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**ALABAMA STATE UNIVERSITY BOARD OF TRUSTEES  
RECONVENED MEETING FROM MAY 30, 2008\*  
WYNFREY HOTEL – HOOVER, AL  
RIVERCHASE B**

**JULY 21, 2008  
9:00 A.M.**

**AGENDA**

- I. Call to Order
- II. Invocation
- III. Establishment of Quorum
- IV. Adoption of Agenda
- V. Adoption of Minutes – May 30, 2008
- VI. President's Report
- VII. Action Items
  - a. Approval of Resolution to Increase Tuition
- VIII. Other Business
- IX. Executive Session
- X. Report from Executive Session
- XI. Adjournment

\*Reconvened at the call of the chair from the recessed meeting of May 30, 2008

Alabama Secretary of State's Office

# Alabama Open Meetings Act

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Governmental Bodies/Agencies Pages

Enter the meeting details in following boxes.

\* Indicates required field

Name of Governmental Body/Agency	Alabama State University Board of Trustees	Original-Submission-Date&Time: 7/10/2008 5:59:50 PM
Date of Meeting * <i>(e.g. mm/dd/yyyy)</i>	7/21/2008	Notice-History Submitted on 7/10/2008 5:59:50 PM
Time of Meeting * <i>(e.g. hh:mm PM/AM)</i>	09:00 AM	
Location of Meeting		
Address Line1 *	Wynfrey Hotel	
Address Line2	1000 Riverchase Galleria	
City *	Birmingham	
State *	Alabama	
Zip Code *	35244	

Preliminary Agenda

Alabama State University Board of Trustees  
 Reconvened Meeting from May 30, 2008  
 (At the Call of the Chair)  
 Wynfrey Hotel - Riverchase B Room

- I. Call to Order
- II. Invocation
- III. Establishment of Quorum

Check if preliminary agenda is not available

Nature of Purpose of Meeting

Select the type of meeting by checking one of the following

- Regular
- Special/Called
- Emergency



**ALABAMA STATE UNIVERSITY BOARD OF TRUSTEES  
RECONVENED MEETING FROM MAY 30, 2008  
WYNFREY HOTEL – HOOVER, ALABAMA  
RIVERCHASE B CONFERENCE ROOM**

**JULY 21, 2008  
9:00 A.M.**

**MINUTES**

**I. Call to Order**

The reconvened meeting (from May 30, 2008) of the Alabama State University Board of Trustees was called to order by Chairman Elton Dean at 9:00 a.m. in the Wynfrey Hotel, Riverchase B Conference Room in Hoover, Alabama.

**II. Invocation**

The invocation was led by Mr. Keith Edwards, Director of Student Activities.

**III. Establishment of Quorum**

Upon roll call, Acting President Knight affirmed a quorum. In attendance were Trustees Crutcher, Dean, Hodge, Junkins, Reed and Wiggins. Trustees Crawley, Figures, Lemak and Seawright were absent. At approximately 9:15 a.m., Trustee Young joined the meeting.

**IV. Adoption of Agenda**

Upon motion by Trustee Wiggins and seconded by Trustee Hodge, the agenda was adopted by unanimous vote.

**V. Adoption of Minutes**

Trustee Wiggins moved, seconded by Trustee Crutcher, to adopt the minutes of the May 30, 2008 Board meeting. The motion passed by majority vote. Trustee Reed abstained.

**VI. President's Report**

A copy of the President's report is attached.

## **VII. Action Items**

### **a. Approval of Resolution to Increase Tuition**

Acting President Knight indicated that ASU's state appropriation was cut by 11% for the 2008-2009 fiscal year. Hence, the Administrative Council deliberated and concluded that it would be in the best interest of the University to recommend a tuition increase so as to meet the 2008-2009 University Budget needs. He then asked Dr. Freddie Gallot, Vice President for Fiscal Affairs, to explain the specifics of the tuition increase to the Board.

Dr. Gallot informed the Board that the Administrative Council looked at various iterations to be able to propose an increase that would be most advantageous to the University. The University is therefore recommending a 12.4 % increase in tuition, to be effective 2008 Fall Semester. This increase represents a \$300.00 increase/student/semester and would generate a net budget increase of approximately \$3.5M. He further noted that ASU's tuition will remain very modest, and is the 3<sup>rd</sup> lowest tuition of Alabama's public universities.

Upon the conclusion of the discussion on the resolution to increase tuition, Chairman Dean called for the vote.

Trustee Wiggins moved, seconded by Trustee Crutcher, to approve the Resolution to increase tuition by 12.4% commencing fall semester 2008. The motion passed by majority vote; Trustee Reed abstained.

## **VIII. Other Business**

Acting President Knight presented two resolutions for Board approval as other business. The first resolution is to seek approval to place revenue from the sale of property at 454 Maury Street, Montgomery, Alabama, into the Trust for Education Excellence. ASU was granted this parcel of real estate on December 9, 2005 by Thomas Van Allen Vickers. Attorney Thomas, University Counsel, explained that the property is well beyond the footprint of further growth of the University; and, the buyer was already an occupant of the property and is eager to purchase it. Dr. Reed questioned if the property has been placed on the market for others to have an opportunity to bid for its purchase. Attorney Thomas answered that it had not been placed on the market.

Chairman Dean called for the vote. Trustee Crutcher moved, seconded by Trustee Hodge, to accept the administration's recommendation to deposit proceeds from the sale of property at 454 Maury Street, Montgomery, Alabama, into the Trust for Educational Excellence. The motion passed by unanimous vote. Trustee Reed abstained because it was made known that the property has not been put on the market for others to have the opportunity to purchase.

Secondly, Acting President Knight presented a resolution to name the swimming facility the "The Norman Walton Aquatic Center". Dr. Reed suggested that the change include Dr. Walton's middle initial, thus naming the swimming facility "The Norman W. Walton Aquatic Center".

Trustee Wiggins moved, seconded by Trustee Reed, to approve the resolution with editing as mentioned by Dr. Reed. The motion passed unanimously.

**IX. Executive Session**

Pursuant to the memorandum from Attorney Kenneth Thomas, University Counsel, the Board convened into Executive Session to discuss legal matters. A motion was made by Trustee Crutcher, and seconded by Trustee Wiggins, to convene into Executive Session. The motion passed unanimously. Trustee Reed absented himself from the executive session at the request of the University Counsel.

**X. Report from Executive Session**

It is noted that the report from the Executive Session started without the presence of Trustee Reed. Dr. Reed rejoined the meeting at 10:25 a.m. at which time Acting President Knight continued with the report from Executive Session.

Acting President Knight proposed that the Board accept the settlement of the *Buskey, Clark, Reed and Figures litigation*.

Trustee Wiggins moved to reject Dr. Knight's recommendation on the *Buskey, Clark, Reed and Figures litigation*. Trustee Young seconded the motion. Voting yes were Trustees Dean, Crutcher, Hodge, Junkins, Young, Wiggins. Trustee Reed did not vote. The motion was approved by majority vote.

Acting President Knight recommended that the Board accept the proposed settlement of the *Joe A. Lee litigation*.

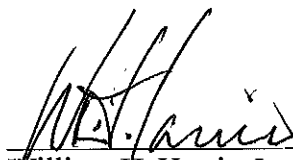
Trustee Hodge moved to approve the proposed settlement of the *Joe A. Lee litigation*. Trustee Crutcher seconded the motion. The motion passed by majority vote. Dr. Reed did not vote.

**XI. Adjournment**

Trustee Crutcher moved to recess the meeting at the call of the chair. Trustee Wiggins seconded the motion. The motion passed by majority vote. Trustee Reed abstained.



Elton N. Dean, Sr., Chair  
Alabama State University  
Board of Trustees



William H. Harris, Interim  
President and Secretary to the  
Alabama State University Board of  
Trustees

Sept. 24, 2008  
Date

***Attachments:***

Agenda – July 21, 2008

Notification of Posting w/ the Secretary of State

President's Report

University Counsel Memorandum to Convene Executive Session

Resolution to Authorize Tuition Increase

Resolution to Transfer proceeds from Property (454 Maury Street) to the Trust for Educational Excellence

Resolution – Naming of swimming facility (Norman W. Walton Aquatic Center)

## RESOLUTION

### AUTHORIZATION TO INCREASE TUITION

**WHEREAS**, Alabama State University finds a need to increase revenue to offset substantial cuts in state appropriations and;

**WHEREAS**, the University finds it necessary to increase tuition beginning Fall 2008 to meet increasing cost demands in its academic and administrative functions and;

**WHEREAS**, to provide for the revenues to mitigate the effects of appropriation cuts and cost increases, it is necessary to increase the University's tuition rates;

**THEREFORE BE IT RESOLVED:** That effective with the 2008 Fall Semester, the Administration recommends to the Board of Trustees an increase in tuition for all in-state students matriculating at the University in the amount of \$300 per semester. This increase amounts to a 12.4% increase over the total tuition and fees that have currently been approved for the Fall 2008. Tuition rates for graduate students and non-state undergraduate students will be adjusted appropriately according to the current formula. Even after this increase, ASU's tuition rate remains among the lowest of the four-year public institutions in the State of Alabama.

Approved:

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Elton N. Dean, Sr., Chairman of the  
Alabama State University Board of Trustees

---

John F. Knight, Acting President  
and Secretary to the Alabama State  
University Board of Trustees

---

Date

**ALABAMA STATE UNIVERSITY  
RESOLUTION OF THE BOARD OF TRUSTEES**

**A RESOLUTION APPROVING THE SALE OF PROPERTY**

**WHEREAS**, Alabama State University ("the University") was granted a parcel of real estate on December 9, 2005 by Thomas Van Allen Vickers, a legal description of which is set forth as follows:

Lot 8, Block A, according to the Holt's Subdivision of part of Squares 3, 4 and 5 of Burtonville, as the same appears of record in the Office of the Judge of Probate of Montgomery, County, Alabama, in Deed Book 19 at page 164.

For ad valorem tax purposes, the address of this property is 454 Maury Street, Montgomery, Alabama 36104.

**WHEREAS**, a conclusion has been reached by the Alabama State University Board of Trustees that the University has no need for this real estate to be used as a part of its campus or facilities;

**WHEREAS**, it would be in the best interest of Alabama State University to sale this land and donate the proceeds of the sale to the Trust for Educational Excellence;

**NOW, THEREFORE BE IT RESOLVED THAT:**

1. The University shall sale the said property to Mr. Kenneth Knight in "as is" condition for the amount of \$12,500.
2. The University shall donate the proceeds of the sale to the Trust for Educational Excellence.

**RESOLVED AND APPROVED BY THE BOARD OF TRUSTEES OF ALABAMA STATE UNIVERSITY THIS 21 DAY OF July, 2008.**

**APPROVED:**

*Carlton N. Dear, Sr.*  
\_\_\_\_\_  
Chairman of the Board

**APPROVED:**

*W.D. Harris*  
\_\_\_\_\_  
Secretary to the Board of Trustees





**BE IT RESOLVED  
BY THE ALABAMA STATE UNIVERSITY  
BOARD OF TRUSTEES**

THAT...

WHEREAS, Norman Walton served Alabama State University as an educator from 1967 through his 1984 retirement as Chairperson of the Department of History and Professor of History; and

WHEREAS, Norman Walton was a renowned published historian of the Civil Rights Era and a great humanitarian; and

WHEREAS, Norman Walton served as Head Coach of the swimming team at Alabama State University; and

WHEREAS, as Head Coach of the Alabama State University Swimming Team, Norman Walton won several Southwestern Athletic Conference Swimming Championships; and

WHEREAS, Norman Walton utilized the swimming facility at Alabama State University to coach competitive swimming, mentor sportsmanship, and promote University and community spirit; and

WHEREAS, Norman Walton was indeed a friend to Alabama State University

BE IT RESOLVED THAT, that the swimming facility located in the Lockhart Gymnasium is hereby immediately and forever named the Norman Walton Aquatic Center.

**RESOLVED AND WRITTEN under the hand of the Board of Trustees and the GREAT SEAL OF ALABAMA STATE UNIVERSITY on this the \_\_ day of July 2008,**

---

Elton Dean, Sr.  
Chairman, ASU Board of Trustees



ALABAMA STATE UNIVERSITY

P. O. BOX 271 • MONTGOMERY, ALABAMA 36101-0271 • 334 / 229-4223, FAX: 334 / 229-4948

RECEIVED

JUL 09 2008

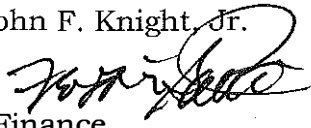
Alabama State University  
Office of the President

July 9, 2008


VICE PRESIDENT FOR FINANCE

MEMORANDUM

TO: Acting President John F. Knight, Jr.

FROM: Freddie Gallot, Jr.   
Vice President for Finance

RE: **BOARD RESOLUTION**

 Attached is a Resolution to Increase Tuition for the 2008 Fall Semester.

F. G. Jr.

hmb

Attachment

pc Mr. Rick Arrington



# ALABAMA STATE UNIVERSITY

P.O. BOX 271 • MONTGOMERY, AL 36101-0271

# COPY

July 2, 2008

The Honorable Elton Dean, Chairman  
Board of Trustees  
Alabama State University  
915 South Jackson Street  
Montgomery, AL 36104

Office of Special

JUL 29 2008

ant to the President

Dear Chairman Dean:

This is to request that the Board of Trustees at Alabama State University name the swimming pool "**Norman W. Walton Aquatic Center.**"

Dr. Walton joined the Alabama State University faculty in 1949 and eventually became the Chairman of the Department of History and Social Science. He formally retired from teaching in 1984 after 35 years of dedicated service. Dr. Walton was a teacher and activist and was a frequent and sought-after speaker on the subject of African-American History and the Civil Rights Movement.

In addition to his teaching duties, he served as swimming teacher and swimming coach at Alabama State University for many years and was inducted into the SWAC Hall of Fame in 1996 for excelling as the swimming coach at Alabama State University.

Finally, in 1956, Dr. Walton wrote "**The Walking City**" which stands as the definitive, first-hand account of the Montgomery Bus boycott. He was also instrumental in the organizing and execution of many civil rights and voting rights initiatives.

Thanks for your consideration.

Sincerely,

Alvin Holmes  
Assistant Professor  
of History

pc Dr. John Knight, Acting President  
Alabama State University

# THOMAS, MEANS, GILLIS & SEAY, P.C.

ATTORNEYS AND COUNSELLORS AT LAW  
ESTABLISHED IN 1981

WEBSITE: [www.tmgslaw.com](http://www.tmgslaw.com)

## Montgomery Office

Sender's Direct Dial: (334) 213-4403

Sender's E-mail Address:

[klthomas@tmgslaw.com](mailto:klthomas@tmgslaw.com)

KENNETH L. THOMAS<sup>1,3</sup>  
TIMOTHY C. MEANS<sup>1,2,4</sup>  
HELENE E. GILLIS<sup>1</sup>  
QUINTON S. SEAY<sup>2</sup>  
C. WADE ROBINSON<sup>1</sup>  
EUGENE FELTON, JR.<sup>2</sup>  
JANET L. SMOKE<sup>1</sup>  
LASHA A. MEADOWS<sup>1</sup>  
FREDERIC A. BOLLING<sup>1</sup>  
ROSALYN CREWS<sup>1</sup>  
ANITA C. PARCHMAN<sup>1</sup>  
CHRISTOPHER S. GENEREUX<sup>1</sup>  
CHARLES JAMES, II<sup>1</sup>  
RAMADANAH M. SALAAM-JONES<sup>1</sup>  
KELVIN W. HOWARD<sup>1</sup>  
CYRIL ANTHONY L. MAY<sup>1</sup>

## M E M O R A N D U M

To: Board of Trustees for Alabama State University  
Dr. John F. Knight, Jr., Acting President

From: Kenneth L. Thomas, Esq./*kl* *KLT*  
University Counsel  
Alabama State Bar Number: ASB-3924-M69K

Re: Executive Session to Discuss Pending Litigation

From: July 21, 2008

ADMITTED:  
<sup>1</sup> ALABAMA  
<sup>2</sup> GEORGIA  
<sup>3</sup> DISTRICT OF COLUMBIA  
<sup>4</sup> KANSAS

MONTGOMERY OFFICE:  
312 BELLA COURT  
P.O. BOX 5058  
MONTGOMERY, AL 36103-5058  
TELEPHONE: (334) 270-1033  
FACSIMILE: (334) 260-9396

BIRMINGHAM OFFICE:  
505 10<sup>TH</sup> STREET NORTH  
SUITE #400 - FINANCIAL CENTER  
P.O. BOX 11365  
BIRMINGHAM, AL 35202-1365  
TELEPHONE: (205) 328-7915  
FACSIMILE: (205) 214-6160

ATLANTA OFFICE:  
911 N. MCHESNEY STREET, N.E.  
SUITE 3550  
ATLANTA, GA 30303  
TELEPHONE: (404) 222-8400  
FACSIMILE: (404) 222-0080

LIVINGSTON OFFICE:  
12 MARSHALL STREET  
P.O. BOX 907  
LIVINGSTON, AL 35470-0907  
TELEPHONE: (205) 652-6106  
FACSIMILE: (205) 652-2177

HAYNEVILLE OFFICE:  
7 HAYNEVILLE PLAZA  
HAYNEVILLE, AL 36040  
TELEPHONE: (334) 548-5008  
FACSIMILE: (334) 548-5010

This letter is to advise the Board of Trustees of Alabama State University ("the Board") that I have reviewed the matter upon which it is considering convening an executive session for discussion with legal counsel. I have determined that this matter is appropriate for executive under Section (7)(a)(3) of Act No. 2005-40.

Pursuant to the Act, a copy of this letter should be attached to the Minutes of the Board Meeting wherein the Board has considered and approved a Motion to Convene for Executive Session.



**ALABAMA STATE UNIVERSITY**

MONTGOMERY, ALABAMA 36101 • 334 / 229-4200

OFFICE OF THE PRESIDENT

**PRESIDENT'S REPORT  
TO  
THE ALABAMA STATE UNIVERSITY BOARD OF TRUSTEES  
JULY 21, 2008**

**2008 FALL ENROLLMENT DATA (AS OF 7/17/2008)**

- **3792 Beginning Freshman admitted**
- **Avg ACT Score – 17**
- **Avg GPA 2.95**
- **Students are still being admitted**

**UPDATE ON MAJOR CONSTRUCTION PROJECTS**

**Life Science Building**

- **Project is 94% complete**
- **Initial Punch List items have been done**
- **The parking Lot and side walks are being laid this week**
- **Furniture and technology is expected to be delivered and installed September 10, 2008**
- **Final Punch list items are scheduled for September, 2008**
- **Substantial completion on August 30, 2008**
- **Owner Occupancy is anticipated for September 25, 2008**

**Education Building**

- **Project is 65% complete**
- **On schedule for Fall 2010 occupancy**
- **Exterior work is 85% complete**
- **There have been some minor issues with Building C requiring change orders however, this project is still within budget**

**Dormitories Renovation Phase I**

**Abercrombie Hall**

- 1. Constuction is 99% complete**
- 2. Final inspection begins July 26, 2008**

3. Furniture and technology installed August 5, 2008
4. Substantial completion on July 25, 2008
5. Owner Occupancy August 10, 2008

### **Bibb Graves Hall**

1. Construction is 95% complete
2. Final Inspection Begins August 3, 2008
3. Furniture and technology installed August 5, 2008
4. Substantial completion on August 3, 2008
5. Owner Occupancy August 10, 2008

### **STUDENT AFFAIRS**

- Eleven (11) students from the Spanish Living Learning Community traveled to Costa Rica in May 2008; they stayed with Hispanic families, toured the country and sat in on classes at the Cost Rica Technological University.
  - Housing and Residence Life houses more that 15 summer groups including Upward Bound, Men and women's basketball camps, student teachers from Winona University, band camp , performing arts summer camp and many others.
  - Three Orientation sessions are scheduled for the summer in addition to "Welcome Week" designed for all new freshmen students that will be held from August 10 – 17.
  - More than 325 students, parents and relatives attended the first Orientation session held on July 13 – 15.

### **IMPORTANT INITIATIVES**

- American Association of Collegiate Registrar Officers (AACRO) consultant on-site beginning August 4<sup>th</sup> to perform a through review of the University's registrar's Office – 3-Day review.
- Barranco - letter of engagement at \$80,000 to review the Examiners of Public Accounts report
- Bookstore Outsourcing to Follett

- **NCAA Compliance Report**
- **Associate Athletic Director Hired  
(Ms. Monique Holland)**

**Respectfully submitted:**

**Dr. John F. Knight, Jr.  
Acting President**

Alabama Open Meetings Act

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**Posted-By:** Alabama State University Board of Trustees

**Meeting-Date:** 7/21/2008

**Meeting-Time:** 09:00AM

**Meeting-Location:** Wynfrey Hotel  
1000 Riverchase Galleria  
Birmingham  
AL, 35244

**Phone-Number:** 334-229-4200

**Meeting-Type:** regular

**Submission-datetime:** 7/15/2008 4:35:30 PM

**Notice History:**

Submitted on 7/10/2008 5:59:50 PM  
Revised on 7/15/2008 4:33:41 PM  
Revised on 7/15/2008 4:34:39 PM  
Revised on 7/15/2008 4:35:30 PM

**Notice:**

Alabama State University Board of Trustees  
Reconvened Meeting from May 30, 2008  
(At the Call of the Chair)  
Wynfrey Hotel - Riverchase B Room

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