

Public Session Minutes

The meeting of the Morgan State University Board of Regents was called to order by Chairman Kweisi Mfume at 12:43 p.m.

Present: Hon. Kweisi Mfume, Chairman, Regent; Rev. Dr. Frances Draper, Vice Chair, Regent; Hon. Tracey Parker-Warren, Secretary, Regent; Rev. Dr. Harold Carter Jr., Regent; Hon. Elijah Cummings, Regent (via teleconference); General (Ret.) Larry Ellis, Regent; Dr. Linda Gilliam, Regent; Dr. Shirley Malcom, Regent; Ms. Nirajé Medley-Bacon, Student Regent; Mr. Wayne Resnick, Regent; Ms. Shelonda Stokes, Regent; Mrs. Penelope Taylor, Regent; Dr. Marquis Walker, Regent; Mr. Winston Wilkinson, Regent; Dr. David Wilson, University President; Mr. Thomas Faulk, Principal Counsel for Morgan State University, Office of the Attorney General

Absent: Mr. Tyrone Taborn, Regent

The Chairman offered an overview of the agenda and stated that following the Public Session, the Board would convene in Closed Session to address the matters identified as such on the agenda.

Chairman's Remarks

The Chairman opened the meeting by welcoming the Regents and members of the public in attendance.

The Chairman indicated that he had an opportunity to talk to several Regents individually with regard to the annual Board Retreat, usually held in late June, and their availability. He stated that there will not be a retreat next month due to its close proximity to the May Board meeting, Spring Commencement and the 4th of July holiday. Instead, we will look for dates in mid to late September and consult with the President's team to identify a suitable date so that all Regents are able to attend.

The Chairman thanked Regent Wilkinson for providing remarks, on behalf of the Board, at last month's annual Scholarship Banquet. He also thanked Regents Draper, Taylor and Medley-Bacon for their attendance. Likewise, he thanked Regents Wilkinson and Medley-Bacon for participating in this year's Honors Convocation, where the guest speaker was Dr. John Wilson who gave an unconventional speech that was extremely well received by students, faculty and others in attendance.

Chairman Mfume thanked Regent Cummings, in advance, for graciously agreeing to be the commencement speaker this year for the Saturday undergraduate ceremony on May 18th. He noted this is not the first time Regent Cummings has done it so we thank him again for finding time in his schedule, and with his commitment to the University not only as a member of the Board, but also as someone who is prepared to bring a message and help us celebrate this year's commencement.

Chairman Mfume reminded members of the Board that financial disclosure forms were required by law by April 30th. He hoped everyone has complied, but noted that individuals should follow up if they have not already done so.

The Chairman appointed Regent Taylor to Chair the Committee of the Whole on the five-year review of the Board's by-laws. He noted that members may recall that Regent Taylor led the task five years ago and did a yeoman's job. She obtained feedback from members of the Board at that time and will seek input from everyone again. Hopefully, she will be prepared to report back in August, if not then by November, to advise

of any proposed changes, modifications or things that we should be looking at as she consults with the Board, General Counsel and the Assistant Attorney General.

Chairman Mfume, on behalf of the entire Board, expressed sincere thanks to Dr. Anna McPhatter who stepped up to the very important role of interim Provost. The Board and the President appreciates her continued service to the University.

The Chairman announced that the Board would be losing two of its members – Student Regent Nirajé Medley-Bacon and Regent Tyrone Taborn. He stated that Regent Medley-Bacon has been a great member of the Board. He thanked her for serving in a very distinguished way, for all the tough questions that she raised, and for her insight on bringing forth the student perspective on a lot of matters. He presented her with an award for her yearlong service on the MSU Board of Regents.

Chairman Mfume also thanked Regent Taborn, in his absence, for his six years of service on the Board as well as his continued support of the University. The award for Regent Taborn will be presented to him at another time. The Chairman noted that both he and Dr. Eugene DeLoatch have been selected to receive a prestigious award from the National Science Board.

Approval of Minutes

The Chairman called for a motion to approve the minutes from the February 5, 2019 Board meeting. It was MOVED by Regent Draper and SECONDED by Regent Stokes to approve the minutes of February 5, 2019. The MOTION CARRIED unanimously.

Report of the President

The President began by thanking Dr. Anna McPhatter for serving over the past year as Interim Provost and Senior Vice President for Academic Affairs. He added that he looks forward to the continued working relationship with her as Dean of the School of Social Work. Likewise, he congratulated Regent Taborn and former Dean of Engineering, Dr. Eugene DeLoatch, for being selected by the National Science Board (NSB) to jointly receive the 2019 NSB Public Service Award. Dr. Wilson also expressed pleasure of working with Regent Medley-Bacon over the past year. He noted her determination and zeal.

Dr. Wilson stated that when the legislative session closed, the following allocations were included in the Governor's budget for Morgan State University. For the operating budget, our FY '20 general funds appropriation is \$101 million (\$4.0M increase including almost \$2.0M in funding for deferred maintenance). He added that employees will receive a 3% cost of living increase this year, noting that a portion of the remaining \$2 million will be invested in the continued conversion of contractual staff to full-time employees. For the capital budget, FY '20 general obligation bonds include: \$10.0 million for deferred maintenance (funding is included in all five years of the CIP); \$4.9 million for HHS Phase I (final construction); \$4.4 million for HHS Phase II (first year planning); and \$22.7 million for Student Services Support (this almost completes construction funding, \$5M left in FY '21) for a total of \$42.0 million. Further, the CIP includes funding for Phases I and II of the Science Center project beginning in FY '22 and '23, respectively. There is also FY '21 pre-authorized funding of \$5 million for a Convocation Center.

The President stated that, as he informed the Board via email last month, he has been selected to serve on NCAA's Division I Board of Directors as well as the Board of Governors. The NCAA Board of Governors is the highest governance body of the Association, and its primary responsibilities are to: (1) initiate and settle litigation, (2) hire and evaluate the NCAA President, (3) oversee the finances for the Association and (4) address all other core issues. He noted that his terms on both of these Boards will start in August of 2019 and conclude in August of 2023.

Dr. Wilson stated that as President, our goal is to always maintain a high level of communication and transparency with the University community; and one way to do this is by holding annual spring and fall town hall meetings. The purpose of these meetings is to update the University community on the progress we are making in the execution of our Strategic Plan and to elicit feedback from students, staff, faculty, alumni and friends as to additional things on campus that should receive more attention. The Spring Town Hall meeting was well attended, and the information provided was well received.

The President stated that we informed the Board at the last meeting that the University would move forward and seek requests for proposals (RFPs) for an OPM in which to mount our Board approved online degree programs. Dr. Maurice Taylor received feedback from the Board regarding the timeframe in which to select the vendor, and the point in the review process of the RFP by appropriate committees of the Board. Dr. Taylor has drafted the RFP and included the expanded timeframe based on the feedback from the committee chairs. The plan is to take it through the shared governance process at the University and bring the draft of the RFP to the Board at the November meeting, and the final decision on the selected vendor at the February 2020 Board meeting. We are seeking to have enrollments in all of our online degree programs no later than fall 2020.

The President stated that Morgan State University is enormously excited to have won the national competition to build a space rocketry program on our campus. We were awarded \$1.6 million to support the building of a fuel injected rocket that would be launched in 2021 with a goal to reach the edge of space.

Dr. Wilson stated that as a result of an increase in applications to Morgan State University, and an increase in the percent of students accepting our offers of admission, the University has been hard pressed to house many of our students who desire on-campus housing. Over the last year or so, we have devoted significant time to devising both the short-term strategy to address on-campus housing limitations, as well as a long-term strategy for this problem. In the short-term, we are increasing the number of units that we are leasing from Marble Hall Gardens, and are engaging in leases with other complexes in the catchment area of the campus. Those leases were on the agenda of the Finance and Facilities Committee today, and he urged the Board to approve them. Our long-term strategy involves the razing of the Thurgood Marshall Complex and building in that space contemporary housing that would accommodate 700 or more students. The strategy will result in our having completed the first phase for long-term housing in the Thurgood Marshall Complex in time for move-in in August 2022.

Dr. Wilson stated that we are in the final throes of finalizing our RFP to go to Procurement to select a vendor to operate food services at Morgan, given that the five-year contract of the current vendor has concluded, and the University is exercising its first one-year option. However, it is our intent to put the RFP out to bid again. Our goal is to finish the in-house review of our RFP before June 1, and to put it out for bid shortly thereafter. We are looking to conclude this process by the end of this calendar year in order to have the food service vendor start on June 1, 2020.

Dr. Wilson stated that last August, Morgan sent five students to the Google Campus in Mountain View, California as part of Google's Tech Exchange Program, to spend a year taking classes on the campus of Google, along with several students from two other HBCUs and several Hispanic and minority-serving institutions. He and Dr. Kevin Banks went out to Google in March to visit with our students to gain feedback on their experiences working and living in the Silicon Valley this past year. We gained some invaluable feedback. The students had their graduation on yesterday, and he would have been in attendance if there had not been a Board meeting. But, Dr. Hongtao Yu, Dean of the School of Computer, Mathematics and Natural Sciences did attend on behalf of the University. We have been very pleased with what our students have been able to learn, and he will invite them to be at the August or November meeting of the Board so that members can hear from them directly.

The President stated that several years ago, we made a decision to have separate commencement ceremonies in the spring – one for undergraduates and one for graduate students. The graduate commencement ceremony will be held in Murphy Auditorium on Thursday, May 16, 2019 at 4 p.m. [sic] (10 a.m.). He noted that we will graduate 72 doctoral students this year. The undergraduate ceremony will be held on Saturday, May 18, 2019, in Hughes Stadium at 10 a.m. We are excited that our Regent, the Honorable Congressman Elijah Cummings, will be our commencement speaker. We look forward to seeing all Board members at both ceremonies.

The President recognized the Men's Tennis team, which recently won the MEAC Championship for the first time in Morgan's history. He added that the team's collective GPA is 3.97. Last, Dr. Wilson noted several new appointments to the University's leadership team since the last meeting.

- Dr. Glenda Prime as the new Dean of the School of Education and Urban Studies. Dr. Prime has been at Morgan since 1999, and came into the deanship after having served as Chair of the Development of Advanced Studies, Leadership and Policy.
- Dr. Patricia Williams-Lessane as our new Associate Vice President for Academic Affairs. Dr. Williams-Lessane comes to us from the College of Charleston where she was Associate Dean of Strategic Planning and Community Engagement, as well as the Executive Director of the Avery Research Center for African American History and Culture. She received her undergraduate degree from Fisk University, master's degree from Brown University and Ph.D. from Dartmouth College.
- Dr. Lesia Crumpton-Young as our Provost and Senior Vice President for Academic Affairs. Dr. Crumpton-Young received her B.S., M.S. and Ph.D. degrees in industrial engineering from Texas A&M University. She was the first African American to receive a Ph.D. in industrial engineering at Texas Tech, and to serve as Department Chair at the University of Central Florida. She has been a full Professor at the University of Central Florida and has worked at Mississippi State University.

Likewise, we have also made several additions to the Athletics Program.

- Mr. Tyrone Wheatley is our new head football coach. He played collegiately at the University of Michigan, where he amassed numbers that enabled him to be inducted into the Wolverine's Hall of Fame. He led Michigan into the Rose Bowl where he was the MVP. He was a first-round draft pick of the New York Giants where he played for seven years. Coach Wheatley comes to Morgan after having served as running backs coach for the National Football League's Jacksonville Jaguars.
- Mr. Kevin Broadus is our new basketball coach. Coach Broadus comes to Morgan from the University of Maryland, where he has been Assistant Coach since 2017. He is no stranger to HBCUs, starting at Grambling State and graduating from Bowie State. He was an Assistant Coach at Georgetown University and also the Head Coach at SUNY Binghamton, where his team won the conference championship.

Dr. Wilson recognized AD Scott for the leadership he is providing to our athletic program and for leading these successful searches. He also congratulated AD Scott on recently defending his thesis at SUNY Binghamton, adding that he is now Dr. Ed Scott.

Chairman Mfume asked Dr. Wilson to provide a brief status update on the process of converting contractual employees. He noted that the Board previously authorized the start of the contractual conversion process last February in conjunction with the American Federation of State, County and Municipal Employees (AFSCME) and done in compliance with the MOU. Dr. Wilson indicated that we made it known to the State that Morgan could not convert contractual staff and faculty without additional State appropriations. When the process began several years ago, the State initially provided funding to enable us to convert 30 faculty positions. No additional State funding has been received since then to convert contractual faculty. He added that on the staff side, while we are committed to what is in the MOU, all of the dollars that we are looking to use to convert contractual staff are not just for those staff in the collective bargaining unit. The University will follow the Board approved policy with regard to converting contractual staff outside of the AFSCME contract.

Dr. Wilson stated that while funding for a cost of living (COLA) increase is only provided to regular full-time employees (mandated by the State), the University has always run its own calculations to determine how much it would cost to provide the COLA increase to full-time contractual employees. He noted that the University has been able to extend the same benefit to its full-time contractual employees that is afforded to regular full-time employees since he has been President. He added that Morgan is committed to continuing this process as long as the institution is able to identify available funding.

The Chairman called for a motion to approve the President's Report. It was MOVED by Regent Wilkinson and SECONDED by Regent Parker-Warren. The President's Report was APPROVED unanimously.

Report of the Executive Committee

The Chairman provided an update from the May 2, 2019 Executive Committee meeting. He stated that the meeting was informational in nature and added that updates on the agenda items would be offered in the Closed Session of the meeting today.

Nominating Committee Report and Election of Officers

Chairman Mfume called for the report from the Nominating Committee. He then yielded the Chairmanship to Regent Ellis. Regent Ellis stated that the Nominating Committee is comprised of Regents Taylor, Wilkinson, Medley-Bacon, Taborn and himself as Committee Chair. He stated that the Committee sent out a call for nominations on March 29, 2019 asking that any Regent interested in being considered or desiring to nominate a fellow Regent as a candidate for the 2019-2020 Slate of Officers for the Morgan State University Board of Regents to submit their intention, in writing, by April 5, 2019. Potential candidates were received by the deadline. The following individuals expressed interest in being considered for the following offices, respectively:

- Office of Chair – The Honorable Kweisi Mfume
- Office of Vice Chair – Rev. Dr. Frances Draper
- Office of Secretary – The Honorable Tracey Parker-Warren

The Nominating Committee met on April 15, 2019 to finalize the Slate of Officers and the election process. As a result of that meeting, the proposed Slate of Officers for the Morgan State University Board of Regents for 2019-2020 is being presented to the Board.

Regent Ellis stated that this concluded his report. He then called on Regent Taylor to oversee the nominations process.

Regent Taylor called for any nominations from the floor or discussion. Regent Draper stated that, after much prayer, she will not be seeking reappointment when her term ends on June 30th. Therefore, she asked that her name be removed from consideration as Vice Chair.

Regent Taylor stated that there is now an open position and called for any nominations. Regent Draper nominated Regent Larry Ellis as Vice Chair of the Morgan State University Board of Regents.

Regent Ellis was asked if he accepts the nomination, he indicated his acceptance. Regent Taylor announced the new Slate of Officers for 2019-2020: Office of Chair – Regent Mfume; Office of Vice Chair – Regent Ellis; and, Office of Secretary – Regent Parker-Warren. Regent Taylor called for a motion to approve the ballot. It was MOVED by Regent Draper and SECONDED by Regent Malcom. The MOTION CARRIED unanimously.

After conferring with Principal Counsel Faulk, it was determined that individual secret ballots were not needed since it was properly MOVED and SECONDED with no opposition. Regent Taylor called for a motion to suspend the secret ballots. It was MOVED by Regent Malcom and SECONDED by Regents Gilliam and Wilkinson. The MOTION CARRIED unanimously.

Various members of the Board expressed their sincere appreciation of working alongside Regent Draper over the years, noting that it has been both an honor and a pleasure.

Report of the Standing Committees

Academic and Student Affairs Committee

Regent Gilliam stated that there was only one item for action on the revision to the Student Code of Conduct. She called attention to page 31 of the Board booklet and noted the change from President to Vice President for Student Affairs.

Regent Gilliam stated that the Academic and Student Affairs Committee recommends approval of the revision to the Student Code of Conduct. It was MOVED by Regent Malcom and SECONDED by Regent

Wilkinson that the revision to the Student Code of Conduct be approved. The MOTION CARRIED unanimously.

Regent Gilliam stated that the other items were informational to include an update on Outsourcing of Online Programs as well as a requested report on programs and services for military/veteran students.

Finance and Facilities Committee

Chairman Mfume called for the report from the Finance and Facilities Committee. Regent Malcom stated that the Committee has three items requiring full Board approval. The first is the FY 2020 tuition and room increase recommendations. Regent Malcom stated that the proposed tuition increase is only 2% because of the 3% tuition buy down from the State, with no recommended increases for fees or board rates.

Regent Malcom stated that the Finance and Facilities Committee recommends approval of the adoption of fiscal year 2020 tuition and room increases. It was MOVED by Regent Taylor and SECONDED by Regent Wilkinson to approve the FY 2020 tuition and room increases. The MOTION CARRIED unanimously.

Regent Malcom stated that the second item for action is the FY 2021 Capital Budget Request as summarized on page 167 of the Board booklet. She noted that the five-year request totals \$625 million and the request for FY 2021 totals \$25.3 million.

Regent Malcom stated that the Finance and Facilities Committee recommends approval of the FY 2021 Capital Budget Request. It was MOVED by Regent Stokes and SECONDED by Regent Resnick to approve the FY 2021 Capital Budget Request. The MOTION CARRIED unanimously.

Regent Malcom stated that the third item for action is the Marble Hall Gardens Apartments lease, which is an amendment to the existing lease through 2023. She noted, however, that the Finance Committee made a change to the summary item on page 174 of the Board booklet (added a sentence). The change is as follows: “The University is requesting approval to amend the lease through 2023, with two one-year renewals for a potential lease of seven years, through 2025. **The lease for Marble Hall may be extended beyond 2025, if needed.**” Regent Malcom noted that this provides flexibility to address surge space and other kinds of things that may need to occur as we enter different phases of the student housing plan with regarding to replacing existing housing units.

Regent Malcom stated that the Finance and Facilities Committee recommends approval of the Amended Lease for Marble Hall Gardens Apartments. It was MOVED by Regent Cummings and SECONDED by Regent Carter to approve the amended lease for Marble Hall Gardens Apartments. The MOTION CARRIED unanimously.

Regent Malcom stated that this concluded her report.

Chairman Mfume thanked Regent Cummings for joining, via teleconference, the public session portion of today’s meeting. He noted that Regent Cummings also participated in the Audit Committee earlier this morning.

Audit and Institutional Assessment Committee

The Chairman called for the report from the Audit and Institutional Assessment Committee. On behalf of Committee Chair Cummings, Vice Chair Ellis stated that the Committee had no action items. He stated that the Committee received remarks from President Wilson primarily concerning the OLA audit before moving into closed session. In closed session, the Audit Committee received an update on the progress of implementing the OLA recommendations.

Regent Ellis stated that this concluded his report.

The Chairman congratulated Regent Cummings, on behalf of the Board, for agreeing to be the commencement speaker this year, noting that he has done it before. He added that the Board, along with Dr. Wilson, is very appreciative and looks forward to joining him on May 18th.

The Chairman expressed thanks to members of the Board for their confidence in him leading the Board as Chair for another year. He stated that he is happy to have as partners, both Judge Tracey Parker-Warren as Secretary and, in his official new role, General Larry Ellis as Vice Chair.

Chairman Mfume noted the need to make a technical conformance change to the prior action taken with regard to the approval of the amended lease for Marble Hall Gardens. Regent Malcom indicated that the summary item statement says seven years and it is really six years. Therefore, the statement should read “The University is requesting approval to amend the lease through 2023, with two one-year renewals for a potential lease of **six** years, through 2025. **The lease for Marble Hall may be extended beyond 2025, if needed.**”

The Chairman called for a motion to approve the amendment to the amendment to the report. It was MOVED by Regent Malcom and SECONDED by Regent Draper to adopt the amendment to the amendment to the report. The MOTION CARRIED unanimously.

Report of the Evaluation Committee

Chairman Mfume stated that the Board will receive the report from the Evaluation Committee during Closed Session.

New Business

There were no new business items brought forward for the Board’s consideration.

The Chairman announced that the Board of Regents would now prepare to reconvene in Closed Session to consider items specifically exempted from public consideration under § 3-305(b)(1)(3)(4)(7)(8) of the Open Meetings Act. In Closed Session, the Board of Regents will consult with counsel to receive a Litigation Update and EEO Report, to receive a status report on implementing changes from OLA findings, to discuss potential conflict of interest, to receive an update on a potential new School of Medicine, to receive an update on the HBCU Coalition Case, and to discuss personnel matters. The Board may reconvene in Public Session at the conclusion of the Closed Session, if necessary.

The Chairman called for a motion to adjourn the PUBLIC SESSION to move into CLOSED SESSION. It was MOVED by Regent Gilliam and SECONDED by Regent Medley-Bacon to adjourn the PUBLIC SESSION. The MOTION CARRIED UNANIMOUSLY.

The PUBLIC SESSION adjourned at 2:05 p.m.

**MORGAN STATE UNIVERSITY
CITATION OF AUTHORITY FOR CLOSING A MEETING
UNDER THE OPEN MEETINGS ACT
BOARD OF REGENTS PUBLIC MEETING**

Date: Tuesday, May 7, 2019

Time: 12:00 p.m.

Location: Boardroom 400
Earl S. Richardson Library
Morgan State University
1700 E. Cold Spring Lane
Baltimore, MD 21251

Motion to close meeting made by: Regent Gilliam

Seconded by: Regent Medley-Bacon

Members voting in favor: All Regents in attendance

Opposed: None

Abstaining: None

Absent: Regent Taborn

THE STATUTORY AUTHORITY TO CLOSE THIS MEETING CAN BE FOUND AT (check all that apply):

General Provisions Article, § 3-305 (b)(1)(3)(4)(7)(8):

(1) (i) To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or (ii) any other personnel matter that affects one or more specific individuals;

(2) To protect the privacy or reputation of individuals concerning a matter not related to public business;

(3) To consider the acquisition of real property for a public purpose and matters directly related thereto;

(4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;

(5) To consider the investment of public funds;

(6) To consider the marketing of public securities;

(7) To consult with counsel to obtain legal advice on a legal matter;

(8) To consult with staff, consultants, or other individuals about pending or potential litigation;

(9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations;

(10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans;

(11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination;

(12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct;

(13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;

(14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

General Provisions Article, § 3-103 (a):

(1) To carry out an administrative function;

(2) To carry out a judicial function;

(3) To carry out a quasi-judicial function.

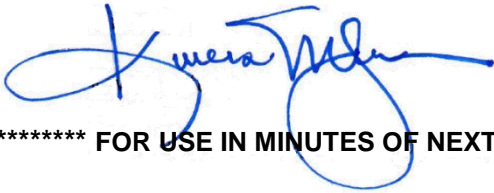
FOR EACH CITATION CHECKED ABOVE, THE REASONS FOR CLOSING AND TOPICS TO BE DISCUSSED:

1. To receive a litigation update and EEO Report.
2. To receive a status report on implementing changes from OLA findings.
3. To discuss potential conflict of interest.
4. To receive an update a potential new School of Medicine.
5. To receive an update on the HBCU Coalition Case.
6. To discuss personnel matters.

THE BOARD MAY RECONVENE IN PUBLIC SESSION AT THE CONCLUSION OF THE CLOSED SESSION IF NECESSARY TO TAKE ANY FINAL AND BINDING ACTION.

This statement is made by Kweisi Mfume
Chairman of the Board of Regents

SIGNATURE:



***** FOR USE IN MINUTES OF NEXT REGULAR MEETING: *****

TOPICS DISCUSSED AND ACTION(S) TAKEN (IF ANY):