

UNIVERSITY OF MAINE SYSTEM
Board of Trustees Meeting

hosted by the University of Maine
March 26-27, 2023

Board of Trustees Meeting

Present: **Trustees:** Trish Riley, Chair; Lisa Eames, Vice Chair; Roger Katz, Barbara Alexander, Patrick Flood, Donna Loring (by technology), Beth Dobson, Emily Cain, David MacMahon, , Kelly Martin, Dhivya Singaram, and Michael Michaud. **Chancellor:** Dannel Malloy. **University Presidents:** Leigh Saufley, Joan Ferrini-Mundy, Ray Rice, Joe Szakas, Joe McDonnell and Deborah Hedeem. **Faculty Representatives:** Kennedy Rubert-Nason, Lisa Leduc, Matthew Bampton, Patrick Cheek, Clyde Mitchell, William Otto, and Michael Scott. **Student Representatives:** Katie Ashley, Rachael Smith, Lisa Prosienski, Andrew Seile, and Aidan Mulrooney. **System Staff:** Ellen Doughty, Ryan Low, Jeff St. John, Rosa Redonnett, Tracy Elliott, Paul Chan, Tory Ryden, and Carolyn Dorsey.

Absent: None.

Sunday, March 26, 2023

Trustee Riley, Chair, welcomed everyone and called the Executive Session to order.

EXECUTIVE SESSION

On a motion by Trustee Katz, which was seconded by Trustee Eames, and approved by all Trustees present, the Board of Trustees meeting went into Executive Session under the following provisions:

- 1 MRSA Section 405 6-A to discuss the evaluation of personnel and the consideration and discussion of appointments, evaluations, employment and duties.
- 1 MRSA Section 405 6-C to discuss the condition, acquisition or disposition of real property or economic development if premature disclosure of the information would prejudice the competitive or bargaining position of the UMS.
- 1 MRSA Section 405 6-D to discuss planning for negotiations and communications with AFUM, UMPSA, ACSUM, Police, PATFA, and Service and Maintenance Units.
- 1 MRSA Section 405 6-E to consult with its attorney concerning legal rights and duties of the university.

On a motion by Trustee Cain, which was seconded by Trustee Michaud, and approved by all Trustees present, the Board of Trustees concluded the Executive Session.

Trustee Riley, Chair, called the public meeting to order and welcomed everyone. Chair Riley stated that Trustee Loring was participating in the meeting by technology. The Clerk performed a roll call of the members of the Board of Trustees participating by technology.

UM/UMM Campus Presentation

Vice Chancellor for Research & Innovation and University of Maine President Joan Ferrini-Mundy welcomed the Board of Trustees to the UM campus. The University of Maine was founded as a land grant university in 1865 through the Morrill Act, originally named the Maine State College of Agricultural and Mechanic arts, of which, translates to engineering and technologies, and agriculture translates, to a variety of fields. UM is the statewide R1 Land, Sea, and Space Grant flagship university of the University of

Maine System. University of Maine at Machias was founded in 1909 at the urging of a group of local business leaders who believed that Washington County needed well-prepared teachers. Its original name was Washington State Normal School. The UMS Board of Trustees established a primary partnership between UMaine and UMM in 2016, and UMM is a regional campus of this university. UM presenters presented an interactive session with the Trustees where they discussed the President's Commission on Excellence and Equity, UMaine 2025, the School of Earth and Climate Sciences and the research and learning opportunities in that department, as well as wellbeing initiatives that are taking place at UMM. Several UM and UMM faculty members and students provided details about these subjects from their perspective. There was great discussion surrounding world-wide research travel experiences that the Climate Sciences students were able to experience and how it has helped their learning and career paths. The Climate Sciences students described their learning experiences in New Zealand, Antarctica, and on Mount Everest. Additionally, there was very moving discussion surrounding the intentional work UM is doing on creating a healthy scaffold for the whole student to help each student become a "wise member of the world". Compassion, kindness, inclusion, and empathy, as well as attention to mental health and wellbeing are key to success as the world emerges from the pandemic and faces the challenges ahead, not only in taking care of our own students, faculty, staff, and communities, but in helping to instill among our students, as learners, what it will mean to be people in the world who also put the wellbeing of others as a central focus in their work. Several UMM students talked about several wellbeing initiatives they have been a part of such as programs to help mitigate food insecurity, increase inclusivity for the LGBTQ+ community and the amazing work being done by the Family Futures Downeast which is a collaborative partnership between six organizations and agencies created to promote post-secondary education for parents and early childhood education for their children as a means to reduce poverty, create employment opportunities and improve stability in Washington County, Maine families.

Resolution for James O. Donnelly

Chair Riley read the following resolution:

Whereas, James O. Donnelly has served the University of Maine System with distinction as a Trustee from September 30, 2014 to December 12, 2022;

Whereas, he set a high standard for the level of involvement as a Trustee including service on the following committees: Audit Committee (since 2017 and chair for 2 years), Executive Committee (since 2016), Finance, Facilities, Technology Committee (since 2014 and chair for 1 year), Human Resources & Labor Relations Committee, and Investment Committee (since 2014);

Whereas, he served as UMS Trustee representative to the University of Maine Foundation in 2018 and Vice Chair of the Board in 2021. He was a member of presidential search committees for UMFK in 2015 and 2019 and UMaine in 2017;

Whereas, he considered the long-term effects of any decision made by the Board. As a former Maine elected official with experience on the Appropriations Committee, he assisted the University of Maine System on many occasions with legislative matters;

Whereas, Mr. Donnelly felt it was a great honor to serve as a Trustee and was passionate about his contributions to Maine public higher education, he is a proud graduate of the University of Maine at Presque Isle;

Whereas, he encouraged the University of Maine System to take bold steps to better serve students and the State of Maine;

Board of Trustees Meeting
March 26-27, 2023

Now, therefore, be it known to all that we, the University of Maine System Board of Trustees, offer our most sincere gratitude, thanks, and best wishes to James O. Donnelly for his outstanding contributions to the quality of higher education in Maine.

Approved on the 26th day of March, 2023, by the University of Maine System Board of Trustees, acting as stewards of Maine's public universities and their nearly 30,000 students, 5,000 employees and more than 200,000 living alumni.

On a motion by Trustee Cain, which was seconded by Trustee Katz, and approved by all Trustees present, the Board of Trustees approved the resolution for James O. Donnelly as presented.

Resolution for Sven P. Bartholomew

Chair Riley read the following resolution:

Whereas, Sven P. Bartholomew served the University of Maine System with distinction as a Trustee from May 5, 2019 to March 3, 2023;

Whereas, he set a high standard for the level of involvement for a Board member by serving on several standing Committees. He served on the Audit Committee and the Investment Committee during his entire service as a Trustee. He also served on the Executive Committee and the Human Resources and Labor (HR) Relations Committee, serving as Chair of the HR Committee for one year;

Whereas, Mr. Bartholomew had a great understanding of the fiduciary responsibilities of the Trustees and his desire to find reasonable and responsible solutions was appreciated by everyone. His expertise and perspective have added greatly to the quality, vision, and future direction of the University of Maine System;

Whereas, through Mr. Bartholomew's successful career in banking, he always brought sound financial experience and wisdom to the Board's discussions. He was thoughtful and realistic about the myriad of issues facing the Board and one of his top priorities was the commitment to the students at the University of Maine System;

Whereas, Mr. Bartholomew is a proud graduate of the University of Maine at Farmington and has been an active voice and advocate for higher education;

Now, therefore, be it known to all that we, the University of Maine System Board of Trustees, offer our most sincere gratitude, thanks, and best wishes to Sven P. Bartholomew for his outstanding contributions to the quality of higher education in Maine.

Approved on the 26th day of March, 2023, by the University of Maine System Board of Trustees, acting as stewards of Maine's public universities and their nearly 30,000 students, 5,000 employees and more than 200,000 living alumni.

On a motion by Trustee Flood, which was seconded by Trustee Cain, and approved by all Trustees present, the Board of Trustees approved the resolution for Sven P. Bartholomew as presented.

Monday, March 27, 2023

Trustee Riley, Chair, reconvened the public meeting to order and welcomed everyone. Chair Riley stated that Trustee Loring was participating in the meeting by technology. The Clerk performed a roll call of the members of the Board of Trustees participating by technology.

CITIZEN COMMENT

Citizen Comment is a time regularly set aside for comments from the public. The following individuals spoke during the Citizen Comment period:

Gary McGnome – Retiree Health Insurance
George Miller – Student Success
Anthony Pina – Community Concerns
Lauren Woods – Graduate Life
Sohrab Boldogi – Community Concerns
Meredyth Waters – State House Legislation
Tamra Benson – Graduate Workers Union
Lisa Feldman – Retiree Health Insurance
Remi Geohegan – Graduate Workers Union
Jim McClymer – Graduate Workers Union

CHAIR'S REPORT

Chair Riley thanked President Ferrini-Mundy and the UM campus community for hosting the Board meeting. She thanked the UM/UMM faculty for hosting the campus tour for the Board on Sunday afternoon.

President's Round Table

Chair Riley asked the Presidents to provide a brief – 2 minute – update on what's new and exciting on their campuses. UM/UMM President Joan Ferrini-Mundy, UMPI President Ray Rice, UMA President Joseph Szakas, UMFK President Deborah Hedeem, USM President Jacqueline Edmondson, UMF President Joseph McDonnell and Maine School of Law President/Dean Leigh Saufley each provided a brief update on current initiatives for their universities.

UMA Presidential Search Update

Trustee Roger Katz, Chair of the UMA Presidential Search Committee provided an update on the UMA Presidential Search progress.

Trustee Nominating Committee

The Board of Trustees annually in May approves officers to serve one-year terms. The Committee for Nomination of Officers shall nominate, from members of the Board, a Chair and Vice Chair to serve for the next fiscal year. Chair Riley announced that Trustee Flood, Trustee Martin, and Trustee MacMahon (Chair) would be on the Trustee Nominating Committee.

Chancellor Partial 360 Review Update

Chair Riley stated that the Trustee Chancellor Review Team has been working diligently with the Clerk of the Board and the contracted consultant to complete the Chancellor's Partial 360 Review. This information will help guide Trustees as they discuss and evaluate the Chancellor's contract renewal. Further information will be provided at the May 21-22, 2023 Board of Trustees meeting.

Bylaws Working Group Update

Chair of the Trustee Bylaws Working Group, Trustee Barbara Alexander provided a brief update on the review of the Trustee Bylaws. The Bylaws Working Group consists of Trustee Alexander, Trustee Flood,

Trustee Eames, Clerk of the Board Ellen Doughty, and General Counsel Paul Chan. The group has met twice and has made good progress in reviewing the Bylaws and discussing proposed amendments. The group expects to have the bylaw updates ready for review as an information item at the July 2023 Board of Trustees meeting.

Board Meeting Calendar

Chair Riley explained that traditionally the Board Meeting Calendar is approved by the Board in March. However, it is being delayed until the May Board meeting to allow time to consider different Board meeting models due to the fiscal challenges for FY2024 and FY2025.

Change in Board of Trustee Office Staff

Clerk of the Board Ellen Doughty announced that Heather Massey, Assistant Clerk of the Board had accepted a new position as the Executive Director of Sarah's House of Maine and would be leaving her position with the System at the end of April. Clerk Doughty and the Board thanked Ms. Massey for her dedication and hard work during her time at UMS and wished her well in her new role.

CHANCELLOR'S REPORT

Chancellor Malloy provided an update on the following items:

Unified Accreditation & Unified Catalog Update

Vice Chancellor for Academic & Student Affairs Jeff St. John explained that UMS has just received the NECHE culminating letter, which wraps up the UMS two-plus-year comprehensive evaluation cycle for our first in the nation unified accreditation model and its early implementation. The letter was overwhelmingly positive across the board. There were no red flags and no follow-up visits are required. UMS is on a normal visiting cycle for the next 10 years, meaning in five years, UMS will have a report with no visit, and in 10 years there will be a follow-up comprehensive evaluation visit. We will be asked in two years to provide a progress report on the implementation of the soon to be completed new System-wide strategic plan. UMS will also be asked for our fifth-year interim report five years out to report updates in four areas, and those four areas are:

1. The ongoing implementation of the Faculty Governance Council and its work.
2. The continued progress in achieving areas of alignment and integration around administrative processes throughout the system to create efficiencies and improve what we do.
3. The success in implementing our diversity, equity, and inclusivity goals both at the system level and at the campus level.
4. The progress in facilities planning, which is really NECHE's way of saying ongoing infrastructure projects and facilities projects.

Vice Chancellor for Strategic Initiatives Carolyn Dorsey provided feedback from NECHE on the competency-based education, which is something that only at this time UMPI has been able to offer. UMPI was requesting that UMS not be required to go back to NECHE with all of the different new program approvals for expansion of the CBE. NECHE offered general approval so that President Rice and his team at UMPI can move forward any types of programming that we currently have in the System. If it's a new program for UMS, it would require an approval for NECHE as normal. Ms. Dorsey concluded her remarks by stating final approval from NECHE on unified accreditation is truly a magnificent undertaking and she is very proud of the System for this accomplishment.

Unified Catalog

Vice Chancellor St. John indicated in February UMS sent an email to all students with a course search function built into the email indicating they can use this link to look for summer 2023 course offerings at all of our universities. Feedback was immediately received from the registrars indicating ways to improve the course search mechanism. The eventual goal, however, is to make it possible for all students on all campuses in advance of every registration period, to understand what's being offered System-wide by all of our universities. One of the central goals of the Unified Catalog Initiative has been to increase visibility and searchability of future course offerings, and UMS is on the road toward that with this first step, and we will improve the process and use it going forward. There is a unified catalog working group meeting with students with transfer experience to move from a paper-based process to an online process for transferability of credits back to their home campus.

Chancellor Malloy indicated that the UMS enrollment data is in relatively close alignment with the 2019 and 2020 data. The campuses have several additional efforts underway to increase the enrollment numbers.

VICE CHANCELLOR FOR RESEARCH AND INNOVATION REPORT

Vice Chancellor for Research and Innovation (VCRI) and UM President Joan Ferrini-Mundy provided an update on the importance of winning competitive awards from external sponsors. There is a cyclic bi-directional connection between research, development, and innovation. These three basic concepts are the foundation that build talent for the workforce of today and tomorrow. They also support and drive economic development in the state of Maine and beyond. UM is committed to improve UMS competitiveness in extramural funding programs and helping UMS through knowledge, experience, and resource sharing through access to research services, graduate students and post-doctoral students.

When faculty write the proposals, they are reviewed by a national set of experts, which means we're getting the name and reputation and good ideas of the university out in front of a national audience, and that has lots of ramifications. Because the unified connected R&D support system is critical for Maine's future. Vice Chancellor Ferrini-Mundy explained the FY2018 to FY2022 UM intermural award percentage by sponsor. The federal agencies publish opportunities and describe purpose, eligibility, duration, amount available and how to apply. The proposals are then prepared by the faculty with assistance from research support staff and submitted on behalf of the university. The funding rates vary widely by agency, sub-units within agencies and specific programs. Commercialization emerges from the competitive awards and industry partnerships. Vice Chancellor Ferrini-Mundy shared several recent awards from USM, UMPI, UMFKUMF, and UM/UMM.

VICE CHANCELLOR FOR STRATEGIC INITIATIVES' REPORT

Vice Chancellor for Strategic Initiatives Carolyn Dorsey provided updates on the following UMS strategic initiatives:

UMS Hiring Process Review Update

Vice Chancellor Dorsey explained that at the July Board meeting, the Board asked for a review of the hiring practices across the System. A preliminary report was provided to the Human Resources & Labor Relations (HR/LR) Committee last month. The Committee provided feedback and discussed next steps. A more formal report will be discussed at the next HR/LR Committee meeting.

Citizen Comment Remarks

Vice Chancellor Dorsey commented that she has connected with Vice Chancellor Low regarding some of the issues raised during the Citizen Comment early in the meeting. She will follow up with the individuals who spoke.

Strategic Plan Update

Vice Chancellor Dorsey explained the budget for the strategic plan is at 83% and she does not believe much more will be needed for the project. The timeline is to have the strategic plan ready for Board approval at the May Board. Vice Chancellor St. John shared details about the members of the 15-member writing team, whom have been working together since December 2022. The first draft of the plan was shared with the UMS community on February 27, 2023, and since that point, there have been 1700 people who have reviewed the draft and 115 people have submitted feedback. The Presidents and the Chancellor meet weekly, and the writing team meets every other week to review feedback. The second draft will be shared on Tuesday, April 4, 2023. The second draft will also be posted to the website and feedback is strongly encouraged.

Trustee Emily Cain, Chair of the Strategic Planning Committee encouraged everyone to review the strategic plan and provide feedback. The feedback received so far has been outstanding and ranges from big ideas to technical fixes and grammar. She thanked everyone who have been involved in the process and is looking forward to the next meeting of the Strategic Planning Committee on May 11, 2023.

VICE CHANCELLOR FOR FINANCE, ADMINISTRATION, AND TREASURER'S REPORT

Vice Chancellor for Finance and Administration (VCFA) & Treasurer Ryan Low provided the following update:

Investment Update

The Managed Investment Pool (MIP), with a January market value of \$356 million, saw a gain of 4.9% for that month followed by a loss of 1.8% for February bringing the fiscal year to date (FYTD) gain to 4.8%. Preliminary March results show a decline of 1.3%. The Pension Fund, with a January market value of nearly \$20 million, saw a gain of 3.6% for that month followed by a loss of 1.7% for February bringing the FYTD gain to 2.2%. Preliminary results for March are flat. The Operating Fund, with a January market value of \$351 million, and a more conservative asset allocation, saw a gain of 1.7% for that month with a loss of 0.6% for February bringing the FYTD return to 2.0%. With a March preliminary gain of 0.4% the FYTD net investment income (through the 17th), is \$5.5 million, or \$2.9 million above the annual budget.

Current Fiscal Year-to-Date Forecast to Budget

Vice Chancellor Low reminded the Board that the Forecast to Budget is usually presented three times during the fiscal year; however, due to the budget revisions that were presented in October, the System did not present an October update. The information provided today will be the first review of the Forecast to Budget with the Trustees, but the System has been regularly reviewing the information. Vice Chancellor Low noted that of the information presented today on this topic, none of it impacts the FY2024 budget presentations that were presented at the March 22nd Finance, Facilities, and Technology (FFT) meeting. UM/UMM is right on budget with no change. UM's had originally forecasted a budget deficit of about \$17.7 million. The forecast is still in line with that. That budget gap is closed with a \$17.7 million transfer from reserves, which was approved by the Board at the January Board meeting. At UMA, the picture has gotten a little bit better, originally forecasting a budget deficit of about a million dollars. That deficit is down to about \$411 thousand. At UMF, the picture has gotten a little bit worse. Spring enrollment was down by about 20 students from what they might have typically picked up at that time of year and that translates into about a \$300 thousand impact. There are other operational increases as well and UMS has been working actively with the campus to close that gap. Vice Chancellor Low will provide an additional update on that progress at the April 12th FFT Committee meeting and will bring a solution to the Trustees at the May Board meeting that would close that gap. At Fort Kent the gap was originally projected at just below a million dollars. It is now forecasted at about \$127 thousand. That results in a

positive variance of \$810 thousand. Both UMFK and UMPI will use some of that variance and some unspent budget stabilization funds to roll forward to help solve the 2024 budgets. At USM, the gap there in relation to budget has grown considerably from a little less than a million to about \$5.4 million. UMS has been working with the USM president and campus since November on those actions. The campus has instituted a number of spending restrictions. There are some operational increases and some scholarship dollars that exceeded budget, but generally the increased deficit is driven by low enrollment. Maine Law is right on budget. Maine Law had originally forecasted a gap of \$1.2 million, which is right about where it stands now and will be closed from a budget stabilization transfer that the Board approved last May. Overall, the UMS total Forecast to Budget is in a deficit of \$29.8 million which is a variance of \$2.9 million from the originally forecasted \$26.9 million deficit. The System will use just over \$23.5 million in reserves and just over \$5.4 million in stabilization funds to leave the total budget in a \$773 thousand deficit for FY2023.

Recap of March 22nd Finance, Facilities, & Technology Committee Meeting

Vice Chancellor Low explained that the first full reading of the FY2024 Proposed Operating Budget was at the March 22, 2023, FFT Committee meeting. Each campus was given time to go over the complete details of their proposed budgets with the FFT Committee. It was a full day meeting, and it gave the Trustees and campuses a good opportunity to talk about the challenges and mitigation strategies for their proposed budgets. There will be a follow up FFT Committee meeting on April 12th to provide some additional detail about the FY2024 budget and allow an opportunity to add any fine tuning to the information that was presented in March. From there the final version of the proposed FY2024 budget will be presented to the FFT Committee on April 26th for approval and the FFT Committee will forward the final version of the budget for full Board approval at the May 21-22, 2023, Board of Trustees meeting.

ACTION ITEMS

UMS 2023 Tenure Nominations

Vice Chancellor for Academic & Student Affairs Jeffrey St. John stated that 52 applications for tenure were submitted for evaluation in the 2022 academic year. The tenure candidates are confidential and were discussed in length by the Academic & Student Affairs Committee at their February 27th meeting and presented to the full Board during the Executive Session of yesterday's meeting.

On a motion by Trustee Cain, which was seconded by Trustee Michaud, and approved by all Trustees present, the Board of Trustees accepts the recommendation of the Academic & Student Affairs Committee to accept the recommendations for tenure submitted by the Universities of the University of Maine System. Approvals will take effect September 1, 2023, for faculty with academic year appointments and on July 1, 2023, for faculty with fiscal year appointments.

Tenure at Time of Hire, Professor in the Department of History, UM

UM President Ferrini-Mundy provided information on the request that Dr. Gabriel Paquette be awarded tenure at the rank of Professor in the Department of History within the College of Liberal Arts and Sciences at the University of Maine, effective February 3, 2023, in accordance with Board of Trustee Policy 310. Dr. Paquette was selected after an extensive search and rigorous evaluation process. Dr. Paquette's credentials have been reviewed by the faculty of the Department of History within the College of Liberal Arts and Sciences at the University of Maine and received their full support.

On a motion by Trustee Michaud, which was seconded by Trustee Martin, and approved by all Trustees present, the Board of Trustees accepted the recommendation of the Academic & Student Affairs Committee and approved tenure at time of hire, Professor in the College of Liberal Arts and Sciences at the University of Maine with tenure to be effective February 1, 2023.

Tenure at Time of Hire, Professor in the Department of Kinesiology, Physical Education & Athletic Training, UM

UM President Ferrini-Mundy provided information on the request that Dr. T. Scott Marzilli be awarded tenure at the rank of Professor in the Department of Kinesiology, Physical Education, and Athletic Training within the College of Education and Human Development at the University of Maine, effective February 1, 2023, in accordance with Board of Trustee Policy 310. Dr. Marzilli was selected after an extensive search and rigorous evaluation process. Dr. Marzilli's credentials have been reviewed by the faculty of the College of Education and Human Development at the University of Maine and received their full support.

On a motion by Trustee Cain, which was seconded by Trustee Michaud, and approved by all Trustees present, the Board of Trustees accepted the recommendation of the Academic & Student Affairs Committee and approved tenure at time of hire, Professor in the School of Education and Human Development at the University of Maine with tenure to be effective February 1, 2023.

University of Maine Mahaney Dome Replacement

UM President Ferrini-Mundy provided information on the request to spend up to \$3,000,000 to replace the Mahaney Dome with a new structure of equal size, replacement turf, and a ten-foot-wide by approximately seventy-six-foot-long connector from the new structure to the Memorial Gym. The existing Mahaney Dome collapsed on January 26, 2023 and is not repairable. The University is considering replacement options based on life expectancy of a new structure, project costs, total cost of ownership, available funding, safety, insurability, product warranty, and construction timeline. Based on the UMaine Division1 athletic program needs, a new structure is required to be in place and operational by the end of 2023. The University is seeking a solution not to exceed \$3 million that will either be a 3-to-5-year temporary solution or a longer-term solution. The solution for a new structure will be based on the following guidelines: life expectancy, cost, immediate available funding, total cost of ownership, safety, insurability, warranty, and ability to be operational by the end of 2023. Funding for the project will be from the insurance claim with FM Global and approved HAF Athletics funding. The Mahaney Dome was insured for up to \$2.5 million with a \$500,000 deductible. FM Global will replace the depreciated replacement value of the dome plus lost revenue minus the deductible. The University anticipates the insurance claim to be approximately \$1 to \$1.5 million. The remaining costs not covered by the insurance claim will come from the approved \$40 million of the HAF Athletics Master Plan the Board of Trustees approved at the September 11-12, 2022, Board meeting.

On a motion by Trustee Cain, which was seconded by Trustee Dobson, and approved by all Trustees present, the Board of Trustees accepted the recommendation of the Finance, Facilities, & Technology Committee and authorized the University of Maine System acting through the University of Maine (UM) to expend up to \$3,000,000 to replace the Mahaney Dome with a same size structure, new turf within the facility, and to construct a connector from a new structure to the Memorial Gym.

Maine College of Engineering and Computing Naming and UMaine/USM Engineering Framework Approval

Vice Chancellor Ferrini-Mundy and Vice Chancellor Dorsey (co-Principal Investigators for the UMS TRANSFORMS Harold Alfond Foundation grant initiatives) provided an update of the revised MCEC MOU (Memorandum of Understanding) framework highlighting modifications made from the initial version, offer an overview of the stakeholder approval process to date, and offer next steps in the planning process.

As part of a larger UMS TRANSFORMS \$240 million investment by the Harold Alfond Foundation, the Maine College of Engineering, Computing and Information Science initiative was awarded \$75 million over 12 years (2022-2033), \$50 million of which is intended to renovate existing engineering infrastructure and \$25 million of which is intended to support scholarships; new faculty, faculty development, and curricular innovation; planning, development, and administration of the new college; and assessment and marketing. UMS is required to match an additional \$75 million that advances the initiative through privately raised funds and corporate philanthropy, state support (bonding, debt service, or targeted appropriation), and federal grants and congressionally directed spending. USM engineering faculty and administration requested in November 2021 that UMS commit in writing to an arrangement that allowed USM to continue granting engineering degrees in its own programs even as they partner with University of Maine engineering programs in MCEC. Further, USM requested to retain administrative control over the USM Department of Engineering and continue to be the “home” of USM engineering faculty. A proposed MOU was reviewed and approved by the Academic & Student Affairs (ASA) Committee at its May 2022 meeting and was originally intended to go before the Board for consideration in June 2022. Given the arrival of a new president at USM, a new Dean of Engineering at UM, and the desire to review reports received from numerous System-wide consultative working groups convened to consider all areas of impact of MCEC, the proposed MOU was not moved forward to the Board.

The proposed MCEC MOU presented at the February 2023 ASA Committee meeting has been modified based on the feedback from all the stakeholder groups noted above.

On a motion by Trustee Martin, which was seconded by Trustee Alexander, and approved by all Trustees present, the Board of Trustees:

- Approved the renaming of the University of Maine College of Engineering to be the Maine College of Engineering and Computing (MCEC), to be effective April 1, 2023;
- Approved, under Board Policy 309 – *Organization and Establishment of Major Units*, the conceptual framework for collaboration and participation by USM engineering programs as a cooperating department with MCEC as described in the February 2023 MCEC MOU; and
- Encouraged and confirmed the faculty’s shared governance (March 2007 document attached to [Board Policy # 205 – Faculty and Student Representatives to Board of Trustees](#)) responsibility for curriculum and academic policy development, program and university collaboration, and a focus and strong emphasis on DEI within MCEC and UMS TRANSFORMS.

Proposed New Board of Trustees Policy 216 – Policy on University of Maine System Policies

Clerk of the Board Ellen Doughty explained that a new Board of Trustees Policy 216: University of Maine System Policy on Policies is being proposed to address the process for development and maintenance of all Board of Trustees Policies. The purpose of this new Policy is to provide the UMS community with a well-developed framework and instructions for development of new Board policies and revisions to active Board Policies. This new Policy will also establish a review cycle of every three years or earlier as the need arises to ensure Policies are kept up-to-date and in alignment with strategic priorities. The new Policy was presented to the Board at the January 2023 Board of Trustees meeting as an information item and feedback was encouraged to be submitted to the Clerk of the Board by February 24, 2023. No additional feedback was received and now the proposed new Board Policy 216 is being presented at the March 26-27, 2023 Board of Trustees meeting for approval.

On a motion by Trustee Cain, which was seconded by Trustee Michaud, and approved by all Trustees present, the Board of Trustees approved the proposed new Board of Trustees Policy 216 University of Maine System Policy on Policies as presented.

Approval of Off-Cycle Honorary Degree Nominations for 2023, UMF

On a motion by Trustee Cain, which was seconded by Trustee Eames, and approved by all Trustees present, the Board of Trustees approved the off-cycle 2023 nomination for Honorary Degree for UMF, as presented.

Approval of Off-Cycle Honorary Degree Nominations for 2024, UMF

On a motion by Trustee Martin, which was seconded by Trustee Alexander, and approved by all Trustees present, the Board of Trustees approved the off-cycle 2024 nomination for Honorary Degree for UMF, as presented.

Authorization, USM Center for the Arts

Vice Chancellor Low provided an overview of the USM request to expend up to \$63 million to proceed with construction of the University's Center for the Arts (CFA) project. The Board authorized \$1,000,000 at the January 2018 meeting and an additional \$3,200,000 at their November 2021 meeting for a total previous authorization of \$4,200,000. The University has completed design development and is approaching the completion of the construction documents phase. USM's proposed CFA is a long-planned project with considerable donor support that would relocate the Dr. Alfred and D. Suzi Osher School of Music from its current Gorham campus home in Corthell Hall to a newly constructed, state-of-the-art music and instruction building on USM's Portland campus. In addition, the Kate Cheney Chappell '83 Center for the Book Arts will be housed in the building along with flexible space for targeted Visual Arts and Theatre instruction and programming. USM financing would be serviced from additional annual net revenue from an increased comprehensive fee and increased enrollment. In addition, several USM debt service commitments will be paid in full in FY2024 that would be reallocated to cover the balance needed for the new financing. Any additional revenue from the identified sources (sale of Chamberlain houses, philanthropy, etc.) would be used to reduce the amount of financing and/or offset debt service. In addition to enthusiasm within the USM community for the CFA project, there is considerable donor support. To date, the USM Foundation has raised nearly \$24 million for this project. the USM/UMS team, Pfeiffer, and Consigli plan to begin construction in late summer 2023 once site plan approval is received from the City of Portland with a goal of completing the project in late summer 2025.

On a motion by Trustee Michaud, which was seconded by Trustee Cain, and approved by all Trustees present, the Board of Trustees accepted the recommendation of the Finance, Facilities and Technology Committee, and authorized the University of Southern Maine acting through the University of Maine System to increase the authorization to expend up to \$63 million to proceed with the construction of the Center for the Arts on the University of Southern Maine's Portland campus, and to increase the total square footage to 40,000 gross square feet.

Approval of a Tentative Collective Bargaining Agreement with AFUM

Chancellor Malloy and Vice Chancellor Dorsey provided information on the tentative agreement with the Associated Faculties of the Universities of Maine (AFUM). The UMS Labor Relations team has reached an agreement with AFUM to extend the current collective bargaining agreement from 2023 into 2024. It will extend the time that UMS will refrain from bargaining, but it will also offer an opener so that if either one of the parties at any time feels there is a situation that needs to come back to the table, we can come back and discuss it and have open negotiations at that time. The Labor Relations team has been working

with AFUM leadership for a while and have come to this arrangement and agreement to extend. The Chancellor has reviewed and approved this agreement and it is being presented today for Board approval.

On a motion by Trustee Cain, which was seconded by Trustee Michaud, and approved by all Trustees present, the Board of Trustees authorized the Chancellor to execute the collective bargaining agreement with the Associated Faculties of the Universities of Maine (AFUM) upon notice that the agreement has been ratified.

CONSENT AGENDA

On a motion by Trustee Eames, which was seconded by Trustee Martin, and approved by all Trustees present, the items on the Consent Agenda were approved by the Board of Trustees as follows:

Acceptance of Minutes

The following meeting minutes were approved as presented:

January 9, 2023 – Academic & Student Affairs Committee Meeting

January 9, 2023 – Human Resources and Labor Relations Committee Meeting

January 12, 2023 – Finance, Facilities & Technology Committee Meeting

January 17, 2023 - Executive Committee Meeting

January 18, 2023 – Strategic Planning Committee Meeting

January 29-30, 2023 – Board of Trustees Meeting

February 24, 2023 – Strategic Planning Committee Meeting

March 2, 2023 – Investment Committee Meeting

DISCUSSION ITEM:

Wabanaki Center Overview

Darren J. Ranco, Chair of Native American Programs, Professor of Anthropology Coordinator of Native American Research, and Faculty Fellow, Mitchell Center for Sustainability Solutions provided an overview of the University of Maine's Native American Programs. The Wabanaki Center was established by the Board of Trustees in 1995, and then Native American studies was established by the campus in 1997. Together, along with some other critical pieces is referred to as the Native American program. It's based around that kind of synergy of thinking about research, pedagogy, and service, and collaboration as a part of interconnected initiatives.

The Native American Programs Collective Mission & Vision:

- **MISSION:** Native American Programs serves the Indigenous peoples of Maine, the University of Maine community, and the people of Maine by providing a respectful and reciprocal learning and research environment to enrich lifelong learning for all. At the same time, we work to support the intergenerational transmission of indigenous knowledge and to build capacity to serve the diverse interests of sustainable Wabanaki communities.
- **VISION:** Native American Programs nurtures and connects Indigenous scholars, Wabanaki communities and strategic allies to protect, promote and sustain the people of Waponakihk. Through mutual respect and reciprocity, we collectively work to apply Indigenous knowledge and to recognize its value in the life and wellbeing of all Wabanaki people, the University of Maine community, and the people of the State.

Dr. Ranco provided information on Tribal climate adaptation in the Dawnland, addressing power and justice in sustainability science from within the Penobscot River, the Wabanaki Youth in Science (WaYS) Program, the UMM Connections and Kinep Mentoring Program. In 2020, UM and UMM received nearly

\$300 thousand to provide students from Maine's tribal communities with educational resources they need to achieve their academic and career goals. In May 2018, Penobscot Chief Kirk Francis and then UM President Susan Hunter signed University of Maine-Penobscot Nation Memorandum of Understanding (MOU). The purpose of this MOU is to clarify Penobscot Nation and University of Maine expectations with regards to the following discrete areas:

- University and Penobscot Nation Institutional Research Boards.
- Care and management of Penobscot collections and cultural heritage items held at the Hudson Museum.
- Care and management of Penobscot collections and cultural heritage items held at the Fogler Library (Special Collections).
- Publication of Penobscot Nation cultural heritage material through the University of Maine Press.
- Cataloguing and care of Penobscot collections in the Anthropology Department.

Additionally, starting in 2018 a plan to add Penobscot tribal language to signage around the UM campus was initiated and the dual language signage can now be seen all over the UM campus. Overall, the UM Native American program is based around a kind of synergy of thinking about research, pedagogy, and service, and collaboration as a part of interconnected initiatives to ensure that the tribal community has a great presence and involvement in the UM community and culture.

EXECUTIVE SESSION

On a motion by Trustee Michaud, which was seconded by Trustee Cain, and approved by all Trustees present, the Board of Trustees meeting went into Executive Session under the following provision:

- 1 MRSA Section 405 6-C to discuss the condition, acquisition or disposition of real property or economic development if premature disclosure of the information would prejudice the competitive or bargaining position of the UMS.

On a motion by Trustee Cain, which was seconded by Trustee Michaud, and approved by all Trustees present, the Board of Trustees concluded the Executive Session.

DATE OF NEXT MEETING

The next meeting of the Board of Trustees will be held on May 21-22, 2023 at the University of Maine, hosted by the University of Maine System.

Additional information about the meeting can be found on the Board of Trustees website:
<https://www.maine.edu/board-of-trustees/meeting-agendas-materials/board-of-trustees/>

Adjournment
Ellen N. Doughty, Clerk