

AGENDA
ARKANSAS STATE UNIVERSITY
BOARD OF TRUSTEES
October 29, 2010
12:30 p.m.
System Office - Jonesboro

I. Call to Order
Mrs. Florine Tousant Milligan, Chair

*II. Agenda

- Proposed ASU System Resolutions
 - Resolution approving ASU System to comply voluntarily with Executive Order 10-14.
 - Resolution approving ASU System to sell land in Baxter County, Arkansas.

*III. Executive Session

IV. Other Business

*V. Adjournment

*Action Items

**Arkansas State University
Board of Trustees
Minutes**

The Arkansas State University Board of Trustees met on October 29, 2010, in the conference room of the ASU System Office in Jonesboro. Mrs. Florine Milligan, chair of the Board of Trustees, called the meeting to order at 12:30 p.m. Board members present were: Mrs. Florine Milligan, Mr. Howard Slinkard, Mr. Ron Rhodes, Mr. Mike Gibson, and Mr. Dan Pierce.

ASU System Resolutions:

- Resolution 10-71 approving ASU System and its constituent campuses to comply voluntarily with Executive Order 10-14.
- Resolution 10-72 approving ASU System to sell by public sale land in Baxter County.

Interim President Robert Potts summarized the resolutions:

Resolution 10-71 seeks approval for campuses to comply voluntarily with Executive Order 10-14 issued by Governor Mike Beebe concerning state vehicles. The Order requires that the state agencies of the executive branch apply for commuter status for personally assigned vehicles and place state license plates and insignia on those vehicles. At the request of President Potts, Ms. Lucinda McDaniel, ASU System legal counsel, explained that the Order contains a request from the Governor that other state agencies not subject to the terms of this order voluntarily comply with its provisions. While the Order does not apply to ASU, the resolution recommends that ASU campuses comply in a spirit of cooperation but be clear our voluntary compliance in no way changes any of the vested rights the board has in respect to management and control.

Resolution 10-72 involves the sale of property in Mountain Home. The property was gifted to the university several years ago. The resolution proposes selling the property at a public sale, either public auction or sealed bids. An appraisal estimates the value of the property at \$1,750,000.

Upon motion by Mr. Pierce, second by Mr. Rhodes, Resolutions 10-71 and 10-72 were approved.

Mr. Slinkard asked if being voluntary compliant to Executive Order 10-14 only has to do with the board's approval of the resolution with respect to application of the directive that is mandatory on our campuses. Dr. Potts said that that the System Office and the campuses have all agreed to comply with the Executive Order, but wanted the board's approval in order to preserve the rights of the board under Amendment 33 and to be sure that none of those rights are waived for the future.

AYES: Milligan, Slinkard, Rhodes, Gibson, Pierce

NAYS: None

Mrs. Milligan said she was pleased with the presidential search and the number of applications received. She then asked for a motion to retire into executive session.

Upon motion by Mr. Gibson, second by Mr. Slinkard, the board retired into executive session at 12:40 p.m.

AYES: Milligan, Slinkard, Rhodes, Gibson, Pierce

NAYS: None

Mrs. Milligan announced:

"This body has voted to retire into executive session to consider personnel items. We will reconvene in public session following this executive session to present and vote on any action arrived at in private."

Mrs. Milligan reconvened the board at 2:01 p.m.

Mrs. Milligan said the trustees had reviewed and discussed the applications for president of the ASU System, and selected three applicants to be invited to interview: Dr. Richard Federinko of Alabama, Dr. William Richardson of Louisiana, and Dr. Charles Welch of Arkansas.

Upon motion by Mr. Slinkard, second by Mr. Gibson, the board voted to invite these three candidates for interviews.

AYES: Milligan, Slinkard, Rhodes, Gibson, Pierce

NAYS: None

Drs. Federinko and Richardson will interview on November 8 and Dr. Welch on November 9. The Presidential Search Advisory Committee and the Board of Trustees will jointly interview each candidate and then the board will go into executive session. The process will be repeated for each candidate.

Mrs. Milligan said the board considered the advice and comments gained from the listening sessions held on the campuses as well as the input of the committee members and believes these three candidates meet the qualifications and experience needed for the position. However, the entire board agreed that if after the interviewing process none of the applicants are acceptable, ASU will continue its search.

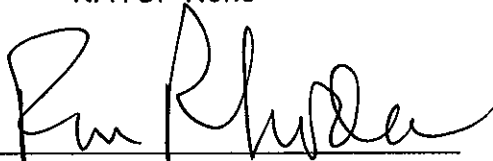
Trustee Gibson commended Mrs. Milligan for her diligence and hard work in providing leadership for the advisory committee.

Upon motion by Mr. Rhodes, second by Mr. Pierce, the meeting adjourned at

2:05 p.m.

AYES: Milligan, Slinkard, Rhodes, Gibson, Pierce

NAYS: None

A handwritten signature in black ink, appearing to read "Ron Rhodes", written over a horizontal line.

Ron Rhodes, Secretary

A handwritten signature in black ink, appearing to read "Florine Tousant Milligan", written over a horizontal line.

Florine Tousant Milligan, Chair

EXECUTIVE SUMMARY

Contact: Robert L. Potts (870) 933-7900

ACTION ITEM: Arkansas State University System requests approval to comply voluntarily with Executive Order 10-14.

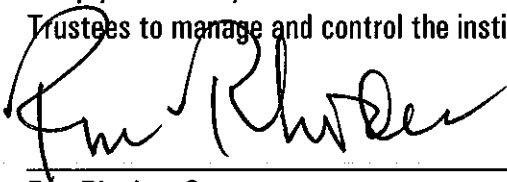
ISSUE: ASU System has been asked by Governor Mike Beebe to comply voluntarily with Executive Order 10-14.

BACKGROUND:

- On October 5, 2010, Governor Mike Beebe issued Executive Order 10-14.
- The Executive Order requires that agencies of the executive branch of state government take specific action with respect to vehicles owned or leased by those agencies.
- In Paragraph 9 of the Executive Order, the Governor acknowledges that certain state governmental boards, which would include the Board of Trustees of Arkansas State University, are not subject to the terms of the Order; however, the Governor encourages such boards to comply voluntarily with its provisions.
- In a spirit of cooperation, the ASU System and its campuses desire to comply voluntarily with Executive Order 10-14. By taking such voluntary action, the ASU Board of Trustees does not relinquish or waive any of its vested powers to manage and control the institution. The board specifically preserves its authority to withdraw voluntary compliance if that action is later deemed to be in the best interest of the ASU System.

RECOMMENDATION/RESOLUTION:

Be it resolved that the Arkansas State University System and its constituent campuses are approved to comply voluntarily with Executive Order 10-14 without waiving any vested powers of the Board of Trustees to manage and control the institution.



Ron Rhodes, Secretary



Florine Tousant Milligan, Chair

EXECUTIVE SUMMARY

Contact: Robert L. Potts (870) 933-7900

ACTION ITEM: Arkansas State University System requests approval to sell land in Baxter County, Arkansas.

ISSUE: ASU System would like to sell lots 3 and 4 of the Mallard Point Homesites located at 2254 Mallard Point Road, Mountain Home, Baxter County, Arkansas.

BACKGROUND:

- ASU System owns lots 3 and 4 in the Mallard Point Homesites located in Mountain Home, Baxter County, Arkansas. A house is located on lot 4 and the adjacent lot 3 is unimproved. The street address of the entire property is 2254 Mallard Point Road, Mountain Home, Arkansas.
- The property was gifted for use as a vacation home for the President of Arkansas State University. The property is not essential to the operations of the institution.
- A September 20, 2010, appraisal estimated the value of the entire property at \$1,750,000.
- ASU System will utilize public sale procedures (either public auction or sealed bids), which ensure that any interested member of the public will have an opportunity to bid on the property. If no acceptable bids are received, ASU System may reject all bids and negotiate with specific potential buyers at the appraised price or higher.

RECOMMENDATION/RESOLUTION:

Be it resolved that the Arkansas State University System is approved to sell by public sale lots 3 and 4 of Mallard Point Homesites located at 2254 Mallard Point Road, Mountain Home, Baxter County, Arkansas.



Ron Rhodes, Secretary



Florine Tousant Milligan, Chair