equipment; however, the revenue from the NCAA and the additional students who participate is projected to exceed the actual expenses. Recent Title IX studies have noted the need for additional sports for females at UCA; therefore, this addition will address those concerns by increasing the number of women's sports and athletes.

The Division of Student Services has obtained bids for building courts to be used for the intramural sports program. The same courts will be used for the beach volleyball team.

The following resolution was unanimously adopted upon motion by Elizabeth Farris and second by Shelia Vaught:

**“BE IT RESOLVED: That the Board of Trustees authorizes the addition of beach volleyball as a sport at the beginning of the 2016-17 academic year.”**

#### **Contract Review Procedures – Board Policy No. 416**

Pursuant to Board Policy No. 416, Contract Review Procedures, the administration must seek board approval for (i) any contract which will require the expenditure by the university of funds (at any time) in excess of \$250,000; or (ii) any contract with a term exceeding one year, unless the Office of General Counsel certifies, in writing, that the contract may be terminated by the university on the giving of written notice of 90 days or less.

The administration is seeking board approval for the university to enter into contracts with the following:

- Bell Construction Company, Inc.
- Fureigh Heavy Construction
- University of Central Arkansas Foundation, Inc.

The following resolution was unanimously adopted upon motion by Bobby Reynolds and second by Kay Hinkle:

**“BE IT RESOLVED: That the Board of Trustees authorizes the administration to enter into contracts with the companies/organizations listed above.”**

**UNIVERSITY OF CENTRAL ARKANSAS**  
**REASON FOR REQUIRING BOARD REVIEW AND ACTION**  
**(Board Policy #416)**

Contract involving more than \$250,000

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**SUMMARY**

1. Parties: Agreement between the University of Central Arkansas and Bell Construction Company, Inc. (North Little Rock).
2. Purpose: The renovation of the main corridors and restrooms on the first floor of McCastlain Hall (Phase 2).
3. Term: N/A.
4. University Funds to be Paid: \$562,794. This project is partially funded by grants from the Arkansas Natural and Cultural Resources Council. The original bid amount was reduced after a negotiation and value engineering process.
5. Funds Received: None
6. Public Bid/Purchasing Approval: A competitive Invitation for Bid (“IFB”) was issued to obtain a contractor for the phase 2 renovations to McCastlain Hall. The IFB opened on September 8, 2015. One construction contractor submitted a bid. The bidder was Bell Construction Company with a bid amount of \$608,106.
7. Special Provisions/Terms/Conditions: N/A.
8. Approval/Notification to UCA Foundation: N/A.

Form prepared by: Warren Readnour, General Counsel

Date: September 28, 2015

**UNIVERSITY OF CENTRAL ARKANSAS**  
**REASON FOR REQUIRING BOARD REVIEW AND ACTION**  
**(Board Policy #416)**

Contract involving more than \$250,000

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**SUMMARY**

1. Parties: Agreement between the University of Central Arkansas and Fureigh Heavy Construction (Conway).
2. Purpose: Construction of three beach volleyball courts in the area south and east of the UCA Physical Plant.
3. Term: N/A.
4. University Funds to be Paid: \$319,850.00. The contract also includes an allowance for undercutting at \$22 per cubic yard.
5. Funds Received: N/A.
6. Public Bid/Purchasing Approval: A competitive Invitation for Bid (“IFB”) was issued to obtain a contractor to construct the beach volleyball courts. The IFB opened on August 5, 2015. Two construction contractors submitted bids. The low bidder was Fureigh Heavy Construction with a bid amount of \$343,000.00, which was reduced to \$319,850.00 by removing all fencing from the project.
7. Special Provisions/Terms/Conditions: N/A.
8. Approval/Notification to UCA Foundation: N/A.

Form prepared by: Warren Readnour, General Counsel

Date: September 28, 2015

**UNIVERSITY OF CENTRAL ARKANSAS**  
**REASON FOR REQUIRING BOARD REVIEW AND ACTION**  
**(Board Policy #416)**

Contract with a term of more than one year

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**SUMMARY**

1. Parties: University of Central Arkansas Foundation, Inc. and University of Central Arkansas.
2. Purpose: Memorandum of Understanding with the Foundation regarding investment and use of funds received from the Bobbie F. Firestone Trust. The Bobbie F. Firestone Trust was established in 1986, and UCA received assets from the trust in 1996. On April 5, 1996, the Board of Trustees authorized the administration to establish the H.M. Firestone and Family Scholarship Endowment Fund and resolved that the use of earnings from the fund will be expended for scholarships to worthy and deserving UCA students. The original amount received was approximately \$251,000. The current balance in the endowment account is approximately \$418,000, and there is approximately \$22,000 in the restricted account available for scholarships.
3. Term: Indefinite.
4. University Funds to be Paid: Administrative fee of 1% per year.
5. Funds Received: None
6. Public Bid/Purchasing Approval: No bid or purchasing requirements involved.
7. Special Provisions/Terms/Conditions: At all times the assets shall be the property of UCA and shall be subject to the control and supervision of the Board of Trustees.
8. Approval/Notification to UCA Foundation: The Foundation is a party to the MOU, so the MOU will also require approval of the Foundation.

Form prepared by: Warren Readnour, General Counsel      Date: September 28, 2015

## **Diversity; Diversity Advisory Committee (appointments) – Board Policy No. 525**

Board Policy No. 525 establishes the Diversity Advisory Committee in order to carry out the diversity language in the university mission statement. The policy was initially adopted in May 2012 and subsequently revised in August 2013 and August 2014. The first meeting of the committee was held in December 2013.

Pursuant to the board policy, the Board of Trustees must make three appointments to the committee. They are as follows:

- One member of the university's Board of Trustees; and
- Two persons, at least one of whom shall be a person holding an administrative position at the university.

The UCA board member shall serve a one-year term. The terms of the other two persons shall be for two years; however, one person should have initially served a one-year term so that the two-year terms would be staggered.

Members of the committee may be reappointed.

In September 2012, Victor Green was appointed as the member of the Board of Trustees and Maurice Lee and Manny Spevaldea were appointed to the other two positions. There have been no subsequent appointments, so the terms for all three have expired.

One of the two non-board member appointments should be for a term expiring in 2016, and one should be for a term expiring in 2017.

The following resolution was unanimously adopted upon motion by Elizabeth Farris and second by Joe Whisenhunt:

**“BE IT RESOLVED: That Victor Green, a member of the Board of Trustees, is hereby appointed to serve on the Diversity Advisory Committee; that Anthony Jemerson is hereby appointed to serve for a one-year term (2015-16 academic year) on the Diversity Advisory Committee; and that Victoria Groves-Scott is hereby appointed to serve for a two-year term (2015-16 and 2016-17 academic years) on the Diversity Advisory Committee.”**

UNIVERSITY OF CENTRAL ARKANSAS

BOARD POLICY

Policy

Number: 525

Subject: Diversity; Diversity Advisory Committee

Date Adopted: 05/12 Revised: 08/13, 08/14

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**Preamble:** The University of Central Arkansas (“university”) seeks to include and integrate individuals from various backgrounds and with varied characteristics, and promotes opportunities to work, learn, and develop within a community that embraces the diversity of individuals and ideas.

**Diversity Language in UCA Mission Statement:** The following language is part of the university’s Mission Statement adopted on May 6, 2011:

“We are dedicated to attracting and supporting a diverse student, faculty and staff population and enhanced multicultural learning opportunities. We value the opportunity to work, learn, and develop in a community that embraces the diversity of individuals and ideas, including race, ethnicity, religion, spiritual beliefs, national origin, age, gender, marital status, socioeconomic background, sexual orientation, physical ability, political affiliation, and intellectual perspective.”

**Creation of Diversity Advisory Committee:** In order to carry out the diversity language in the Mission Statement, there is hereby established a standing committee of the university to be known as the Diversity Advisory Committee (“committee”).

**Purpose of the Diversity Advisory Committee:** The purpose of the Diversity Advisory Committee is to:

- (a) review all policies, programs and offices of the University of Central Arkansas in an effort to (i) promote and maintain a diverse student, faculty and staff population and (ii) foster an environment of inclusion and diversity;
- (b) develop and present to the Board of Trustees and the president, (i) plans and recommendations to increase diversity, including but not limited to, staffing, budget recommendations and program changes, if any, and (ii) recommendations concerning language to be included in university publications, advertisements and other materials on the subject of diversity;

- (c) prepare and file with the Board of Trustees and the Office of the President, an annual report on diversity initiatives with such recommendations as the committee may deem necessary and advisable; and
- (d) undertake such other activities, studies or initiatives as the committee may, from time-to-time, deem necessary or advisable, as well as conduct any other matters within the committee's jurisdiction as may be requested by the Board of Trustees.

**Membership of the Diversity Advisory Committee/Meetings:** The Diversity Advisory Committee shall be composed of the following persons who shall each serve terms as set forth below:

- one member of the university's Board of Trustees, appointed by the Board of Trustees;
- university's chief diversity officer or his/her designee, chair (ex officio);
- associate vice president of human resources (ex officio);
- director of assessment (ex officio);
- professional development and training coordinator (ex officio, non-voting);
- two persons appointed by the Board of Trustees, at least one of whom shall be a person holding an administrative position at the university;
- one faculty member from each college appointed by the Faculty Senate from nominations submitted by the dean of each college and one at large faculty member selected by the Faculty Senate from the non-affiliated faculty;
- four persons designated as representatives from the Staff Senate;
- two persons designated as representatives from the Student Government Association;
- one person designated as the representative from the UCA Alumni Association; and
- one person designated as the representative from the UCA Foundation, Inc.

Ex officio positions are permanent members of the committee.

The UCA board member and the representatives from the UCA Alumni Association, the UCA Foundation, and the Student Government Association shall serve one-year terms on the committee.

All other members shall serve two-year terms, with the initial terms of those persons staggered and drawn by lot at the first meeting in the fall semester of 2013 so that at least one person from each group shall serve a one-year term and at least one from each group shall serve a two-year term. Thereafter, all terms shall be two years.

Members of the committee may be reappointed.

The chair of the committee shall be the university's chief diversity officer. The committee shall hold at least one meeting in the fall semester and one meeting in the spring semester each year. Special meetings may be called by the chair, or upon the request of any two members of the committee. At least two working days' notice of any meeting shall be provided to each member.

## **Rights-of-way and Easements to City of Conway**

Conway Corporation installed new utilities during the construction of Greek Village Phase I, the preliminary work for the Conway Corporation Center for Sciences, and the construction of the restrooms and concession building near Farris Field. The City of Conway is now requesting that the university grant 15-foot rights-of-way and easements for purposes of utilities provided by Conway Corporation. The easements are in and near the rights-of-way for Augusta, Western, College, and Donaghey Avenues. The UCA Physical Plant has reviewed the easements and verified that the sewer and water lines and other utilities are located in the designated areas.

The following resolution was unanimously adopted upon motion by Victor Green and second by Kay Hinkle:

**“BE IT RESOLVED: That the Board of Trustees authorizes the administration to grant to the City of Conway the 15-foot wide rights-of-way and easements for utilities provided by Conway Corporation to Greek Village Phase I, the Conway Corporation Center for Sciences, and the restrooms and concession building near Farris Field, and the president and other officials of the University of Central Arkansas, as the president may from time-to-time designate, are hereby authorized and directed to enter into and execute such documents, agreements and instruments as are necessary and required to grant the rights-of-way and easements.”**

## **EXECUTIVE SESSION**

Executive session, for the purpose of reviewing appointments, adjustments, resignations and other personnel matters, was unanimously declared upon motion by Bobby Reynolds with a second by Victor Green.

## **OPEN SESSION**

The following motion made by Bobby Reynolds with a second by Kay Hinkle was unanimously approved:

**“I move that all appointments, adjustments to salary and title, resignations and other matters set forth on the personnel list and the addendum discussed in executive session be approved.**

## **ADJOURNMENT**

There being no further business to come before the board, the meeting was adjourned upon motion by Bobby Reynolds and second by Victor Green.

**The University of Central  
Arkansas Board of Trustees**

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**Brad Lacy**  
**Chair**

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**Elizabeth Farris**  
**Secretary**