



Quarterly Board Meeting
March 12, 2020
Roaden University Center, Room 282
1:30 p.m.

AGENDA

- I.** Call to Order and Roll Call
 - II.** Spotlight on Student and Faculty Excellence
 - III.** Approval of Minutes
 - IV.** President's Report
 - V.** Executive Committee Recommendation and Report
 - A.** Recommendation
 - President's Performance-Based Pay Adjustment
 - B.** Report
 - 1.** President's Performance Review for FY20
 - a.** Appointment of Executive Committee Representative
 - b.** Schedule for Completion of Performance Review Process
 - c.** Approval of Board and Cabinet Assessment Questionnaires
 - 2.** Discussion of Periodic Comprehensive Review of the President
- VI.** Audit & Business Committee Report and Recommendations
 - A.** Report
 - 1.** Sale of W. Clyde Hyder Farm Lot
 - 2.** Generic Naming of Buildings and Roadway
 - 3.** Update on Governor's Budget

4. Notice of Responsibilities for Preventing, Detecting, and Reporting Fraud, Waste, and Abuse

B. Regular Agenda

1. Land Disposal by Easement
2. Flat-rate Tuition Model and Tech Promise Scholarship

VII. Academic & Student Affairs Committee Report and Recommendation

A. Report

1. Provost's Report
2. Advancement Update
3. Enrollment Management
4. Athletics Update

B. Recommendation

TTU Policy 171 (Prohibition on Smoking and Electronic Nicotine and Non-Nicotine Delivery Systems)

VIII. Other Business

IX. Adjournment



Agenda Item Summary

Date: March 12, 2020

Agenda Item: Spotlight on Student and Faculty Excellence

Review

Action

No action required

PRESENTER: Chair Harper

PURPOSE & KEY POINTS:

The Board welcomes Dr. Stephen Canfield and a five-member team in Tech's Early Intervention and Mechanical Engineering Program. These engineering students and many others in Dr. Canfield's class help children and families in our Upper Cumberland region by building assistive solutions for special needs children and families. The students use their creativity, skill and energy to spend time with the children and families, assess their needs, and build devices that simply are not available otherwise. This semester's featured project is a custom-made hybrid spinal support to help a little girl with cerebral palsy.



**Board of Trustees Meeting
December 5, 2019
Roaden University Center, Room 282**

MINUTES

AGENDA ITEM 1: CALL TO ORDER AND ROLL CALL

The Tennessee Tech Board of Trustees met in regular session on December 5, 2019, in the Roaden University Center, Room 282. Chair Trudy Harper called the meeting to order at 1:30 p.m.

Chair Harper asked Kae Carpenter, Secretary, to call the roll. The following members were present:

- Mason Hilliard
- Tom Jones
- Fred Lowery
- Sally Pardue
- Rhedona Rose
- Johnny Stites
- Teresa Vanhooser
- Barry Wilmore
- Trudy Harper

Tennessee Tech faculty, staff, and members of the public were also in attendance.

Chair Harper welcomed the Board's newest member, Fred Lowery, and announced he would be serving as a member of the Academic & Student Affairs Committee.

AGENDA ITEM 2: SPOTLIGHT ON STUDENT AND FACULTY EXCELLENCE

Chair Harper welcomed the representatives from the Tennessee Tech GeoClub, which placed third in the 36th annual GeoConclave event. She introduced the faculty advisor, Dr. Jeannette Wolak, and students Alexis Bowen, president of the GeoClub, and Allison Bohanon, member of the GeoClub and president of the campus chapter of the Earth Sciences Honor Society. Dr. Wolak introduced students Eric Frye and Alex Guerra.

Dr. Wolak stated that the GeoConclave was a yearly competition in which students competed against other universities, that Alex Guerra placed first in the Pace and Compass competition, and Allison Bohanon placed first in the Geologic Mapping competition.

The GeoClub presented the Board members with Sphalerite mineral samples, which were mined at the Gordonsville, Tennessee, mine.

Chair Harper asked Dr. Wolak to talk about her work with a Mars crater. Dr. Wolak stated that as a result of her work mapping for NASA, she was able to name a crater that she discovered. She stated that Allison Bohanon was also able to name a crater this year.

AGENDA ITEM 3: APPROVAL OF MINUTES

Mr. Jones moved to approve the September 9, 2019, meeting minutes. Mr. Stites seconded the motion. After an opportunity for further discussion and there being none, the motion carried unanimously.

**AGENDA ITEM 4.A: RULEMAKING HEARING - TENNESSEE TECHNOLOGICAL UNIVERSITY
RULE 0240-09-01 STUDENT CONDUCT**

Chair Harper called to order a Rulemaking Hearing for Tennessee Technological University rules related to student conduct (Rule 0240-09-01), parking (Rule 0240-09-03), and public records (Rule 0240-09-05). Chair Harper invited interested parties to sign in so they could be recognized to address the Board. Chair Harper also stated that the video would be the record of the hearing and that redline versions of the rules were available for anyone interested.

Chair Harper recognized Dr. Katherine Williams, Dean of Students, to summarize Rule 0240-09-01 related to student conduct.

Dr. Williams stated that the Student Conduct Rule, which the Board approved in 2017, was being revised to add language that complied with the Student Due Process Protection Act of 2018 and changed the standard for finding of a violation from clear and convincing evidence to a preponderance of the evidence. She stated that adoption of a preponderance standard of evidence aligned Tennessee Tech with all other state public institutions. She stated that, in addition, some terms related to prohibited conduct and disciplinary holds on records were clarified and a provision related to the application of the student conduct rule to prospective students' pre-attendance conduct was added. She stated the remaining changes were technical and corrected typographical or grammatical errors.

Chair Harper stated that no written comments were received on the rule, but Vanessa Curry had signed up to comment on the rule.

Ms. Curry stated that she wanted to know if there was any other discussion about changing the burden of proof other than the issue of alignment with other universities. She stated that the change put the burden of proof more on the person accused than the person making a claim and that there had been an increase in lawsuits related to these matters.

Dr. Williams stated that preponderance was the most equitable standard for student conduct processes and a best practice in the student conduct profession. She stated that the Department of Education advised that a single standard should be applied to all types of student conduct. She stated that, after considering best practices and researching the issue, she recommended using the preponderance standard because it allowed Tennessee Tech to address all conduct that needed to be addressed and ensured all students were treated equitably and fairly.

Mr. Jones asked Ms. Carpenter to explain the difference between clear and convincing evidence and preponderance of the evidence.

Ms. Carpenter stated a preponderance of the evidence was the greater weight of the evidence and clear and convincing was a higher standard. She stated the clear and convincing standard required a much greater weight of evidence to impose a disciplinary sanction.

Dr. Williams stated that the revision of the standard would not change the outcome of roughly 95 percent of her cases. She stated most students take responsibility for the violation and that this spoke to the caliber of Tennessee Tech students. She stated the standard would not need to be applied to a number of cases, but when it did need to be applied, it was an equitable standard and would require the greater weight of credible evidence. She stated that she did not believe the change would result in a greater number of cases or equity disparity for students.

Ms. Rose asked Dr. Williams if she ever dealt with any cases that seemed like they would have qualified under preponderance of evidence but did not meet the clear and convincing standard.

Dr. Williams stated that very few cases fell in that area. She stated that in four years she recalls two or three cases that would fall under that description.

Mr. Jones asked Dr. Williams if this standard did not align to that of other state universities, would she still recommend this change.

Dr. Williams stated that she would because it was recommended as a best practice in her field and it was a greater weight of credible evidence. She stated preponderance would allow some conduct to be addressed that currently cannot be addressed.

Ms. Rose moved to approve Rule 0240-09-01 related to Student Conduct as presented after due consideration of the comments received. Mr. Jones seconded the motion. With an opportunity for further discussion and there being none, the motion carried unanimously.

AGENDA ITEM 4.B: RULEMAKING HEARING - TENNESSEE TECHNOLOGICAL RULE 0240-09-03 PARKING, TRAFFIC, AND SAFETY ENFORCEMENT

Chair Harper began the hearing for Rule 0240-09-03 related to Parking, Traffic, and Safety Enforcement. She asked Dr. Claire Stinson, Vice President for Planning and Finance, to provide a rule summary.

Dr. Stinson stated that the rule, which was approved by the Board in 2017, was being revised due to a change in administrative responsibility for parking. She stated the rule was amended to change parking citation authority from the Tennessee Tech University Police Department to the Tennessee Tech Parking and Transportation Office. She stated that the revision also clarified the appeals process and added a notice and comment period related to setting rates for fines. She stated the remaining revisions were technical and corrected typographical or grammatical issues.

Chair Harper stated that there were no written comments and no one had requested to address the Board on the rule.

Ms. Vanhooser moved to approve Rule 0240-09-03 related to Parking, Traffic, and Safety Enforcement. Mr. Jones seconded the motion. With an opportunity for further discussion and there being none, the motion carried unanimously.

AGENDA ITEM 4.C: RULEMAKING HEARING - TENNESSEE TECHNOLOGICAL RULE 0240-09-05 ACCESS TO PUBLIC RECORDS

Chair Harper began the hearing for Rule 0240-09-05 related to Access to Public Records. She asked Karen Lykins, Chief Communication Officer, to provide a rule summary.

Ms. Lykins stated that the Board approved the rule related to access to public records in June 2019. She stated that this same rule, with no changes, was being presented to the Board again today for public comment and action by the Board. She stated that administration was bringing this rule back to the Board to ensure consistency in the rulemaking process for all proposed rules. She stated the rule required proof of Tennessee citizenship to access public records and described the process of requesting inspection of public records, assessment of cost per copy, and similar administrative provisions. She stated that this rule was being promulgated pursuant to Tennessee Code Annotated 10-7-503(g).

Chair Harper stated there were no written comments and no one had requested to address the Board on this rule.

Mr. Jones moved to approve Rule 0240-09-05 related to Access to Public Records. Ms. Vanhooser seconded the motion. With an opportunity for further discussion and there being none, the motion carried unanimously.

AGENDA ITEM 5.A: APPROVAL OF POLICIES RELATED TO RULES – TTU POLICY 302 (STUDENT CONDUCT)

Dr. Williams stated that TTU Policy 302 (Student Conduct) was revised to align with the changes made in the student conduct rule and to correct typographical and grammatical errors.

Mr. Stites moved to approve TTU Policy 302 (Student Conduct) as presented. Mr. Jones seconded the motion. With an opportunity for further discussion and there being none, the motion carried unanimously.

**AGENDA ITEM 5.B: APPROVAL OF POLICIES RELATED TO RULES – TTU POLICY 415
(GENERAL PARKING AND TRANSPORTATION POLICY)**

Dr. Stinson stated that TTU Policy 415 (General Parking and Transportation Policy) was revised to align with the changes made in the parking, traffic, and safety rule.

Capt. Wilmore moved to approve TTU Policy 415 (General Parking and Transportation Policy) as presented. Ms. Vanhooser seconded the motion. With an opportunity for further discussion and there being none, the motion carried unanimously.

**AGENDA ITEM 5.C: APPROVAL OF POLICIES RELATED TO RULES – TTU POLICY 110
(ACCESS TO PUBLIC RECORDS)**

Ms. Lykins stated that TTU Policy 110 (Access to Public Records) was revised to align the language with the access to public records rule.

Mr. Jones stated that this rule and policy had undergone extensive discussion and public comment in previous board and committee meetings and moved to approve TTU Policy 110 (Access to Public Records) as presented. Ms. Rose seconded the motion. With an opportunity for further discussion and there being none, the motion carried unanimously.

AGENDA ITEM 6: PRESIDENT'S REPORT

President Oldham stated that he wanted to congratulate and recognize Dr. S.K. Ballal for his retirement and 55 years on the faculty at Tennessee Tech. He stated that it was an honor to recognize him for his many years of service. He stated Dr. Ballal was one of the few remaining faculty that worked for President Derryberry. He stated that Dr. Ballal began teaching at Tennessee Tech in January of 1965 at 25 years old and had taught more than 25,000 students. Dr. Ballal addressed the Board and expressed his thanks to Tennessee Tech. President Oldham and Chair Harper presented Dr. Ballal with a plaque in thanks for his service.

President Oldham stated that Vice President Marc Burnett would be retiring at the end of December, but would continue on a part-time basis as the Chief Diversity Officer. President Oldham stated that the Executive Committee approved Dr. Rob Owens as the Interim Vice President for Student Affairs.

President Oldham stated the search for the next Vice President for Research was entering the interview stage. He stated Provost Bruce was heading the search and anticipated having candidates on campus for interviews in January.

President Oldham stated that the first component to the budget was the recommendation from the Tennessee Higher Education Commission (THEC). He stated that the proposed engineering building was the top priority in the THEC recommendation. He stated that the engineering building was awarded \$250,000 of appropriation during the past legislative session for the purpose of beginning the design process. He stated that a designer had been selected and the process would begin soon.

President Oldham stated that THEC would be recommending an additional \$2,300,000 for the funding formula and \$8,100,000 in capital maintenance funds. He stated that these were recommendations only and would be more fully considered in the spring.

President Oldham stated Rural Reimagined projects were ongoing and that Tennessee Tech was becoming synonymous with rural issues and rural solutions. He stated that a number of strategic partnerships were being evaluated from regional, state, and national levels. He stated that NSF, SAIC, various State of Tennessee departments, and local governments in many of the distressed counties surrounding Cookeville had expressed interest in working with Tennessee Tech on Rural Reimagined projects. He stated that economic development continued to be a Tennessee Tech focus due to its impact on the surrounding communities and students. He stated that classrooms and clubs on campus were putting more focus on innovation and establishing solutions for the future. He stated there were 500 students engaged through classes and clubs involving Rural Reimagined, including 15 freshman courses focused on rural projects and a student club that was organized around the topic.

President Oldham stated that this particular Board meeting was focusing on demystifying the process of going to college, paying for college, finishing college, and launching a successful career. He stated that as a part of this goal, this year a university-wide Student Success Center was being launched that would focus on freshman and undeclared students. He stated that professional advisors would be available to serve students as they transition to university life. He stated that this effort was a product of the strategic planning process led by the faculty.

President Oldham stated that a recent Educational Advisory Board survey showed that the top three reasons a student chose to enroll in a particular university was campus environment, academic reputation, and cost. He stated that almost all the buildings on the quad have been renovated, all but one traditional residence halls have been renovated, and the final residence hall was currently being renovated. He stated the new addition to

the Roaden University Center opened Spring 2019, and the new fitness center was scheduled to open in April 2020. He stated that the new lab science building would be open in Fall 2020, and the new engineering building should be completed in 2022-2023. He stated that more green space would be created to contribute to the goal of having the prettiest campus in the region. He stated that the distinct and functional signage project would begin in the near future to incorporate more wayfinding signs as well as monument signs. He stated that more would be done to increase indoor and outdoor branding so visitors would be able to learn more about Tennessee Tech.

President Oldham stated that the out-of-state tuition proposal should strengthen Tennessee Tech's service to the students from Tennessee by being able to import more essential educated talent that would help drive Tennessee's economic future.

President Oldham stated that considerations for revised mandatory fee structure, out-of-state tuition rate changes, and continuing the discussion on the flat-rate tuition model were all addressed in the committees that morning. He stated that these items were coherent, bold, and could be transformative.

AGENDA ITEM 7: EXECUTIVE COMMITTEE REPORT – APPOINTMENT OF INTERIM VICE PRESIDENT FOR STUDENT AFFAIRS

Chair Harper stated that the Executive Committee approved the appointment of Dr. Robert Owens to the position of Interim Vice President for Student Affairs.

AGENDA ITEM 8.A.1: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS – REPORT – PERFORMANCE AND PAY OUTCOMES

Mr. Stites stated that the Committee reviewed the performance and pay outcomes. He stated that the Committee discussed a two-pronged approach, one with a one percent pool for performance-based salary, and a one percent pool for a one-time performance bonus. He stated that faculty and staff eligibility was discussed, and information of distribution by classification and category was provided. He stated that the pool for a performance-based increase and a one-time bonus was included in the revised budget. He stated that it was clear that performance would drive the pay going forward. He stated that he wanted to ensure all employees knew how their performance was being measured, which would be accomplished through five or six metrics that the Board would adopt and finalize to measure both the Board's performance and that of Tennessee Tech University.

**AGENDA ITEM 8.A.2: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS
– REPORT – DISCUSSION OF FULL-TIME/PART-TIME TUITION MODEL**

Mr. Stites stated that the Committee discussed full-time and part-time tuition models. He stated that the Audit & Business Committee members and other Board members discussed a possible model and discussed revising the current tuition model to encourage full-time students to take 15 credit hours each academic semester to ensure they graduate in four years. He stated that the staff would continue to work on the model with the aim of presenting the model to the Board at the March meeting.

**AGENDA ITEM 8.A.3: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS
– REPORT – CONSOLIDATED FINANCIAL INDEX**

Mr. Stites stated that the Committee discussed the consolidated financial index. He stated that the consolidated financial index (CFI) ratios for the fiscal year 2019, along with the trend for the past six years, was presented to the Audit & Business Committee. He stated that fiscal year 2019 CFI had significantly improved due to the return on net assets and net operating revenues.

**AGENDA ITEM 8.A.4: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS
– REPORT – REPORT OF AUDIT ACTIVITY**

Mr. Stites stated that Internal Audit presented a report of activities completed from December 18 through November 19, 2020, to the Audit & Business Committee.

**AGENDA ITEM 8.A.5: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS
– REPORT – APPROVAL OF 2020 AUDIT PLAN**

Mr. Stites stated that Internal Audit presented an audit plan for 2020 to the Audit & Business Committee for review and approval as required by the Tennessee Tech University Audit Committee Charter. He stated that the Audit & Business Committee approved the plan as presented.

AGENDA ITEM 8.B.1: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS – CONSENT AGENDA – POLICY 530 (DEBT MANAGEMENT), POLICY 531 (TENNESSEE STATE SCHOOL BOND INTERCEPT), AND POLICY 537 (NAMING BUILDINGS, FACILITIES, AND ORGANIZATIONAL UNITS)

Mr. Stites stated that TTU Policies 530 (Debt Management), 531 (Tennessee State School Bond Intercept), and 537 (Naming Buildings, Facilities, and Organizational Units) were presented to the Committee.

Mr. Stites, upon the Committee's recommendation, moved to approve TTU Policies 530 (Debt Management), 531 (Tennessee State School Bond Intercept), and 537 (Naming Buildings, Facilities, and Organizational Units). Mr. Jones seconded the motion. After an opportunity for further discussion and there being none, the motion carried unanimously.

AGENDA ITEM 8.C.1: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS – REGULAR AGENDA – APPROVAL OF 2019-20 OCTOBER REVISED BUDGET/ORGANIZATIONAL CHART

Mr. Stites stated that the Committee reviewed and recommended approval of the Tennessee Tech 2019-20 October Revised Budget/Organizational Chart.

Mr. Stites, upon the Committee's recommendation, moved to approve the Tennessee Tech 2019-20 October Revised Budget/Organizational Chart, including the performance pay outcomes recommended by the Audit & Business Committee. Ms. Vanhooser seconded the motion. After an opportunity for further discussion and there being none, the motion carried unanimously.

AGENDA ITEM 8.C.2: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS – REGULAR AGENDA – APPROVAL OF REVISED MANDATORY FEE STRUCTURE

Mr. Stites stated that the revised mandatory fee structure would simplify the structure by establishing a consistent maximum hour-limit and packaging all mandatory fees into a "program service fee."

Mr. Stites, upon the Committee's recommendation, moved to approve the revised mandatory fee structure, including maxing all mandatory fees at six hours, not exceeding a cumulative maximum of \$639 per semester, and packaging all the mandatory fees into one fee named the Program Service Fee. Mr. Jones seconded the motion. After an opportunity for further discussion and there being none, the motion carried unanimously.

**AGENDA ITEM 8.C.3: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS
– REGULAR AGENDA – APPROVAL OF OUT-OF-STATE TUITION RATE**

Mr. Stites stated the approval of out-of-state tuition rate recommendation would simplify and lower Tennessee Tech's domestic out-of-state tuition model to become more competitive with other state universities, gain access to new markets, and aid in recruiting diverse students.

Mr. Stites, upon the Committee's recommendation, moved to approve the out-of-state tuition rate of \$140 per hour for part-time students and a flat rate of \$2,100 for domestic undergraduates taking greater than 11 credit hours, and a flat rate of \$1,680 for full-time domestic graduate students taking greater than nine credit hours. Mr. Lowery seconded the motion.

Chair Harper stated that there was extensive discussion on this topic during the Audit & Business Committee's meeting earlier that day.

Ms. Vanhooser stated that she was concerned about additional funding to compensate for the lowered out-of-state tuition. She stated that there should be a plan for how Tennessee Tech would be able to reach out to out-of-state prospective students, because traveling out of state could become expensive.

Chair Harper stated that the Board was aware and was willing to take on the challenge.

Mr. Stites amended the motion to approve the out-of-state tuition rate of \$140 per hour for part-time students and a flat rate of \$2,100 for domestic undergraduates taking greater than 11 credit hours, and a flat rate of \$1,680 for full-time domestic graduate students taking greater than nine credit hours. Mr. Jones seconded the motion. Mr. Jones later move to clarify that the out-of-state- tuition rate would be effective Fall 2020 and the Board approved that clarification.

Mr. Jones stated that Tennessee Tech was attractive to prospective students not only for the cost, but many other factors, such as aesthetics and culture, make Tennessee Tech unique.

Chair Harper stated that she hoped the lowered out-of-state tuition rate would foster more diversity at Tennessee Tech.

With an opportunity for further discussion and there being none, the motion carried unanimously.

**AGENDA ITEM 8.C.4: AUDIT & BUSINESS COMMITTEE REPORT AND RECOMMENDATIONS
– REGULAR AGENDA – TUITION TRANSPARENCY ACT REPORT (T.C.A § 49-7-1-1604)**

Mr. Stites stated that every year the Board is required to provide a report to the General Assembly with information regarding expenditures of revenues derived from any tuition and fee increases in the previous full academic year. He stated that the report must include how revenues were used, the effect on student financial aid, and the effect on average total cost of attendance per student.

Mr. Stites, upon the Committee's recommendation, moved to approve the Tuition Transparency Act report. Ms. Rose seconded the motion. With an opportunity for further discussion and there being none, the motion carried unanimously.

AGENDA ITEM 9.A: ACADEMIC & STUDENT AFFAIRS COMMITTEE REPORT AND RECOMMENDATIONS – REPORT – LETTER OF NOTIFICATION FOR BACHELOR OF SCIENCE IN FINE ARTS

Ms. Rose stated that a letter of notification for a Bachelor of Science in Fine Arts was submitted to THEC. She stated that the purpose of this degree was to provide an additional educational opportunity and graduation pathway for students wishing to major in art or music in an accredited program. She stated that the program was intended to reflect the contemporary, wide-ranging, and interdisciplinary arts approach to preparing students for numerous potential directions in visual art, craft, design, music, and other related fields of study.

AGENDA ITEM 9.B: ACADEMIC & STUDENT AFFAIRS COMMITTEE REPORT AND RECOMMENDATIONS – CONSENT AGENDA – POLICY 204 (FACULTY APPOINTMENTS), POLICY 225 (NEW ACADEMIC PROGRAM), POLICY 271 (GENERAL GRADUATE DEGREE REQUIREMENTS), AND POLICY 1200 (UNDERGRADUATE ADMISSIONS)

Ms. Rose, upon the Academic & Student Affairs Committee's recommendation, moved to approve as consent items TTU Policies 204 (Faculty Appointments), 225 (New Academic Program), 271 (General Graduate Degree Requirements), and 1200 (Undergraduate Admissions). Mr. Stites seconded the motion. With an opportunity for further discussion and there being none, the motion carried unanimously.

AGENDA ITEM 10: OTHER BUSINESS

Chair Harper stated in 2020 that the Board would hold its regular meetings on March 12, June 23, September 29, and December 1.

AGENDA ITEM 11: ADJOURNMENT

There being no further business, the meeting adjourned at 2:57 p.m.

DRAFT



Agenda Item Summary

Date: March 12, 2020

Agenda Item: Determination of President's Performance-Based Pay Adjustment

Review

Action

No action required

PRESENTER(S): Chair Harper

PURPOSE & KEY POINTS:

Pursuant to TTU Policy 005 (Board Committees), the Executive Committee is responsible for making a recommendation related to the President's performance-based pay adjustment.



Agenda Item Summary

Date: March 12, 2020

Agenda Item: President's Performance Review for FY20

Review

Action

No action required

PRESENTER: Chair Harper

PURPOSE & KEY POINTS:

The Executive Committee is responsible for organizing and conducting an annual performance review of the President. The Chair announced the appointment of Teresa Vanhooser as the Executive Committee Representative who will conduct the review, and the Executive Committee approved a schedule for completion of the process and Board and Cabinet assessment questionnaires.



Agenda Item Summary

Date: March 12, 2020

Agenda Item: Discussion of a Periodic Comprehensive Review of the President

Review

Action

No action required

PRESENTER(S): Chair Harper

PURPOSE & KEY POINTS:

The "Procedures for President's Performance Reviews and Comprehensive Reviews" requires the following: "Two years after the first annual assessment of the President is conducted, the Executive Committee should consider whether or not to perform a comprehensive review of the President's performance in a subsequent year."

The Executive Committee discussed, preliminarily, whether to perform a comprehensive review of the President's performance in FY21.

Periodic Comprehensive Review

(Excerpted from "Procedures for President's Performance Reviews and Comprehensive Reviews")

5.2

1. Two years after the first annual assessment of the President is conducted, the Executive Committee should consider whether or not to perform a comprehensive review of the President's performance in a subsequent year.
2. If such a comprehensive review is to be performed, the Executive Committee may choose to engage the assistance of one or more external advisors.



Agenda Item Summary

6.1

Date: March 12, 2020

Division: Planning and Finance

Agenda Item: Sale of W.Clyde Hyder Farm lot

Review

Action

No action required

PRESENTERS: Dr. Claire Stinson, Vice President for Planning and Finance

PURPOSE & KEY POINTS:

Sale of lot located at W. Clyde Hyder farm to Putnam County for the purpose to build a fire station.



STATE OF TENNESSEE
Department of General Services
State of Tennessee Real Estate Asset Management
WRS Tennessee Tower, 24th Floor
312 Rosa L. Parks Ave.,
Nashville, TN 37243
Telephone: (615) 741-2315

STREAM USE ONLY	
Date Received:	
Received by:	
Transaction #:	

Real Estate Transaction Request Form RPM-1D (2/2019)

Disposal

6.1

Section I - Agency Information			
Agency			
Contact			
Phone			
E-mail Address		Date Request Needed*	

*Not less than 180 days from date of received

Section II - Property Information			
Property Address		Description of Building(s), if applicable	
City / County		Type of Building(s)	
Assessor Map and Parcel		Number of Buildings	
Owner's Deed Book & Page		Description of Bldgs. - Attach list if more than two buildings	Size
Size of Land (Acres)			Year Built

Section III - Action Requested		
- Disposal Fee Simple Leasehold Easement / ROW Gift	- Special Service Appraisal Survey Title Service Other - Specify:	
Inter-Agency Agreement Transfer of Jurisdiction Boundary Lines		

Comment for Lead Sheet - Please explain, in detail, the reason for the action:

Section IV - Funding			
Who is paying the Real Estate Management ("REM") fee and other costs?		- Buyer	- Other
If Agency is paying REM fee, please complete the following information:			
A	Allotment Code:	Estimated Sales Price	
B	Fund:		
C	Cost Center:		
Where are the funds going if not to the General Fund (include statute):			

6.1

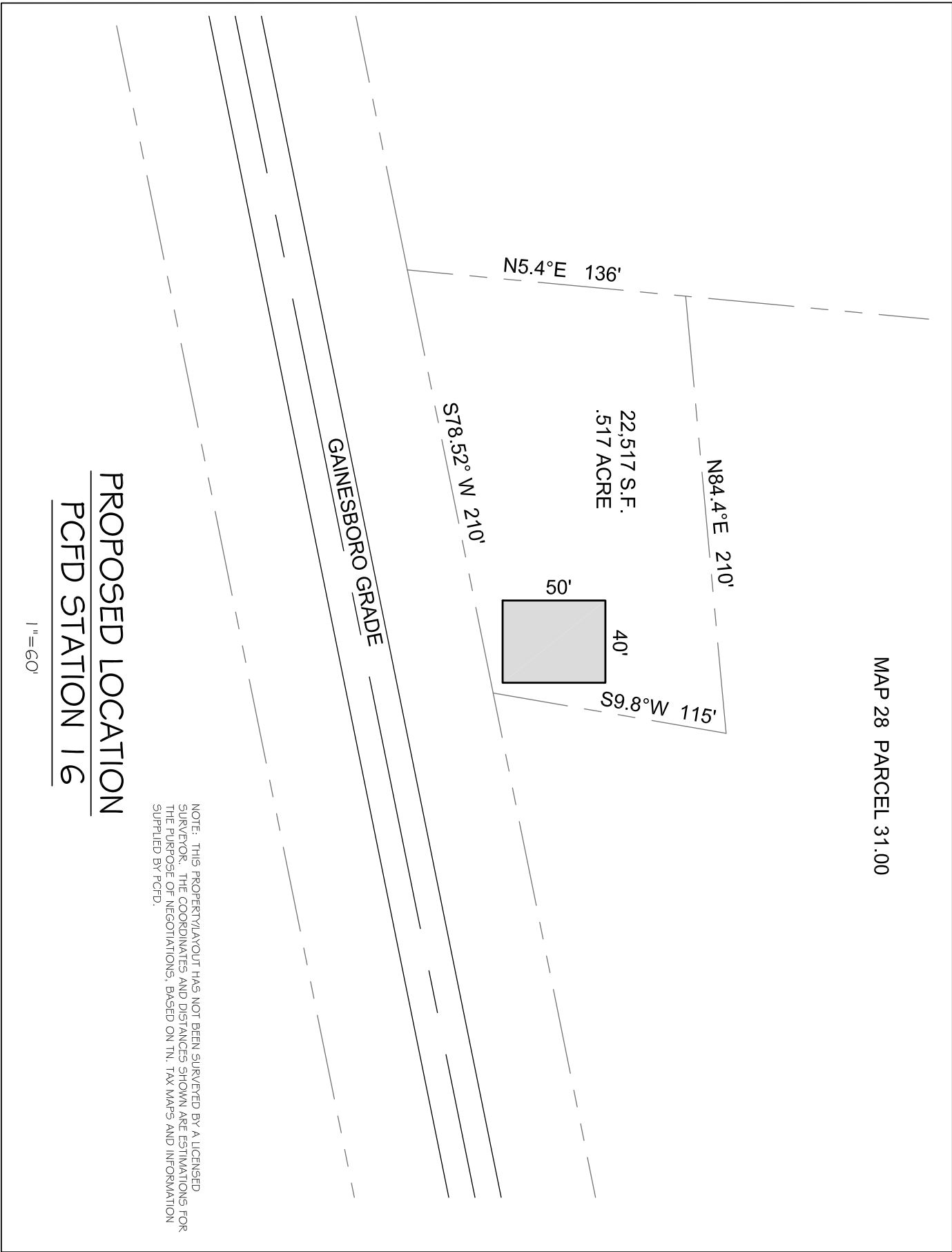
Section V - Third Party Information			
Buyer / Tenant			
Name		Phone Number	
Mailing Address		E-Mail Address	
City / State / Zip			

Section VI - Required Information			
A	Original cost to the State:		
	Date State Obtained:		
	Grantor unto State:		
B	Please state the department's current use for the property.		
C	Have any other parties expressed any need or interest in this property? If yes, please explain		<input type="checkbox"/> YES <input type="checkbox"/> NO
D	Will this disposal hinder the department's future use of remaining property?		<input type="checkbox"/> YES <input type="checkbox"/> NO
E	Would this disposal adversely affect the remaining property values in the future?		<input type="checkbox"/> YES <input type="checkbox"/> NO
F	Are there any special requirements or issues that need to be addressed with STREAM?		<input type="checkbox"/> YES <input type="checkbox"/> NO
G	Will there need to be a review by the Tennessee Historical Commission?		<input type="checkbox"/> YES <input type="checkbox"/> NO

Back-up Documents	
<input type="checkbox"/>	Photo of Building, if applicable
<input type="checkbox"/>	Map - Showing other State properties in relation to subject
<input type="checkbox"/>	Aerial Photo
<input type="checkbox"/>	Site Plan, if applicable
<input type="checkbox"/>	Master Plan, if applicable

Must be signed and dated by the requesting Agency Fiscal Officer	
Signed:	
Printed:	Date:

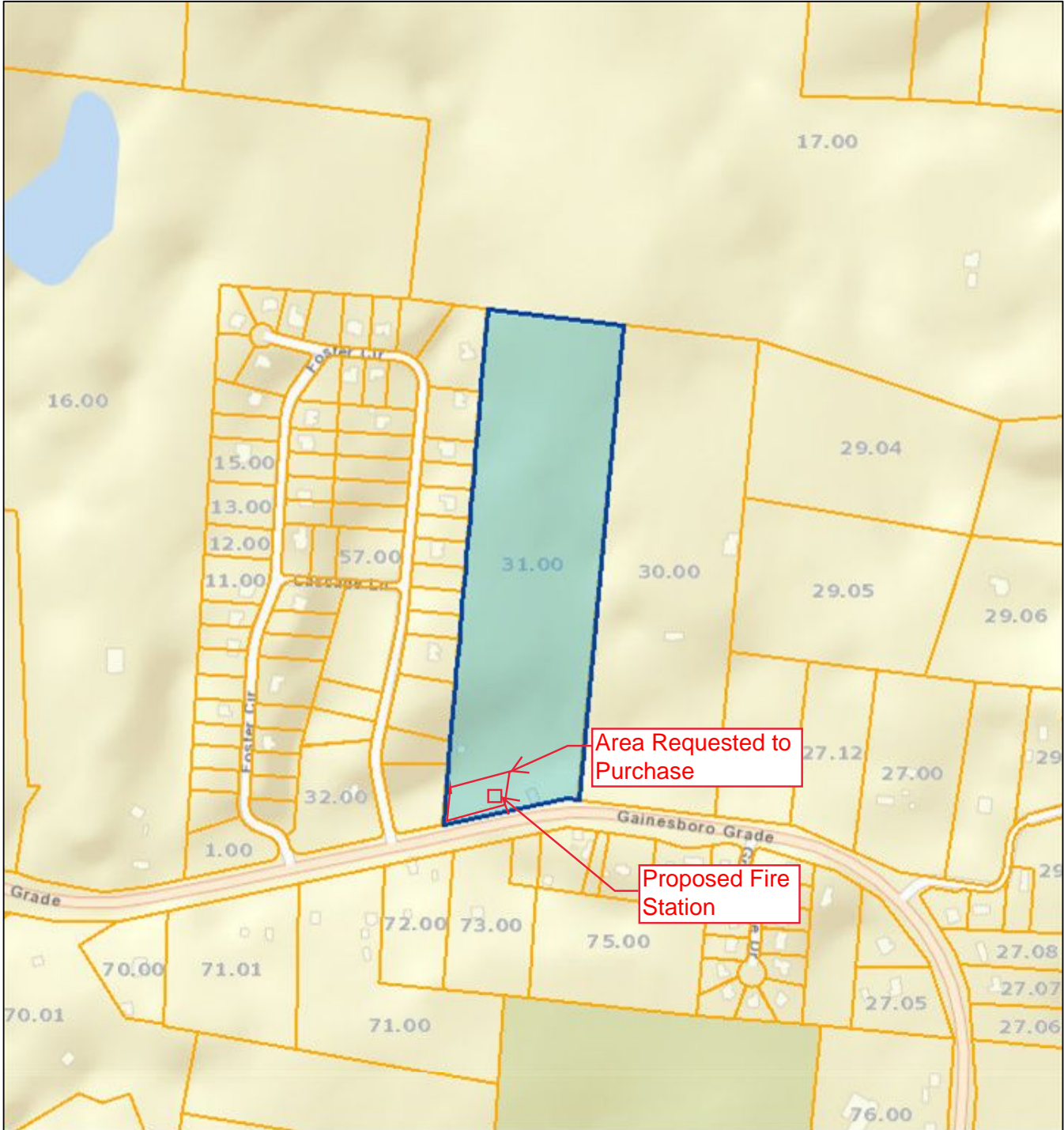
Must be signed and dated by the requesting Agency Head	
Signed:	
Printed:	Date:



NOTE: THIS PROPERTY/LAYOUT HAS NOT BEEN SURVEYED BY A LICENSED SURVEYOR. THE COORDINATES AND DISTANCES SHOWN ARE ESTIMATIONS FOR THE PURPOSE OF NEGOTIATIONS, BASED ON TN. TAX MAPS AND INFORMATION SUPPLIED BY PCFD.

Putnam County - Parcel: 028 031.00

6.1



Date: February 18, 2020
County: Putnam
Owner: TENNESSEE STATE OF
Address: GAINESBORO GRADE 3087
Parcel Number: 028 031.00
Deeded Acreage: 0
Calculated Acreage: 0
Date of Imagery: 2018

Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community
TN Comptroller - OLG
State of Tennessee, Comptroller of the Treasury, Office of Local Government

The property lines are compiled from information maintained by your local county Assessor's office but are not conclusive evidence of property ownership in any court of law.



Agenda Item Summary

6.1

Date: March 12, 2020

Division: Planning and Finance

Agenda Item: Generic Naming of Buildings and Roadway

Review

Action

No action required

PRESENTERS: Dr. Claire Stinson, Vice President for Planning and Finance

PURPOSE & KEY POINTS:

Naming of current fitness center to Academic Wellness Center, new fitness center to Student Recreation Center, Lab Science Building to Laboratory Science Commons and Eighth Street to Wings Up Way.



Agenda Item Summary

6.1

Date: March 12, 2020

Division: Planning and Finance

Agenda Item: Update on Governors Budget as Proposed

Review Action No action required

PRESENTERS: Dr. Claire Stinson, Vice President for Planning and Finance

PURPOSE & KEY POINTS:

Recurring state appropriations increase of \$3,630,100

- Outcomes new funding \$1,876,800
- Outcomes adjustment to base appropriations \$404,200
- Salary Pool \$1,349,100

Non-recurring state appropriations:

- \$500,000 final year of a four-year NSF Grant match for Cybersecurity

Capital Outlay New Construction:

- \$43,500,000 for the new engineering building (TTU must match with \$8,250,000)

Capital Maintenance:

- Roof Replacement Phase 4 \$2,100,000
- Building Controls Upgrades Phase 1 \$3,000,000

Analysis of 2020-2021 State Appropriations - Governor's Budget

<u>Reconciliation of Governor's Higher Education Budget for All Institutions Operating Costs Increase (Funding Formula):</u>				
Governor's Budget - Outcomes & Salary Pool Combined	\$	66,364,700		
Governor's Budget - Outcomes	\$	38,000,000		
Distribution:			Percent of Total	
TBR	\$	12,176,700	32.04%	
APSU	\$	1,671,500	4.40%	
ETSU	\$	2,306,900	6.07%	
MTSU	\$	3,482,900	9.17%	
TSU	\$	1,352,800	3.56%	
TTU	\$	1,876,800	4.94%	
UM	\$	4,054,000	10.67%	
UT	\$	11,078,400	29.15%	
	\$	38,000,000	100.00%	
Governor's Budget - Salary Pool	\$	28,364,700		
Distribution:			Percent of Total	
TBR	\$	8,218,800	28.98%	
APSU	\$	1,250,900	4.41%	
ETSU	\$	2,004,900	7.07%	
MTSU	\$	2,852,900	10.06%	
TSU	\$	1,158,900	4.09%	
TTU	\$	1,349,100	4.76%	
UM	\$	3,455,100	12.18%	
UT	\$	8,074,100	28.47%	
	\$	28,364,700	100.00%	
 <u>Reconciliation of Governor's Budget to THEC Recommendation on Outcomes Formula:</u>				
		THEC Recommend New Funding	Governor's Budget Recommendation	Percentage Funded
APSU	\$	1,671,500	\$ 1,671,500	100.00%
ETSU	\$	2,306,900	\$ 2,306,900	100.00%
MTSU	\$	3,482,900	\$ 3,482,900	100.00%
TSU	\$	1,352,800	\$ 1,352,800	100.00%
TTU	\$	1,876,800	\$ 1,876,800	100.00%
UM	\$	4,054,000	\$ 4,054,000	100.00%
CC	\$	9,698,000	\$ 9,698,000	100.00%
TCAT	\$	2,478,700	\$ 2,478,700	100.00%
UTK	\$	8,016,200	\$ 8,016,200	100.00%
UTC	\$	1,945,500	\$ 1,945,500	100.00%
UTM	\$	1,116,700	\$ 1,116,700	100.00%
	\$	38,000,000	\$ 38,000,000	100.00%

6.1

Education Cost Increases for Fiscal Year 2020-2021

	State	Federal	Other	Total	Positions
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State University and Community College System

- Locally Governed Institutions Outcome Growth**

To provide recurring funding associated with greater institutional productivity, such as increases in student progression, degree production, and other outcome measures related to the institutional mission for formula units. This appropriation fully funds the outcome-based funding formula.

332.70 Austin Peay State University	\$1,671,500	\$0	\$0	\$1,671,500	0
332.72 East Tennessee State University	\$2,306,900	\$0	\$0	\$2,306,900	0
332.74 University of Memphis	\$4,054,000	\$0	\$0	\$4,054,000	0
332.75 Middle Tennessee State University	\$3,482,900	\$0	\$0	\$3,482,900	0
332.77 Tennessee State University	\$1,352,800	\$0	\$0	\$1,352,800	0
332.78 Tennessee Technological University	\$1,876,800	\$0	\$0	\$1,876,800	0
Sub-total	\$14,744,900	\$0	\$0	\$14,744,900	0

- Tennessee Board of Regents (TBR) System Outcome Growth**

To provide recurring funding associated with greater institutional productivity, such as increases in student progression, degree production, and other outcome measures related to the institutional mission for formula units. This appropriation fully funds the outcome-based funding formula.

332.89 Tennessee Community Colleges	\$9,698,000	\$0	\$0	\$9,698,000	0
332.98 Tennessee Colleges of Applied Technology	\$2,478,700	\$0	\$0	\$2,478,700	0
Sub-total	\$12,176,700	\$0	\$0	\$12,176,700	0

- Locally Governed Institutions Formula Unit - Salary Pool**

To provide recurring funding for a 2.5 percent salary pool for higher education employees effective July 1, 2020.

332.70 Austin Peay State University	\$1,250,900	\$0	\$0	\$1,250,900	0
332.72 East Tennessee State University	\$2,004,900	\$0	\$0	\$2,004,900	0
332.74 University of Memphis	\$3,455,100	\$0	\$0	\$3,455,100	0
332.75 Middle Tennessee State University	\$2,852,900	\$0	\$0	\$2,852,900	0
332.77 Tennessee State University	\$1,158,900	\$0	\$0	\$1,158,900	0
332.78 Tennessee Technological University	\$1,349,100	\$0	\$0	\$1,349,100	0
Sub-total	\$12,071,800	\$0	\$0	\$12,071,800	0

6.1

Education

Cost Increases for Fiscal Year 2020-2021

	State	Federal	Other	Total	Positions
• ETSU Pediatric and Children Services					
To provide recurring funding for pediatric specialists. Salaries for pediatric specialists are supplemented by clinical earnings and a partnership with Niswonger Children’s Hospital.					
332.65 ETSU College of Medicine	\$600,000	\$0	\$0	\$600,000	0
Sub-total	\$600,000	\$0	\$0	\$600,000	0
• Medical Education Program					
To provide non-recurring funding for financial aid for students in the medical education program administered by Middle Tennessee State University and Meharry Medical College.					
332.75 Middle Tennessee State University	\$1,200,000	\$0	\$0	\$1,200,000	0
Sub-total	\$1,200,000	\$0	\$0	\$1,200,000	0
• Medical Education					
To provide recurring funding to medical education units to offset inflationary cost increases.					
332.65 ETSU College of Medicine	\$444,800	\$0	\$0	\$444,800	0
332.67 ETSU Family Practice	\$90,200	\$0	\$0	\$90,200	0
Sub-total	\$535,000	\$0	\$0	\$535,000	0
• National Science Foundation (Year Four of Four)					
To provide the fourth year of non-recurring funding to Tennessee Technological University for cybersecurity research.					
332.78 Tennessee Technological University	\$500,000	\$0	\$0	\$500,000	0
Sub-total	\$500,000	\$0	\$0	\$500,000	0
• Locally Governed Institutions Group Health Insurance - January 1, 2021 Rate Increase					
To provide recurring funding for the state share of a 6.0 percent group health insurance premium increase for January 1, 2021. This is funded for six months in the recommended budget.					
332.65 ETSU College of Medicine	\$105,900	\$0	\$0	\$105,900	0
332.67 ETSU Family Practice	\$19,200	\$0	\$0	\$19,200	0
332.70 Austin Peay State University	\$275,700	\$0	\$0	\$275,700	0
332.72 East Tennessee State University	\$523,300	\$0	\$0	\$523,300	0
332.74 University of Memphis	\$668,100	\$0	\$0	\$668,100	0
332.75 Middle Tennessee State University	\$634,500	\$0	\$0	\$634,500	0
332.77 Tennessee State University	\$269,700	\$0	\$0	\$269,700	0
332.78 Tennessee Technological University	\$325,300	\$0	\$0	\$325,300	0
Sub-total	\$2,821,700	\$0	\$0	\$2,821,700	0

6.1

**Proposed Capital Appropriations
from Bonds, Current Funds, and Other Revenues
Fiscal Year 2020-2021**

	COUNTY	TOTAL	STATE	BONDS	FEDERAL	OTHER
Tennessee Technological University						
Maintenance	Statewide	\$ 5,100,000	\$ 3,000,000	\$ 0	\$ 0	\$ 2,100,000
Engineering Building	Putnam	51,750,000	43,500,000	0	0	8,250,000
Sub-Total Tennessee Technological University		\$ 56,850,000	\$ 46,500,000	\$ 0	\$ 0	\$ 10,350,000
University of Memphis						
Maintenance	Statewide	\$ 12,500,000	\$ 4,500,000	\$ 0	\$ 0	\$ 8,000,000
STEM Research and Classroom Building	Shelby	41,000,000	32,911,000	0	0	8,089,000
Sub-Total University of Memphis		\$ 53,500,000	\$ 37,411,000	\$ 0	\$ 0	\$ 16,089,000
Sub-Total Locally Governed Higher Education Institutions		\$ 206,400,900	\$ 156,536,900	\$ 0	\$ 0	\$ 49,864,000
Tennessee Board of Regents						
Maintenance	Statewide	\$ 21,310,000	\$ 13,810,000	\$ 0	\$ 0	\$ 7,500,000
TCAT Chattanooga Advanced Manufacturing Building	Hamilton	21,900,000	21,700,000	0	0	200,000
Sub-Total Tennessee Board of Regents		\$ 43,210,000	\$ 35,510,000	\$ 0	\$ 0	\$ 7,700,000
University of Tennessee						
Maintenance	Statewide	\$ 41,850,000	\$ 26,101,500	\$ 0	\$ 0	\$ 15,748,500
Grand Total		\$ 423,999,200	\$ 275,069,800	\$ 0	\$ 17,759,900	\$ 131,169,500
Sub-Total Capital Maintenance		195,261,200	83,527,300	0	4,371,400	107,362,500
Sub-Total Capital Improvements		228,738,000	191,542,500	0	13,388,500	23,807,000
Sub-Total Higher Education		\$ 291,460,900	\$ 218,148,400	\$ 0	\$ 0	\$ 73,312,500
Capital Maintenance		109,075,900	59,075,900	0	0	50,000,000
Capital Improvements		182,385,000	159,072,500	0	0	23,312,500
Sub-Total Other Agencies		\$ 132,538,300	\$ 56,921,400	\$ 0	\$ 17,759,900	\$ 57,857,000
Capital Maintenance		86,185,300	24,451,400	0	4,371,400	57,362,500
Capital Improvements		46,353,000	32,470,000	0	13,388,500	494,500

6.1

Capital Maintenance Project Descriptions
Fiscal Year 2020-2021

	<u>Total Project Cost</u>
HVAC Repairs Phase 1 Funds are provided for replacement of chillers, air handling units, and fan coil units in multiple buildings campus-wide. Funds also support repairs of HVAC systems and all related work.	\$ 3,470,000
Sub-Total East Tennessee State University	<u>\$ 6,770,000</u>
Middle Tennessee State University	
Murphy Center Window Replacement Funds are provided for replacement of the exterior glazing/window system, exterior improvements, and all related work.	\$ 4,600,000
Elevator Modernization Phase 3 Funds are provided for upgrade of elevators in multiple buildings campus-wide and all related work.	2,000,000
Water and Sewer System Updates Phase 2 Funds are provided for repair and replacement of sewer and water lines campus-wide and all related work.	490,000
Sub-Total Middle Tennessee State University	<u>\$ 7,090,000</u>
Tennessee State University	
Strange Music Building Roof Replacement Funds are provided for replacement of the roof system and all related work.	\$ 456,500
Electrical Upgrades Phase 2 Funds are provided for improvements of electrical systems campus-wide and all related work.	5,000,000
Power Plant Equipment and Lighting Upgrades Phase 2 Funds are provided for upgrades of mechanical/electrical equipment and lighting. Funds also support demolition of the baghouse and construction of an air-conditioned enclosure for the variable frequency drives units, and all related work.	3,073,400
Campus HVAC Repairs Phase 2 Funds are provided for repairs, upgrades, and recommissioning of equipment and components to HVAC systems in the Brown-Daniel Library, Clay Hall, Goodwill Manor, and Love Student Success Center. Project includes all related work.	1,881,000
Sub-Total Tennessee State University	<u>\$ 10,410,900</u>
Tennessee Technological University	
Roof Replacements Phase 4 Funds are provided for replacement of roofs on several buildings including masonry repairs. Project also funds replacement and repairs to various cupolas and all related work.	\$ 2,100,000
Building Controls Upgrade Phase 1 Funds are provided to upgrade pneumatic HVAC controls with digital controls on several buildings. Project includes all related work.	3,000,000
Sub-Total Tennessee Technological University	<u>\$ 5,100,000</u>

6.1





Agenda Item Summary

6.1

Date: March 12, 2020

Division: Internal Audit

Agenda Item: Notice of Responsibilities for Preventing, Detecting and Reporting Fraud, Waste and Abuse

Review

Action

No action required

PRESENTERS: Johnny Stites, Chair of Audit & Business Committee

PURPOSE & KEY POINTS:

One of the duties of the Audit Committee is to regularly, formally reiterate to the Board, Management, and Staff their responsibilities for preventing, detecting, and reporting fraud, waste, and abuse.

Notice of Responsibilities

One of the duties of the Audit Committee is to regularly, formally reiterate to the Board, Management, and Staff their responsibilities for preventing, detecting, and reporting fraud, waste, and abuse.

Detailed definitions and examples of fraud, waste, and abuse, various individual's responsibility for preventing and detecting fraud, waste, and abuse, and methods for reporting fraud, waste, and abuse can be found in TTU Policy 131–Preventing and Reporting Fraud, Waste, or Abuse.

6.1

Individuals have varying responsibilities for preventing and reporting fraud, waste, or abuse.

Board Members

Generally, the Board and Audit Committee should consider the risk of fraudulent financial reporting and fraud due to misappropriation and abuse of university assets as they govern and guide the University.

Individually, board members should abide by TTU Policy 001–Board Code of Ethics and Conduct and Conflict of Interest.

Management

Management shall not engage in fraud, waste, or abuse and is responsible for developing and implementing internal controls to help prevent and detect fraud, waste, and abuse.

Executives and administrators with reasonable basis for believing fraud, waste, or abuse has occurred are required to report those incidents.

Employees

Employees shall not engage in fraud, waste, or abuse.

Employees with reasonable basis for believing fraud, waste, or abuse has occurred are strongly encouraged to report those incidents.

Students and Citizens

All students and citizens of the state of Tennessee are encouraged to report known or suspected acts of fraud, waste, or abuse.

Fraud, waste, or abuse can be reported confidentially and should be reported to a supervisor, institutional executive, TTU Internal Audit, or the Tennessee Comptroller of the Treasury.

Specific methods for reporting fraud, waste, or abuse can be found on TTU Internal Audit's website and in TTU Policy 131–Preventing and Reporting Fraud, Waste, or Abuse.



Agenda Item Summary

6.2

Date: March 12, 2020

Division: Planning and Finance

Agenda Item: Land Disposal by Easement

Review

Action

No action required

PRESENTERS: Dr. Claire Stinson, Vice President for Planning and Finance

PURPOSE & KEY POINTS:

The approval of the disposal of land for temporary construction easement and permanent sewer collection located on North Franklin Avenue.



STATE OF TENNESSEE
Department of General Services
State of Tennessee Real Estate Asset Management
WRS Tennessee Tower, 24th Floor
312 Rosa L. Parks Ave.,
Nashville, TN 37243
Telephone: (615) 741-2315

STREAM USE ONLY	
Date Received:	
Received by:	
Transaction #:	

Real Estate Transaction Request Form RPM-1D (2/2019)

Disposal

6.2

Section I - Agency Information			
Agency			
Contact			
Phone			
E-mail Address		Date Request Needed*	

*Not less than 180 days from date of received

Section II - Property Information			
Property Address		Description of Building(s), if applicable	
City / County		Type of Building(s)	
Assessor Map and Parcel		Number of Buildings	
Owner's Deed Book & Page		Description of Bldgs. - Attach list if more than two buildings	Size
Size of Land (Acres)			Year Built

Section III - Action Requested		
- Disposal Fee Simple Leasehold Easement / ROW Gift	- Special Service Appraisal Survey Title Service Other - Specify:	Inter-Agency Agreement Transfer of Jurisdiction Boundary Lines

Comment for Lead Sheet - Please explain, in detail, the reason for the action:

Section IV - Funding			
Who is paying the Real Estate Management ("REM") fee and other costs?		- Buyer	- Other
If Agency is paying REM fee, please complete the following information:		Estimated Sales Price	
A Allotment Code:			
B Fund:			
C Cost Center:			
Where are the funds going if not to the General Fund (include statute):			

6.2

Section V - Third Party Information			
Buyer / Tenant			
Name		Phone Number	
Mailing Address		E-Mail Address	
City / State / Zip			

Section VI - Required Information			
A	Original cost to the State:		
	Date State Obtained:		
	Grantor unto State:		
B	Please state the department's current use for the property.		
C	Have any other parties expressed any need or interest in this property? If yes, please explain	<input type="checkbox"/> YES <input type="checkbox"/> NO	
D	Will this disposal hinder the department's future use of remaining property?	<input type="checkbox"/> YES <input type="checkbox"/> NO	
E	Would this disposal adversely affect the remaining property values in the future?	<input type="checkbox"/> YES <input type="checkbox"/> NO	
F	Are there any special requirements or issues that need to be addressed with STREAM?	<input type="checkbox"/> YES <input type="checkbox"/> NO	
G	Will there need to be a review by the Tennessee Historical Commission?	<input type="checkbox"/> YES <input type="checkbox"/> NO	

Back-up Documents	
<input type="checkbox"/>	Photo of Building, if applicable
<input type="checkbox"/>	Map - Showing other State properties in relation to subject
<input type="checkbox"/>	Aerial Photo
<input type="checkbox"/>	Site Plan, if applicable
<input type="checkbox"/>	Master Plan, if applicable

Must be signed and dated by the requesting Agency Fiscal Officer	
Signed:	
Printed:	Date:

Must be signed and dated by the requesting Agency Head	
Signed:	
Printed:	Date:

Prepared By: City of Cookeville
Cookeville, TN 38501

6.2

DEED FOR UTILITY EASEMENT

This Easement Deed, is made by and between the **STATE OF TENNESSEE**, hereinafter referred to as the **GRANTOR**, and the **CITY OF COOKEVILLE, TENNESSEE**, a municipal corporation organized and existing under the laws of the State of Tennessee, hereinafter referred to as the **CITY**.

WITNESSETH:

WHEREAS, the **GRANTORS** owns a certain lot, parcel, or tract of land lying and being in the **SEVENTH** Civil District of Putnam County, Tennessee, being the same property conveyed to them by a deed of record in Book 57, Page 314, in the Register’s Office of Putnam County, Tennessee; and

WHEREAS, the **CITY** operates and maintains a sewer collection system and disposal system and desires to acquire from the **GRANTORS** the easement or easements hereinafter described over and through the portion of said lot, parcel, or tract as is hereinafter more specifically described.

NOW, THEREFORE, said **GRANTORS**, for and in consideration the sum of **ONE AND 00/100 DOLLAR (\$1.00)**, in hand paid and receipt of which is hereby acknowledged, and other good and valuable consideration, does hereby give, grant and convey unto the **CITY** the easements (s) hereinafter described and which, unless otherwise hereinafter expressly limited or restricted, shall be a perpetual right and easement(s) to construct and maintain across, upon and through the property hereinafter specifically described, a sewer line with the right to go upon said lands whenever the same is reasonably necessary for inspecting, maintaining, repairing, replacing, renovating, and constructing said sewer facilities and **GRANTOR**, their heirs and assigns, shall not construct and make any permanent improvements or erect any buildings upon said easements which shall interfere with the access of the **CITY** to the same; provided, however the **CITY** shall remove all surplus earth, make level the surface of the ground, and restore the surface as nearly as practical to its original condition.

The easement (s) herein granted to the **CITY** shall exist upon and through the following described parts of said real property owned by the **GRANTORS**:

EASEMENT DESCRIPTION

State of Tennessee
Tax Map 40 O, Group B, Parcel 1.00

PERMANENT EASEMENT

Beginning at a point at this tract’s southeastern property line, said point being the intersection of N. Franklin Ave and W. 9th Street; thence along the right-of-way of N. Franklin Ave. for three calls: N28° 02’ 29”W, 370.56’, N28° 12’ 46”W, 310.59’, and N27° 28’ 51”W, 287.77’ to a point, said point being the southwest corner of the herein described easement; thence S72° 48’ 28”E, 11.25’ to a point, said point being the northwest corner of the herein described easement and being 8’ offset from the N. Franklin ROW; thence paralleling the N. Franklin ROW and being offset from it 8’ for three calls; S27° 28’ 51”E, 293.92’, S28° 12’ 46”E, 310.59’, and S28° 02’ 29”E, 375.80’ to a point in the ROW of West 9th Street ROW, said point being the northeast corner of the herein described easement; thence N84° 48’ 29”W, 9.56’ to the point of beginning. Said strip of land is shown on Exhibit “A”, and contains approximately 0.18 acres.

Deed for Sewer Easement
State of Tennessee
Page 2

Temporary Easement

There is also an 8 foot temporary construction easement on the northeast side of the permanent easement that shall exist until this sewer project is accepted by the City or until the Grantor plants trees in that strip of land. The temporary easement lies adjacent to and parallel with the above described permanent easement as shown on Exhibit "A", containing 0.18 acres.

6.2

WITNESS my hand, this _____ day of _____, 2019.

GRANTOR:

STATE OF TENNESSEE

STATE OF TENNESSEE)
COUNTY OF _____)

Personally appeared before me, a Notary Public in and for said state and county, _____, the within named bargainer with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged himself to be the _____ of the STATE OF TENNESSEE, and he as such _____, being authorized to do so, executed the within instrument for the purposes therein contained.

Witness my hand and official seal this the _____ day of _____, 2019.

Notary Public

My Commission Expires: _____

MAP 040 O "B", PARCEL 1.00
STATE OF TENNESSEE,
DEPT. OF EDUCATION
D.B. 57, PG. 314

PROJECT: 43163.01



Source of North
Tennessee Grid North
GPS-GEIOD 12A
(NAVD 88)
(NAD 83)



GRESHAM SMITH
222 SECOND AVE S.
NASHVILLE, TENNESSEE 37201
615-770-8100
WWW.GRESHAMSMITH.COM
PROJECT NUMBER: 43423.00
DATE: 5/30/2019

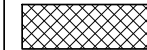
SEWER EASEMENT
TO: CITY OF COOKEVILLE

SCALE: 1" = 30' SHEET: 1 of 1

FIELD:	DWN: CAT	CHK: BL
COUNTY OF: PUTNAM	CIVIL DISTRICT: 7th	
MAP: 040 O	GROUP: B	PARCEL: 1.00
DEED REF: 57 PAGE 314		

PROJECT NAME:
LITTLE CREEK PUMP STATION AND FORCE MAIN

THIS MAP DOES NOT CONSTITUTE A BOUNDARY SURVEY. HOWEVER BEARINGS AND DISTANCES BASED OFF GPS CONTROL ESTABLISHED BY GRESHAM, SMITH AND PARTNERS FOR FIELD RUN TOPOGRAPHY SURVEYS.



PERMANENT SEWER EASEMENT



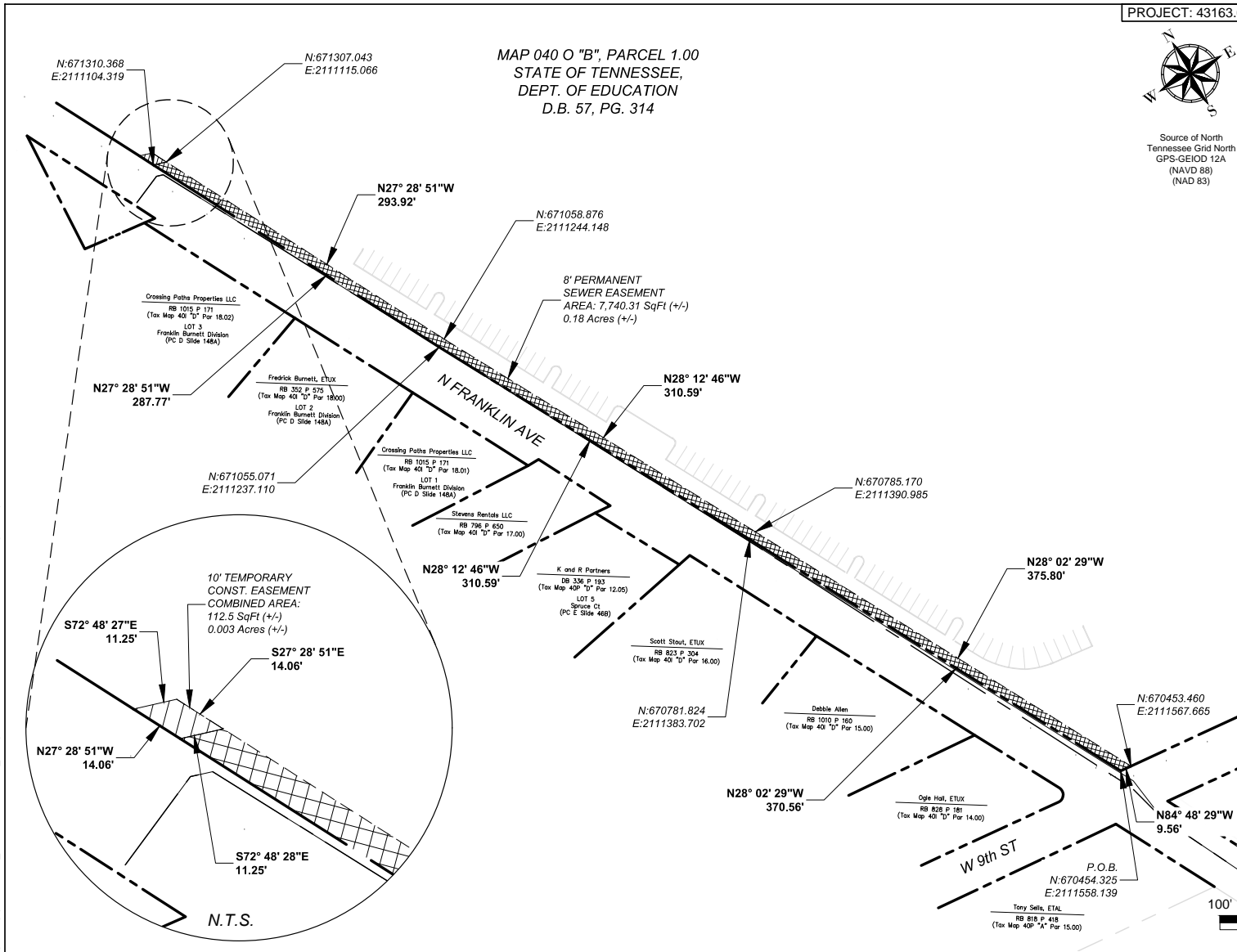
TEMPORARY CONSTRUCTION EASEMENT



GRAPHIC SCALE

6.2

\\global.gsp\data\infra_nrc\4316300\WP12_Design\01\Work\OTCAD\43163C-EASEMENTS.dwg - Temple, Chris - 8/27/2019 1:09:25 PM





Agenda Item Summary

6.2

Date: March 12, 2020

Division: Planning & Finance

Agenda Item: Flat-rate Tuition Model and Tech Promise Scholarship

Review

Action

No action required

PRESENTERS: Claire Stinson, Vice President for Planning & Finance

PURPOSE & KEY POINTS:

Implementation of a flat-rate tuition model for undergraduate students. The Tech Promise Scholarship provides a last dollar tuition and mandatory fee scholarship for low-income undergraduate students.



State of Tennessee

PUBLIC CHAPTER NO. 614

SENATE BILL NO. 1665

By Dickerson, Gresham, Yarbro

Substituted for: House Bill No. 1684

By Smith, Ragan, Daniel, Moody, Hardaway, Terry, Towns

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 11; Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9, relative to higher education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, is amended by adding the following language as a new part:

49-7-1601.

This part shall be known and may be cited as the "Tuition Transparency and Accountability Act."

49-7-1602.

As used in this part:

(1) "Board" means the trustees of the University of Tennessee or a state university board, as applicable;

(2) "Cost of attendance" means the combined cost of tuition, mandatory fees, room and board, books, and other educational expenses as determined by the financial aid office of the postsecondary institution;

(3) "Predictive cost estimate" means a non-binding estimated cost of attending an undergraduate program at the postsecondary institution based on a student's chosen field of study over a four-year period. A predictive cost estimate may include, but is not limited to, potential tuition and mandatory fee increases, projected increases in tuition based on a student's chosen field of study, and historical trend data; and

(4) "Tuition and mandatory fees" means the charges imposed to attend the relevant institution of higher education as an in-state undergraduate student and all fees required as a condition of enrollment as determined by the board. "Tuition and mandatory fees" does not include fees charged to out-of-state students by institutions of higher education, room and board, or other non-mandatory fees and charges.

49-7-1603.

(a) At least fifteen (15) days prior to holding a meeting to adopt an increase in tuition and mandatory fees, a board shall give public notice of the proposed tuition and mandatory fee increase as an action item on the board's meeting agenda. Individuals shall be permitted to provide comments during the fifteen-day period. The public notice of the proposed tuition and mandatory fee increase shall, at a minimum, include:

(1) An explanation for the proposed tuition and mandatory fee increase;

(2) A statement specifying the purposes for which revenue derived from the tuition and mandatory fee increase will be used; and

6.2

SB 1665

(3) A description of the efforts to mitigate the effect of the tuition and mandatory fee increase on students.

(b)(1) By January 1, 2019, each board shall develop a list of factors that shall be considered when developing recommendations to increase tuition and mandatory fees. The factors shall include, at a minimum, the level of state support; total cost of attendance; and efforts to mitigate the financial effect on students.

(2) Each state university and each campus in the University of Tennessee system shall post on its website a summary of the recommendations pursuant to subdivision (b)(1).

49-7-1604.

By February 1 of each year, each governing board shall provide a report to the office of legislative budget analysis, for distribution to the general assembly, with information regarding expenditures of revenues derived from any tuition and fees increase in the previous full academic year. The report shall include how revenues were used, the effect on student financial aid, and the effect on the average total cost of attendance per student.

49-7-1605.

Beginning August 1, 2019, each state university and each campus in the University of Tennessee system shall provide, with a student's letter of acceptance, a predictive cost estimate for students applying for undergraduate degree programs for the 2020-2021 academic year and for academic years thereafter.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.

6.2

SENATE BILL NO. 1665

PASSED: March 19, 2018


RANDY McNALLY
SPEAKER OF THE SENATE


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 2nd day of April 2018


BILL HASLAM, GOVERNOR

State of Tennessee
2018 Public Acts, Chapter 614

T.C.A. § 49-7-1603(b)

(1) By January 1, 2019, each board shall develop a list of factors that shall be considered when developing recommendations to increase tuition and mandatory fees. The factors shall include at a minimum, the level of state support, total cost of attendance, and efforts to mitigate the financial effect on students.

(2) Each state university and each campus in the University of Tennessee system shall post on its website a summary of the recommendations pursuant to subdivision (b)(1)

Mandatory factors:

1. Level of state support
2. Total cost of attendance
3. Efforts to mitigate the financial effect on students

Additional factors to consider:

1. THEC mandatory tuition and fee ranges
2. Comparison to peer institutions, competitor institutions, other LGIs
3. Higher Education Price Index

Tennessee Tech University

Comments Received Pursuant to Tennessee Code Annotated 49-7-1603

6.2

On February 15, 2020 Tennessee Tech University published on its Board of Trustees Website a Notice of Proposed Tuition and Mandatory Fee Increase along with a mechanism for collecting comments regarding the proposed fee increase. February 15, 2020 Tennessee Tech University also published notices of the upcoming March Audit and Business Committee Meeting, full board meeting, and a solicitation for comments relating to the proposed increase in maintenance and mandatory fees. The comment period was closed on March 1, 2020 accordance with Tennessee Code Annotated 49-7-1603. Below are the comments received:

Date: 2/24/2020 4:15PM

Name: [REDACTED]

Email: [REDACTED]

Category: Tennessee Tech Faculty

Comment: I advise pre-engineering students. Most of these students have to start in prerequisite math courses, which puts them behind in their major. If they take 15 hours, they will quickly run out of Gen Ed courses before they are ready for their major courses. This leaves them in a bind of not having enough courses to be full time for a couple of semesters, and causes serious CPOS issues. For this reason, they have to start in 12-13 hours for the first few semesters. We spend all summer at SOAR trying to explain this to parents who have been told students MUST take 15 hours. They are confused, mad, and feel misled when we explain why their students cannot take 15 hours. Please understand that not all students can take 15 hours. They shouldn't be penalized for this. Tech is admitting more and more underprepared students. They often need a different path toward graduation. Forcing them into 15 hours will have the opposite effect on retention than what we are seeking.

2. Can you please compare this flat rate to what students are currently paying? It's not truly transparent the price difference is clearly explained. Is this \$4530 flat rate compared to the \$3828 base fees? Or the \$4467 Instate tuition total? Thank you.



Agenda Item Summary

7.1

Date: March 12, 2020

Agenda Item: Academic & Student Affairs Committee Report

Review

Action

No action required

PRESENTER(S): Trustee Rose

PURPOSE & KEY POINTS: The following updates to be presented during the Academic & Student Affairs Committee Meeting:

- I. Provost's Report
- II. Advancement Update
- III. Enrollment Management Update
- IV. Athletics Update



Agenda Item Summary

7.2

Date: March 12, 2020

Agenda Item: TTU Policy 171 (Prohibition on Smoking and Electronic Nicotine and Non-Nicotine Delivery Systems)

Review

Action

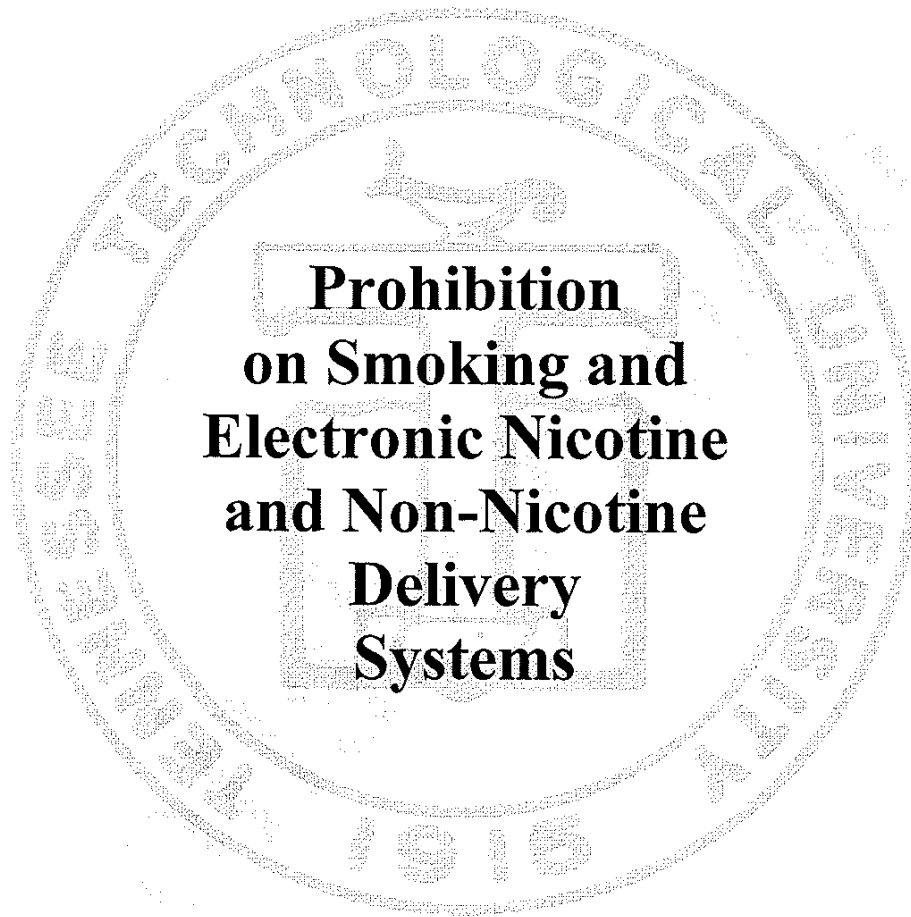
No action required

PRESENTER(S): Dr. Katherine Williams

PURPOSE & KEY POINTS: The purpose of this policy is to prohibit smoking, regardless of the substance smoked, or the use of electronic nicotine and non-nicotine delivery systems on Tennessee Tech property.

**Tennessee Technological University
Policy No. 171**

7.2



Effective Date: July 1, 2020

Policy No.: 171

Policy Name: Prohibition on Smoking and Electronic Nicotine and Non-Nicotine Delivery Systems

I. Purpose

The purpose of this policy is to prohibit smoking, regardless of the substance smoked, or the use of electronic nicotine and non-nicotine delivery systems on Tennessee Tech property.

II. Review

This policy will be reviewed every two years or whenever circumstances require review, whichever is earlier, by the Dean of Students Office, with recommendations for revision presented to the Administrative Council, University Assembly, and Board of Trustees.

III. Scope

This policy applies to all Tennessee Tech administrators, faculty, staff, and students.

IV. Definition

Electronic nicotine and non-nicotine delivery systems: devices capable of delivering any aerosolized substances including but not limited to nicotine, to the user.

V. Policy

A. Smoking, regardless of the substance smoked, and use of electronic nicotine and non-nicotine delivery systems is not permitted on Tennessee Tech property, including but not limited to the following areas:

1. Tennessee Tech buildings and grounds;
2. Tennessee Tech affiliated off-campus locations and facilities;
3. Any buildings or properties owned, leased, or rented by Tennessee Tech; and
4. Tennessee Tech-owned or leased vehicles.

B. Violation of Policy

1. Administrators, Faculty, and Staff

Any employee who violates this policy will be referred to his/her supervisor for appropriate disciplinary action, pursuant to TTU Policy 650 (Disciplinary Action).

7.2

2. Students

Any student who violates this policy will be referred to the Dean of Students Office for appropriate disciplinary action, pursuant to TTU Policy 302 (Student Conduct).

VI. Interpretation

The Vice President for Student Affairs or his/her designee has the final authority to interpret the terms of this policy.

VII. Citation of Authority for Policy

T.C.A. § 49-7-135

Approved by:

Administrative Council: October 11, 2017;

University Assembly: November 29, 2017;

Approved by the President on October 16, 2017, and August 8, 2019, pursuant to TTU Policy 101, Section VII.A.

Board of Trustees: