Clemson University
Clemson, South Carolina

MINUTES
MEETING OF THE
CLEMSON UNIVERSITY BOARD OF TRUSTEES

Room 601
Greenville One
Greenville, South Carolina
July 17, 2015
10:30 a.m.

Call to Order

Notification as required by the South Carolina Freedom of Information Act was given at least twenty-four hours before the meeting by posting the notice and agenda on the bulletin board at the Office of the Board of Trustees, 300B Sikes Hall, Clemson University and on the Clemson University Board of Trustees website. Additionally notice of the meeting was sent via email to the distribution list maintained by the Office of Media Relations which includes approximately 80 reporters and editors at the major daily newspapers, television and radio stations in S.C.

After notification as required by the Freedom of Information Act, Trustee Wilkins, Chairman, called the meeting to order at 11:12 a.m. with the following present:

Trustees: David Wilkins, Chairman, presiding; David Dukes, Bill Hendrix, Ronald Lee, Louis Lynn, Patti McAbee, Nicky McCarter, Smyth McKissick, Bob Peeler, Mark Richardson, Bill Smith, Joe Swann, and Kim Wilkerson

Trustees Emeriti: J.J. Britton, Fletcher Derrick, and Allen Wood

Administrative Council: James P. Clements, President; Robert H. Jones, Executive Vice President for Academic Affairs and Provost; George Askew, Vice President for Public Service and Agriculture and Dean, College of Agriculture, Forestry and Life Sciences; Chip Hood, General Counsel; Brett Dalton, Vice President for Finance and Operations; Angie Leidinger, Executive Secretary to the Board of Trustees and Director of Governmental Affairs; Larry Dooley, Interim Vice President for Research; Debra Jackson, Vice Provost and Assistant to the President; Neill Cameron, Jr., Vice President for Advancement; Dan Radakovich, Director of Athletics; Catherine T. Sams, Chief Public Affairs Officer and Assistant to the President; Jim Bottum, Vice Provost for Computing and Information Technology and Chief Information Officer; Michelle Piekutowski, Chief Human Resources Officer; Max Allen, Chief of Staff; and Almeda Jacks, Vice President for Student Affairs

Guests: George Smith, Associate Vice President for Student Affairs; Rick Goodstein, Dean, College of Architecture, Arts and Humanities; Anand Gramopadhye, Dean, College of Engineering and Science; Bobby McCormick, Interim Dean, College of Business and Behavioral Science; George Petersen, Dean, School of Education; Brett Wright, Interim Dean, College of Health, Education and Human Development; Cathy Tillett, Internal Audit; David Blakesley, Faculty Representative to the Board of Trustees; Shannon
Chairman Wilkins asked for a moment of silence for the victims of the tragedy at Charleston Emmanuel AME Church.

Approval of Minutes – April 10, 2015, June 3, 2015, and June 29, 2015

Trustee Dukes moved to approve the minutes of the April 10, 2015, June 3, 2015, and June 29, 2015, meetings. Trustee Peeler seconded the motion. The minutes were approved unanimously.

Report from the Executive Secretary to the Board – Angie Leidinger

Honorary Degree Nominees – Angie Leidinger presented two honorary degree nominees for consideration.

Trustee Lee moved to approve the nominees. Trustee Peeler seconded the motion. The motion was approved unanimously.

Sense of the Board Regarding Accurately Portraying Clemson University’s History – Chip Hood provided a summary of the Heritage Act passed in 2000. Trustee McKissick moved that the following resolution be adopted:

**SENSE OF THE BOARD REGARDING ACCURATELY PORTRAYING CLEMSON UNIVERSITY’S HISTORY**

Expressing the sense of the Board of Trustees of Clemson University regarding accurately portraying Clemson University’s history;

WHEREAS, Clemson University was established in 1889 with the fundamental purpose of being a high seminary of learning;
Clemson University has throughout the years held true to its fundamental purpose while becoming a coeducational institution in 1955, peacefully desegregating in 1963, being renamed Clemson University in 1964, and becoming the nationally recognized public university that it is today;

As a national leader among public universities, Clemson University is committed to diversity, inclusiveness and historical accuracy as key values needed to continue our founding purpose of being a high seminary of learning;

Recent events in our state and nationally have prompted concerns about how Clemson University portrays its history and how that portrayal impacts the full breadth of the Clemson family;

Clemson wants to acknowledge the leadership of the Governor, the Senate, and the House with respect to their removal of the Confederate flag from the grounds of the state house;

Ten past Presidents of the Faculty Senate have recently written to the Board of Trustees requesting reconsideration of the 1946 decision to honor Benjamin Tillman by naming the Old Main Building Tillman Hall;

Benjamin Tillman played a key role in the founding and early success of Clemson University, was appointed as one of the original Trustees of the then Clemson Agricultural College of South Carolina, and served as Governor of the State of South Carolina and a United States Senator;

Benjamin Tillman was also known to be by his own admission an ardent racist and led a campaign of terror against African Americans in South Carolina that included intimidation and violence of which he boasted about publicly; and

For some members of our university family Benjamin Tillman’s legacy included not only contributions to Clemson University but also oppression, terror and hate.

THEREFORE BE IT RESOLVED THAT:

The sense of the Board of Trustees is that such actions and views of Benjamin Tillman are repugnant to our values and our fundamental purpose of being a high seminary of education;

The Board of Trustees reaffirms that Clemson University should be known as a Top 20 Public University and for its outstanding students, faculty, and staff not by the racist actions a century ago; and

There is a need for a task force of members of the Board to work closely with the President and administration on how to best preserve and tell the complete history of Clemson University. This task force is charged with the engagement of stakeholders to include students, faculty, administration and alumni to receive their input. The task force is charged with creating a comprehensive plan to include, but not limited to, any recommendations regarding curating our historic buildings and memorials, developing better ways to acknowledge and teach the history of Clemson University, and exploring appropriate recognition of historical figures. This task force will serve for a period of six months at which time it shall expire unless extended by the Chairman of the Board of Trustees and will report its progress and any recommendations to the Board at its quarterly meetings.
Trustee Dukes seconded the motion. The motion was approved unanimously via roll call vote.

President’s Report

President Clements provided an update on his activities since the last meeting.

President Clements introduced Jonathan Patton, a student with remarkable achievements during his time at Clemson.

Agriculture and Natural Resources Committee Report – Bob Peeler

Trustee Peeler called on George Askew to summarize information items.

Compensation Committee Report – Joe Swann

Action Items:

Waive Notice for Amendments to Operating Rules – Trustee Swann moved to waive the five days’ notice required by the Board of Trustees Manual in order to approve a new Compensation Committee Charter. The motion was approved unanimously.

Compensation Committee Charter – Trustee Swann moved to approve the updated Compensation Committee Charter. The motion was approved unanimously.

Educational Policy Committee Report – Ronnie Lee

Trustee Lee called on Bob Jones to present the Committee’s action items as a composite motion.

Action Items:

Stackable Graduate Certificates in Risk Engineering and Systems Analytics - Provost Jones presented the proposed stackable certificates. Each certificate will provide a stand-alone, industry-recognized credential that has appeal to individuals seeking professional development and advancement. The four certificates will be “stackable,” meaning that they can be combined to satisfy the requirements of a master’s degree that is currently under development. The certificates will address risk identification, assessment, prevention, insurance, mitigation, and business recovery/continuity. They will also address data governance, auditing, and the integrity of data, as well as methods to protect reputation, information, financial assets, and personnel. The certificates are Risk Engineering, Systems Analytics, Catastrophe Modeling, and Enterprise Risk Management.

Name Change – PhD in Management to PhD in Business Administration - Provost Jones presented the proposed name change. The breadth of education in business has grown substantially over the past several
decades from an earlier emphasis on the role of management in various types of industry and business to new emphases that include entrepreneurship, organizational behavior and design, strategic thinking, and more. The request to change the name reflects the business discipline of today and the future.

Name Change – Center of Excellence for Inquiry in Mathematics and Science to Center of Excellence for Innovation in Mathematics and Science - Provost Jones presented the proposed name change. The original name reflects professional outreach, focused on inquiry based practices, to teachers and schools with a goal to improve math and science teacher education in Upstate South Carolina. The new name provides a broader disciplinary umbrella that will draw more faculty and learning methodologies into the program, and enable expansion of external funding.

Administrative Change – Separate the School of Accountancy and Finance into School of Accountancy and Department of Finance - Provost Jones presented the proposed administrative change. During the recent Association to Advance Collegiate Schools of Business accreditation site visit, it was strongly recommended that accounting and finance disciplines be separated into two departments.

Administrative Change – Termination of Centers and Institutes - Provost Jones presented the request to terminate the following centers and institutes: Center for Nanomaterials and Nanotechnology, Center for Research in Wireless Communications, Clemson Environmental Technology Laboratory, Clemson University Computational Center for Mobility Systems, Institute for Innovation in Building Materials, Applied Research and Development Institute, Clemson Institute for Economic and Community Development, Nutraceuticals Research Institute, Center of Excellence for Adolescent Literacy and Learning. These centers and institutes have no activity and no faculty champions providing leadership.

Trustee Lee moved to approve the stackable certificates, two name changes, and two administrative changes. The motion was approved unanimously.

Information Items:

Faculty Senate Report – Jim McCubbin provided an update.

Faculty Representative to the Board of Trustees Report – David Blakesley provided an update. The Chairman thanked him for his service.

Finance and Facilities Committee Report – Bill Hendrix

Trustee Hendrix asked Brett Dalton to present the action item.

Action Items:

Approval of Tuition, Fees, and FY15-16 Clemson University Budget - Brett Dalton presented proposed tuition increases including a 3.14% increase for in-state students and a 4.25% increase for out-of-state students. It also includes an increase in graduate tuition of 3.25% and an average increase of 3% for housing and dining plans. A detailed schedule of tuition, fees, housing and dining rates was distributed, reviewed and presented for approval to the Board of Trustees.
Trustee Hendrix moved to approve the proposed tuition and fee increases. The motion was approved unanimously via roll call vote.

Mr. Dalton presented the proposed budget. He noted state funding is down from 40.2% in 2000 to 11% of the total budget. State appropriations are currently at FY 1989-90 nominal levels.

The proposed budget includes $10.3 million in mandatory cost increases including state-mandated bonuses, health and insurance increases, and utility and insurance costs. It includes $7.1 million in build to compete priorities, $29.5 million for other costs in auxiliary funds, and a $15.6 million decrease in use of fund balance resources.

Trustee Hendrix moved to approve the proposed budget. The motion was approved unanimously via roll call vote.

Approval Concept – Phase I/Phase II Capital Project – East Campus Water Tower Construction – Trustee Hendrix presented the proposed project to construct a new water tower on the east campus. The new water tower will be a one million gallon elevated storage tank that will replace the existing Kite Hill water tank and provide for the growth needs of the University’s water distribution system. The new water tower will be constructed on the site of the Kite Hill tank on the east campus, which will be demolished when the new tower is completed.

Trustee Hendrix moved to approve the concept. The motion was approved unanimously.

Approval Concept – Phase I Capital Project – Child Care Center Construction – Trustee Hendrix presented the proposed Child Care Center. It will be an approximately 12,700 square foot child care center that will serve Clemson faculty, staff and students. The center will be managed and operated by a third-party vendor and provide a safe, secure, and stimulating learning environment for infants, toddlers, and preschool-aged children, ages six weeks to five years old. The facility will include classrooms, outdoor play areas, laundry, office spaces, storage, parking and appropriate fencing and lighting to promote safety. The location on the periphery of campus will be easily accessible by using campus transit services and will allow for convenient parent drop off and pick up. The facility will be constructed and managed to meet National Association for the Education of Young Children accreditation standards.

Trustee Hendrix moved to approve the concept. The motion was approved unanimously.

Final Approval – Phase II Capital Project – Electrical Distribution System Upgrades – Trustee Hendrix presented the proposed project. It will involve upgrading the main campus electrical distribution system. The current system, which is the backbone of the University’s utility system, was predominantly constructed in the late 1950s through mid-1960s. More than 70% of the main substation gear and manual switching, transformation, system protection and electrical conductors are beyond a 50-year life. Continued operation
of this system without major improvements and replacement will lead to a much higher probability of system failures, power interruptions and extended outages. To date, multiple occurrences of the failure of a single piece of equipment have taken place that resulted in power outages to the entire campus.

The work will include replacing aging electrical distribution infrastructure, creating a redundant loop feed system, adding communication and distribution automation capability to all switches to reduce outage durations, developing a central operations location to monitor and control a Distribution Automation System, converting remaining exposed overhead electrical facilities to underground, adding metering and controls to equipment in campus buildings to allow for “smart grid” enhancements, updating electrical facilities in campus buildings with aging utility transformers and main gear, making modifications to the campus electrical system to allow for increased use of on-campus power generation and alternative energy, and addressing related electrical safety issues.

Trustee Hendrix moved to approve the project. The motion was approved unanimously.

Final Approval – Phase II Capital Project – Student Activities Center Renovation – Trustee Hendrix presented the proposed project. A 7,000 square foot vacated central campus agriculture building, formerly known as the Sheep Barn that is currently used for material storage, will be renovated into a student-centered activity center. Due to its open floor plan, the renovated facility will include large meeting and lecture rooms and spaces for student and academic-related functions. The renovation will include making structural improvements to the facility, adding mechanical and electrical systems, and upgrading the building envelope to provide a comfortable, energy efficient environment. Care will be taken to preserve the character of the facility and maintain its status on the National Register of Historic Places.

Trustee Hendrix moved to approve the project. The motion was approved unanimously.

Approval of Resolution – Electrical Distribution System Upgrades SIBs – Trustee Hendrix presented the proposed resolution.

Trustee Hendrix moved to approve the resolution. The motion was approved unanimously.

Approval of Resolution – Douthit Hills Amending Series Resolution – Trustee Hendrix presented the proposed resolution.

Trustee Hendrix moved to approve the resolution. The motion was approved unanimously.

Approval of Resolution – Douthit Hills Reduce SIB Resolution – Trustee Hendrix presented the proposed resolution.

Trustee Hendrix moved to approve the resolution. The motion was approved unanimously.
Approval of Resolution – Charleston Architecture Center – De-authorization of Bond Resolution – Trustee Hendrix presented the proposed resolution.

Trustee Hendrix moved to approve the de-authorization. The motion was approved unanimously.

Approval – Sandhill Railroad Crossing Closure – Trustee Hendrix presented the proposed closure. Clemson has been approached by a developer regarding the closure of the railroad crossing at Sandhill REC to allow for the construction of a new railroad crossing on the developer’s property located on Two Notch Road. Clemson has been approached previously by the railroad company regarding closure of this crossing, however consideration offered previously has not been significant enough to pursue closure.

Closure will mean increased safety for the REC and Clemson programming on the site and future plans will not be encumbered by the closure.

Trustee Hendrix moved to approve the closure. The motion was approved unanimously.

Approval – CURI Deed Correction – Trustee Hendrix presented the proposed deed correction. In 2010 Clemson University acquired property in North Charleston to establish CURI. As part of the property transaction, a small strip of property and rail line consisting of approximately .76 acres was conveyed to the University in error. This section of property is located in the middle of the rail line and right-of-way owned and operated by the Division of Public Railways.

Clemson University is not interested in owning a portion of the rail line and would like to request approval to return this piece of property to DPR. This would correct the error in conveyance and clear up any misunderstanding of who owns this section of the rail line. Additionally, no consideration in value will be exchanged given that this transfer would correct an error of conveyance.

Trustee Hendrix moved to approve the correction. The motion was approved unanimously.

Approval – CCIT Lease – CU-ICAR – Trustee Hendrix presented the proposed lease. Necessity has required that CCIT lease office space off-campus to accommodate much of its Medicaid IT Services staff. This group provides applications programming support for university systems and support for the contract with the SC Department of Health and Human Services to process Medicaid claims and the project for the DHHS Medicaid Contract, the Medicaid Information Technology Architecture project. The value of these contracts to Clemson University is approximately $15 million annually.

The proposal provides for a three-year lease with one renewal option for space estimated to be between 8,000 and 10,000 square feet at 1 Research Drive in Greenville on the CU-ICAR campus.

Trustee Hendrix moved to approve the lease. The motion was approved unanimously.
Approval – Clemson Design Center – Trustee Hendrix presented the proposed request from the College of Architecture, Arts and Humanities to pursue and enter into a lease for office, lab, classroom, and shop space in downtown Charleston for the Clemson Design Center. The anticipated lease would provide for a five year lease with one five year renewal option for approximately 25,000 square feet.

The Clemson Architecture Center in Charleston and the Master in Historic Preservation programs are currently utilizing three separate locations to conduct the research, education, and shop activities of the programs. The current spaces have become inadequate in both size and functionality, and in order to meet exiting needs and planned growth, a single facility housing both programs as well as the shop space is needed. With the decision to not move forward with construction of the Charleston Design Center at 292 Meeting Street, approval of a lease for combined space will allow for collaboration, synergy, and student engagement between the programs which has not been possible in the past due to the separation of the programs.

This will also allow Clemson to complete a more comprehensive master plan as it pertains to the Clemson Design Center in Charleston, the programs to be offered there, and continued pursuit of a permanent home in the city.

Trustee Hendrix moved to approve the request. The motion was approved unanimously.

Approval – Daniel Square Easement – Trustee Hendrix presented the proposed easement. In 1988, Clemson University granted an easement to the Daniel Square Condominium Association (DSCA) for two ingress and egress points to their property located on Daniel Drive. During the construction of Douthit Hills, one access point of the easement is going to require closure and at the completion of the project the vehicular circulation will be altered and Daniel Square occupants would be required to use a new route to travel to Highway 93 and College Avenue using this particular access point.

The proposed easement and easement amendment result in improved vehicular and pedestrian circulation, improved safety and emergency ingress/egress, and ensure an ongoing positive relationship with DSCA.

Trustee Hendrix moved to approve the easement. The motion was approved unanimously.

Approval – CAT Building Acquisition – Trustee Hendrix presented the proposed acquisition. The Administration would like to pursue the purchase of the Clemson Applied Technologies Building consisting of a 29,450 square feet building on a 2.5 acre lot located at 511 Westinghouse Road in Pendleton, SC.

CURF has owned the subject property since 1988 and has leased a significant portion of the building to the Clemson University Public Service Activities Regulatory Services Division since the mid-1990s. The current lease has an annual cost of $126,077. CURF is interested in selling the property to retire some debt and Clemson would like to purchase the property to continue to house is Regulatory Services Division comprising the Pesticide Regulation and Plant Industry Departments which oversee the sale, use and distribution of all pesticides while also regulating fertilizer sales and distribution and regulates plant and shipment of nursery stock. Additionally, these departments, through cooperative agreements with the US
Environmental Protection Agency and the United States Department of Agriculture, have primary use enforcement authority and investigate all allegations of violations to both state and federal laws.

Additionally, the acquisition of the building by Clemson would eliminate an annual lease payment of over $100,000 and would also allow for the generation of revenue for the University through the leasing of the balance of the space in the building to external users.

Trustee Hendrix moved to approve the acquisition. The motion was approved unanimously.

Approval – ETC Building Acquisition – Trustee Hendrix presented the proposed acquisition. The Administration is requesting approval to pursue the purchase of the ETC 103 Building consisting of a 49,380 square feet building on a 6.94 acre lot located at 103 Clemson Research Park Boulevard in Anderson, SC. The subject property is located at the Clemson University Advanced Materials Research Park.

CURF has owned the subject property since 2009 and has leased the building to the Clemson University since 2010. The current lease has an annual cost of $90,000 and the University is responsible for all operating expenses associated with the facility. CURF is interested in selling the property to retire some debt and Clemson would like to purchase the property to continue to use it for the University’s Library Depot which houses the University Records Center, Libraries’ Off-Site Shelving, Technical Services and Collection Management Unit, as well as the Digital Imaging Labs.

The acquisition of the building by Clemson would allow the Library Depot operations to remain under one roof and also continue to take advantage of the significant upfits put into the building at the time the University occupied. This purchase price also allows the University to secure a gain in net assets for a property that will be solely occupied by the University.

Trustee Hendrix moved to approve the acquisition. The motion was approved unanimously.

Approval – Adair/Galloway Disposition – Trustee Hendrix presented the proposed disposition of property to the South Carolina Department of Natural Resources.

In 1999, Clemson University was gifted approximately 535 acres in Laurens County to establish the Adair Environmental Learning Center to support a collaborative learning experience focused on forestry management, soil conservation, agriculture, and youth development. In 2006, CUREF received approximately 71 acres from International Paper adjacent to the Adair Environmental Learning Center property to be used as part of the Center. This property was ultimately transferred to CULSF in 2012. Limited funding and resources have constrained the property’s utilization potential. Total appraised value of the Clemson and Foundation tracts combined is $1,475,000 per a SCDNR appraisal recently completed.

In 2009, CUREF received a gift of approximately 96.23 acres to be utilized by the Youth Learning Institute (YLI) for educational purposes and programs through quality outdoor experiences. The property was to be used in conjunction with the Camp Hannon programming; however, the location of the property does not lend itself to easy access which results in limited utilization. Additionally, the property is completely
surrounded by SCDNR's Jocassee Gorges Wildlife Management Area (WMA). Total appraised value of the Galloway property per an SCDNR appraisal recently completed was $460,000.

SCDNR is interested in acquiring the three properties and is aware of the restrictions placed on the properties at the time they were gifted. SCDNR is willing to abide by the restrictions and will incorporate the Adair properties into its contiguous Cliff Pitts WMA in Laurens County and the Galloway property into its Jocassee Gorges WMA in Pickens County.

Approval is requested to sell the properties at a slight discount (12.2%) for a combined total of $1,700,000, with the proceeds being deployed into other programming consistent with the original intent of the gifts.

The University and Foundation administrations recommend approval of the property sales in order to better leverage the assets for the intended programmatic purposes.

Trustee Hendrix moved to approve the disposition. The motion was approved unanimously.

Information Item:
Staff Senate Report – Tina White provided an update.

Institutional Advancement Committee – David Dukes
Trustee Dukes summarized informational items.

Trustee Emeritus Derrick unveiled a new original painting he gifted to the University.

Research and Economic Development Committee Report – Kim Wilkerson
Trustee Wilkerson called on Larry Dooley to summarize information items.

Student Affairs Committee Report – Nicky McCarter
Trustee McCarter summarized information items discussed. Almeda Jacks provided an update.

Action Item:
Delegation of Authority – Student Code of Conduct – Trustee McCarter presented the following proposed delegation of authority:

Whereas,

1. The Charter for the Student Affairs Committee provides that the Committee should be informed on policies governing the entire range of Student Affairs;
2. Board of Trustees approval of the Student Code of Conduct is not required; however the Student Affairs Committee Charter does task the Committee with the periodic review of policies affecting among other things student health and welfare; and

3. To assist with that review of policies it would be helpful for the Committee to be informed when changes are being implemented to the Student Code of Conduct rather than waiting for a periodic review.

Therefore be it resolved that:

While Board of Trustees approval of the Student Code of Conduct is not required, the members of the Student Affairs Committee should be notified when changes are being made to the Student Code of Conduct.

Additionally, the Board requests that Student Affairs measure the effectiveness of this Code of Conduct and report back to the Board.

Trustee McCarter moved to approve the delegation of authority. The motion was approved unanimously.

Information Items:

Undergraduate Student Government Report – Shannon Kay provided an update.

Graduate Student Government Report – Guneet Bedi provided an update.

Executive and Audit Committee Report – David Wilkins

Action Item:

Audit Plan FY2016 – Chairman Wilkins moved to approve the proposed Audit Plan. The motion was approved unanimously.

Other Business

Election of Chair – Chairman Wilkins asked for a report from the Nominating Committee. Trustee Wilkerson reported the actions of the committee and nominated Trustee McKissick to serve as Chair of the Board of Trustees. The motion was approved unanimously.

Trustee McKissick thanked the Board for the opportunity to serve.

Trustee Emeritus Wood thanked Chairman Wilkins for his six years of service on behalf of the Board.
Adjourn

There being no further business, Chairman Wilkins adjourned the meeting at 1:11 p.m.

Respectfully submitted,

Angie Leidinger
Executive Secretary to the Board of Trustees

Angie Leidinger  10/9/15
Approved      Date