



AUBURN UNIVERSITY

OFFICE OF THE PRESIDENT

MEMORANDUM

TO: The Board of Trustees
FROM: Dr. G. Jay Gogue, President [Signature]
SUBJECT: April 22, 2022 Board of Trustees Meeting

Enclosed, please find the materials for the April 22, 2022 Board of Trustees Meeting. The schedule of events for Thursday and Friday is listed below.

Thursday, April 21, 2022

Table with 3 columns: Time (1:00 p.m.), Activity (Workshop), and Location (5th Floor Conference Room, Horton-Hardgrave Hall, 425 West Magnolia Avenue, Auburn, Alabama 36849)

Friday, April 22, 2022

Please note that all events will be held at The Hotel at Auburn University & Dixon Conference Center located at 241 South College Street, Auburn, Alabama 36830.

Table with 3 columns: Time (9:00 a.m. to 11:15 a.m.), Activity (Call to Order and Opening Remarks, Committee Meetings, Regular Meeting of the Board of Trustees, Proposed Executive Session, Reconvened Meeting of the Board of Trustees, Recess Meeting), and Location (Legacy Ballroom, Azalea Room)

JG/nm

Enclosures

cc: Mr. Jon G. Waggoner, Secretary to the Board of Trustees (w/encl.)
President's Cabinet (w/encl.)

**SCHEDULE AND AGENDA**  
**APRIL 22, 2022 BOARD OF TRUSTEES MEETING**  
**AUBURN UNIVERSITY BOARD OF TRUSTEES**

- I. Call to Order and Opening Remarks | 9:00 a.m.
- II. Committee Meetings | 9:05 a.m.
  - A. Property and Facilities Committee | Chairperson DeMaioribus | 9:05 a.m.
    1. Auburn University at Montgomery Science Laboratory Facility Renovation, Final Project Approval (Dan King/Carl Stockton)
    2. Neville Arena – New Practice Gym, Approval of Project Architect Selection (Dan King/Allen Greene)
    3. Kreher Preserve and Nature Center – New Environmental Education Building, Approval of Project Initiation and Approval of Project Architect Selection (Dan King/Janaki Alavalapati)
    4. Parkerson Mill Greenway – Phase III, Approval of Project Initiation and Authorization to Commence the Engineer Selection Process (Dan King)
    5. College of Veterinary Medicine Chilled Water Plant – Chiller Replacement, Approval of Project and Authorization to Execute the Work (Dan King)
    6. Solon Dixon Forestry Education Center – Entrance Road Paving and Parking Lot Resurfacing, Approval of Project and Authorization to Execute the Work (Dan King/Janaki Alavalapati)
    7. Real Estate Acquisition: Airport Runway Safety Area – Indian Pines Golf Course (Dan King/Mark Stirling)
    8. Status Updates – *For Information Only* (Dan King)
      - a. Current Status of New Construction/Renovation/Infrastructure Projects with Budgets of \$1,000,000 and Greater
      - b. Quarterly Report for Projects Costing More than \$500,000 but Less than \$1,000,000 – 2<sup>nd</sup> Quarter, Fiscal Year 2022
      - c. Project Status Report
  - B. Academic Affairs Committee | Chairperson Huntley | 9:25 a.m.
    1. Proposed Doctor of Philosophy in Nursing (Vini Nathan)
    2. Proposed Renaming of the College of Forestry and Wildlife Sciences as the College of Forestry, Wildlife, and Environment (Vini Nathan)

- C. Finance Committee | Chairperson Harbert | 9:35 a.m.
  - 1. Proposed Tuition and Fees for Fall 2022 for Auburn University and Auburn University at Montgomery (Kelli Shomaker)
  - 2. Proposed Housing Rates for the Auburn University Main Campus for the 2022-2023 Academic Year (Kelli Shomaker)
  - 3. Bond Refunding (Kelli Shomaker)
- D. Executive Committee | Chairperson Smith | 9:50 a.m.
  - 1. Posthumous Awarding of the Bachelor of Interdisciplinary Studies Degree to Christine Gootee (Carl Stockton)
  - 2. Approval of Revisions to Board Policy D-12: Construction of Statues, Monuments, and Other Items of Recognition (John Morris)
  - 3. Approval of Frank Thomas Statue (John Morris)
  - 4. Proposed Awards and Namings (Wayne Smith)
- E. Trustee Reports | 10:00 a.m.
- III. Regular Meeting of the Board of Trustees | 10:10 a.m.
- IV. Proposed Executive Session | 10:15 a.m.
- V. Reconvened Meeting of the Board of Trustees | 11:00 a.m.
  - 1. Approval of the February 4, 2022 Meeting Minutes
  - 2. Awarding of Degrees for Spring 2022
  - 3. AUM Chancellor's Report
  - 4. President's Report
  - 5. Action Items and Committee Meeting Reports
    - A. Property and Facilities Committee
      - 1. Auburn University at Montgomery Science Laboratory Facility Renovation, Final Project Approval
      - 2. Neville Arena – New Practice Gym, Approval of Project Architect Selection
      - 3. Kreher Preserve and Nature Center – New Environmental Education Building, Approval of Project Initiation and Approval of Project Architect Selection

4. Parkerson Mill Greenway – Phase III, Approval of Project Initiation and Authorization to Commence the Engineer Selection Process
5. College of Veterinary Medicine Chilled Water Plant – Chiller Replacement, Approval of Project and Authorization to Execute the Work
6. Solon Dixon Forestry Education Center – Entrance Road Paving and Parking Lot Resurfacing, Approval of Project and Authorization to Execute the Work
7. Real Estate Acquisition: Airport Runway Safety Area – Indian Pines Golf Course

B. Academic Affairs Committee

1. Proposed Doctor of Philosophy in Nursing
2. Proposed Renaming of the College of Forestry and Wildlife Sciences as the College of Forestry, Wildlife, and Environment

C. Finance Committee

1. Proposed Tuition and Fees for Fall 2022 for Auburn University and Auburn University at Montgomery
2. Proposed Housing Rates for the Auburn University Main Campus for the 2022-2023 Academic Year
3. Bond Refunding

D. Executive Committee

1. Posthumous Awarding of the Bachelor of Interdisciplinary Studies Degree to Christine Gootee
2. Approval of Revisions to Board Policy D-12: Construction of Statues, Monuments, and Other Items of Recognition
3. Approval of Frank Thomas Statue
4. Proposed Awards and Namings

VI. Recess Meeting | 11:15 a.m.

**EXECUTIVE SUMMARY  
APRIL 22, 2022 BOARD MEETING  
AUBURN UNIVERSITY BOARD OF TRUSTEES**

**A. Property and Facilities Committee**

**1. Auburn University at Montgomery Science Laboratory Facility Renovation, Final Project Approval**

Project Summary: The Auburn University at Montgomery Science Laboratory Facility is a two-story, 57,000 square foot building on a five-acre parcel owned by Auburn University at Montgomery (AUM) located at 8140 AUM Drive, Montgomery, Alabama. AUM has proposed to renovate the Auburn University at Montgomery Science Laboratory Facility to provide a lobby and commons area, biology and chemistry laboratories, research laboratories, laboratory support/preparatory spaces, active learning and classroom spaces, and faculty offices. The renovation project also supports exterior building improvements, new landscaping, parking area and a bus drop-off pavilion.

The estimated total project cost is \$28.0 million, to be financed by a combination of state Public School and College Authority funds, other external funds, and interim funding from Auburn University, ultimately paid with AUM General Funds.

Requested Action: It is requested that the Board of Trustees adopt a resolution providing final approval of the Auburn University at Montgomery Science Laboratory Facility Renovation project.

Previous Approval(s): At its meeting on February 5, 2021, the Board of Trustees adopted a resolution that approved the initiation of the Auburn University at Montgomery Science Laboratory Facility Renovation project, and at its meeting on April 16, 2021, the Board of Trustees approved the firm, Williams Blackstock Architects of Birmingham, Alabama, as the architect for the project. At its meeting on November 12, 2021, the Board of Trustees adopted a resolution authorizing the execution of the abatement of hazardous material within the building and demolition of the existing building's interior.

**2. Neville Arena – New Practice Gym, Approval of Project Architect Selection**

Project Summary: The Athletics Department has proposed the construction of a second practice gym and renovation of the existing team support spaces. During its meeting of February 4, 2022, the Board of Trustees adopted a resolution that approved the initiation of the Auburn Arena – New Practice Gym project and authorized the commencement of the architect selection process. Since that time, the Auburn Arena has been renamed as the Neville Arena. Based on the renaming, the project subsequently will be referred to as the Neville Arena-New Practice Gym. This project would allow both the men and women's basketball programs to conduct practices at times that are advantageous to student-athletes and thus bring their facilities up to Southeastern Conference competitive standards.

Requested Action: It is requested that the Board of Trustees adopt a resolution to approve the selection of Goodwyn Mills Cawood, of Auburn, Alabama, as project architect for the Neville Arena-New Practice Gym project.

Previous Approval(s): At its previous meeting of February 4, 2022, the Board of Trustees adopted a resolution that approved the initiation of the Neville Arena – New Practice Gym project and authorized the commencement of the architect selection process.

### **3. Kreher Preserve and Nature Center – New Environmental Education Building, Approval of Project Initiation and Approval of Project Architect Selection**

Project Summary: The College of Forestry and Wildlife Sciences has proposed the construction of a new educational facility for pre-school children that focuses on the nature and environmental programs of the Kreher Preserve and Nature Center. These programs represent a major component of the College of Forestry’s public outreach strategy. The new facility will include indoor and outdoor instructional space. This project will feature Cross Laminated Timber (CLT) as its primary structural material, a product important to the State of Alabama timber industry.

To facilitate an accelerated design process, the University Architect recommends the selection of the firm, Leers Weinzapfel Associates of Boston, Massachusetts, as the architect for the project. Leers Weinzapfel Associates has designed several Auburn University facilities in recent years, and their expertise in designing CLT structures and nature Preserve buildings will greatly facilitate the successful completion of this project.

It is anticipated that this facility would be financed by state appropriations, specifically received for CLT construction, and College of Forestry and Wildlife Sciences funds.

Requested Action: It is requested that the Board of Trustees adopt a resolution to approve the initiation of the project and the selection of the firm, Leers Weinzapfel Associates of Boston, Massachusetts, as project architect for the Kreher Preserve and Nature Center – New Environmental Education Building project.

Previous Approval(s): None.

### **4. Parkerson Mill Greenway – Phase III, Approval of Project Initiation and Authorization to Commence the Engineer Selection Process**

Project Summary: Facilities Management has proposed the construction of the Parkerson Mill Greenway – Phase III to provide an extension of the campus greenway system with 0.4 miles of new shared-use path running from the current terminus at Lem Morrison Drive to an existing trail near the pond adjacent to the Edward Via College of Osteopathic Medicine. This project will add new transportation and recreation amenities to the campus and allow for future greenway extensions as the southern portion of campus continues to develop and expand.

It is anticipated that this project would be financed by a grant obtained from the Alabama Department of Transportation and Facilities Management funds.

Requested Action: It is requested that the Board of Trustees adopt a resolution to approve the initiation of the Parkerson Mill Greenway – Phase III project and to authorize commencement of the engineer selection process.

Previous Approval(s): None.

**5. College of Veterinary Medicine Chilled Water Plant – Chiller Replacement, Approval of Project and Authorization to Execute the Work**

Project Summary: Facilities Management proposes a repair project to replace aging chilled water production equipment in the College of Veterinary Medicine Chilled Water Plant that has exceeded its serviceable life. The project proposes to replace four smaller chillers with two larger, more energy efficient chillers that will improve the reliability of the plant and increase plant capacity. The project includes the rental of temporary chillers to limit disruption to campus. The schedule for this project is July 2022 through January 2023.

The overall project is estimated to cost \$7.9 million, to be financed by the existing bonds and energy reinvestment funds.

Requested Action: It is requested that the Board of Trustees adopt a resolution approving the Auburn University College of Veterinary Medicine Chilled Water Plant – Chiller Replacement project and authorizing its execution.

Previous Approval(s): None.

**6. Solon Dixon Forestry Education Center – Entrance Road Paving and Parking Lot Resurfacing, Approval of Project and Authorization to Execute the Work**

Project Summary: The College of Forestry and Wildlife Sciences proposes to resurface the asphalt entrance road to the Solon Dixon Education Center as well as some connected parking areas within the Center. This repaving work will complete needed maintenance and repairs to the Solon Dixon Education Center road system to provide a safer entry and access into the Center. The planned schedule for this project is to complete the work in the summer of 2022.

The overall project is estimated to cost \$950,000, to be financed by the College of Forestry and Wildlife Sciences.

Requested Action: It is requested that the Board of Trustees adopt a resolution approving the Solon Dixon Education Center-Entrance Road Paving and Parking Lot Resurfacing project and authorizing its execution.

Previous Approval(s): None.

## **7. Real Estate Acquisition: Airport Runway Safety Area – Indian Pines Golf Course**

Project Summary: Auburn University has owned and operated the Auburn University Regional Airport since 1939. During that time, Auburn has expanded and improved the airport with support and grants from the Federal Aviation Administration (FAA) and the Alabama Department of Transportation (ALDOT) Aeronautics Bureau. The FAA has advised that the current safety area on the northern end of Runway 18-36 must be expanded in order for the Airport to continue and grow its volume of operations. In order to complete the safety area expansion, the Airport must acquire a portion of the Indian Pines Golf Course. Auburn University, on behalf of the Airport, would purchase approximately eleven acres from the City of Opelika and the City of Auburn. FAA and state and local partners together have agreed to provide a total of \$2,777,778 to fund the purchase of the property and to partially defray golf course repair expenses. \$2.5 million of that amount will be provided by FAA, and \$230,000 allocated toward purchase of the real property. That amount is consistent with an MAI appraisal obtained by Auburn University. Auburn University will not be required to contribute financially to the purchase price of the real property.

Requested Action: It is requested that the Board of Trustees adopt a resolution approving the acquisition of eleven acres of real property located at the Indian Pines Golf Course, Auburn, Alabama. All documents consummating the purchase of the property shall be reviewed, as to form, by legal counsel for Auburn University.

Previous Approval(s): None.

## **8. Status Updates – *For Information Only***

- a. Current Status of New Construction/Renovation/Infrastructure Projects with Budgets of \$1,000,000 and Greater**
- b. Quarterly Report for Projects Costing More than \$500,000 but Less than \$1,000,000 – 2<sup>nd</sup> Quarter, Fiscal Year 2022**
- c. Project Status Report**

## **B. Academic Affairs Committee**

### **1. Proposed Doctor of Philosophy in Nursing**

The College of Nursing proposes a new Ph.D. in Nursing to support the increasing demand for professional nurses and nurse educators. Addressing the health care needs across the State of Alabama and beyond, the proposed program will provide the advanced education and clinical experiences necessary to develop more strategic patient and population-centered care. The proposed program requires 60 hours of graduate coursework beyond the BSN.

**2. Proposed Renaming of the College of Forestry and Wildlife Sciences as the College of Forestry, Wildlife, and Environment**

The College of Forestry and Wildlife Sciences proposes a change in nomenclature to reflect better the breadth of academic, research, outreach, and extension programs currently supported by the college. As the College of Forestry, Wildlife and Environment, the unit would continue to offer programs that integrate traditional disciplines with the growing field of environmental sciences, theories, and problem-solving. The proposed renaming reflects the college's strategic emphasis on environmental management, science, and policy and enhance the college's visibility and extramural funding.

**C. Finance Committee**

**1. Proposed Tuition and Fees for Fall 2022 for Auburn University and Auburn University at Montgomery**

Time will be allocated for a discussion of Auburn University and Auburn University at Montgomery tuition and fees rates for Fall 2022.

**2. Proposed Housing Rates for the Auburn University Main Campus for the 2022-2023 Academic Year**

Time will be allocated for a discussion of Auburn University main campus housing rates for the 2022-2023 Academic Year.

**3. Bond Refunding**

Time will be allocated for a discussion of bond refunding.

**D. Executive Committee**

**1. Posthumous Awarding of the Bachelor of Interdisciplinary Studies Degree to Christine Gootee**

A request is before the Board of Trustees to award posthumously the Bachelor of Interdisciplinary Studies Degree to Christine Gootee.

**2. Approval of Revisions to Board Policy D-12: Construction of Statues, Monuments, and Other Items of Recognition**

The proposed revisions to Board Policy D-12 will establish a Statue and Monuments Committee, comprised of university leaders, to review and act upon any request for a statue, monument, or other item of recognition to be erected on Auburn University's campus. The addition of this committee will provide necessary oversight and ensure that our process is consistent with those of our peer higher education institutions.

### **3. Approval of Frank Thomas Statue**

The proposed project will honor Frank Thomas, Auburn's most decorated baseball player and only athlete to be inducted into the National Baseball Hall of Fame, through the construction of a statue in his likeness on Auburn University's campus. This statue will serve as an inspiration for the entire Auburn Family and for future generations of Auburn student-athletes.

### **4. Proposed Awards and Namings**

Time will be allotted for discussion of a list of proposed awards and namings.

**PROPERTY AND FACILITIES COMMITTEE  
APRIL 22, 2022 BOARD MEETING  
AUBURN UNIVERSITY BOARD OF TRUSTEES**

1. Auburn University at Montgomery Science Laboratory Facility Renovation, Final Project Approval (Dan King/Carl Stockton)
2. Neville Arena – New Practice Gym, Approval of Project Architect Selection (Dan King/Allen Greene)
3. Kreher Preserve and Nature Center – New Environmental Education Building, Approval of Project Initiation and Approval of Project Architect Selection (Dan King/Janaki Alavalapati)
4. Parkerson Mill Greenway – Phase III, Approval of Project Initiation and Authorization to Commence the Engineer Selection Process (Dan King)
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  - c. Project Status Report

Committee Chairperson: Mr. Mike DeMaioribus

Faculty Representative: Mr. David Hinson, Auburn University (ex-officio, non-voting)

*Please Note: All trustees serve on all committees, with the exception of the Executive Committee.*

## RESOLUTION

### AUBURN UNIVERSITY AT MONTGOMERY SCIENCE LABORATORY FACILITIES RENOVATION

#### FINAL PROJECT APPROVAL

WHEREAS, at its previous meeting on February 5, 2021, the Board of Trustees adopted a resolution that approved the initiation of the Auburn University at Montgomery Science Laboratory Facilities Renovation project, and at its meeting on April 16, 2021, the Board of Trustees adopted a resolution that approved the architect selection; and

WHEREAS, the project would enhance our ability to meet the student needs in the sciences, technology, and allied health areas, and would free up needed space in other buildings due to the growth of the campus; and

WHEREAS, the project will renovate a 57,000 square foot building which will provide support for biology, chemistry, technology, medical laboratory sciences, and other STEM related programs; and

WHEREAS, this facility would also be used to provide professional development in the STEM related fields for K-12 teachers, to ensure they are better equipped to teach mathematics and sciences to their students; and

WHEREAS, the estimated total project cost for the AUM Science Laboratory Facility Renovation is \$28.0 million, to be financed by a combination of Public School and College Authority funds, other external funds, and interim funding from Auburn University, ultimately paid with AUM General Funds; and

WHEREAS, pursuant to the Board of Trustees policy “D-3, Capital Projects Approval,” the final approval of the project must be submitted to the Auburn University Board of Trustees through the Property and Facilities Committee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Auburn University at Montgomery Science Laboratory Facility Renovation project is approved, and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Establish a budget for the Auburn University at Montgomery Science Laboratory Facilities Renovation project in the amount of \$28.0 million, to be financed by a combination of Public School and College Authority funds, other external funds, and interim funding from Auburn University, ultimately paid with AUM General Funds; and
2. Direct the consultants to complete the required plans for the project; and
3. Solicit bids and award a contract for construction conditioned upon the lowest responsible and responsive bid being consistent with the project budget approved above.



MEMORANDUM

TO: Jay Gogue, President *JG*

THROUGH: Ronald Burgess, Executive Vice President *RB*

VIA: Dan King, Associate Vice President for Facilities *DK*

FROM: Dr. Carl Stockton, Chancellor, Auburn University at Montgomery *CS*

SUBJECT: Final Approval for the AUM Science Laboratory Facility Renovation

This memorandum requests the following proposal be presented to the Board of Trustees through the Property and Facilities Committee and included on the agenda at the meeting scheduled for April 22, 2022.

**Proposal:**

Consistent with standing policy, it is proposed that the Auburn University at Montgomery Science Laboratory Facilities Renovation project be presented to the Board of Trustees through the Property and Facilities Committee for consideration of a resolution that provides final approval of the project. If approved, the resolution would authorize the President to direct Auburn University Facilities Management to complete the project design, solicit bids, and award a contract for construction.

**Review and Consultation:**

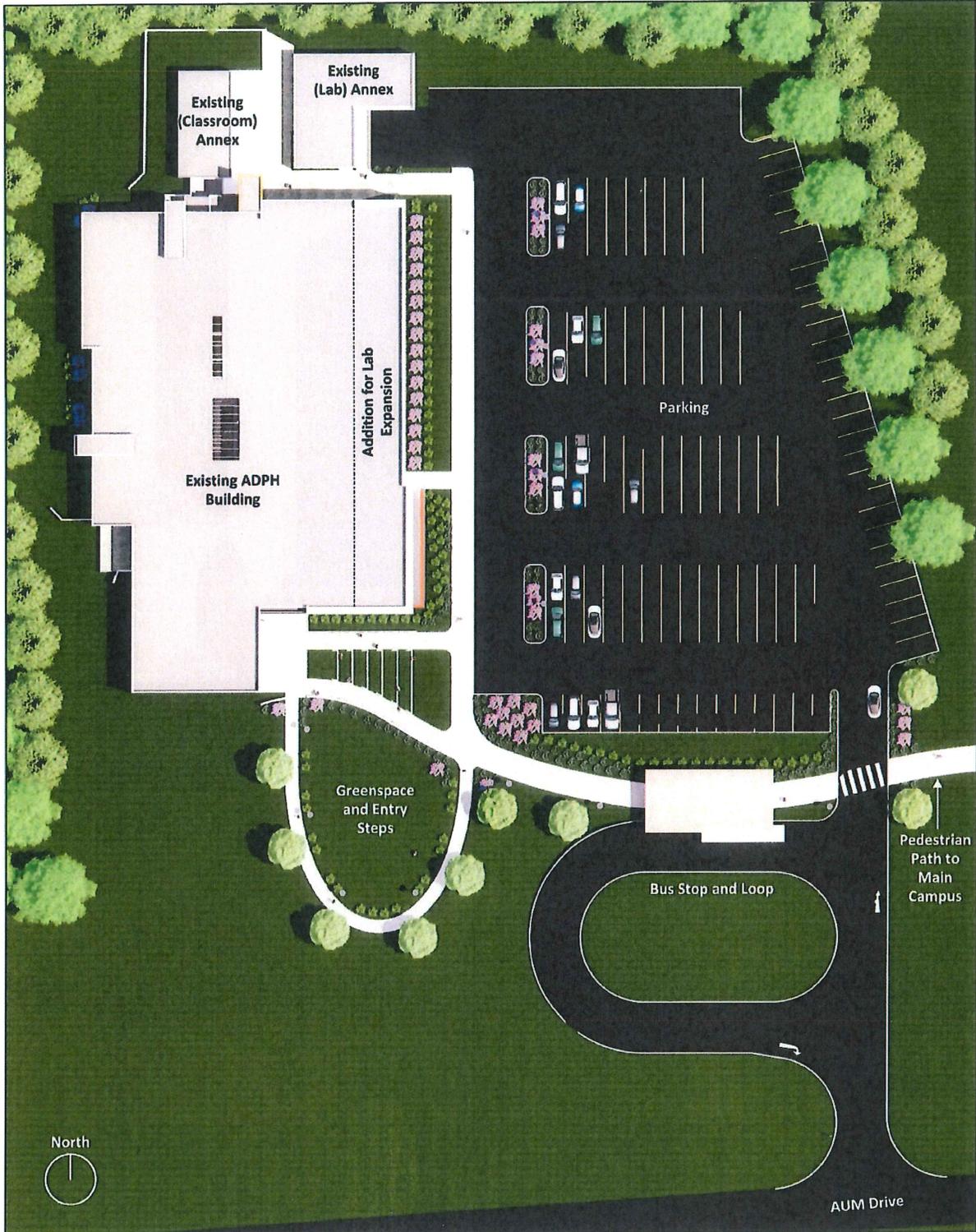
At its previous meeting on February 5, 2021 the Board of Trustees adopted a resolution that approved the initiation of the Auburn University at Montgomery Science Laboratory Facilities Renovation project, and at its meeting on April 16, 2021, the Board of Trustees approved the firm Williams Blackstock Architects of Birmingham, Alabama, as the Architect of Record for the project. At its meeting on November 12, 2021, the Board of Trustees adopted a resolution authorizing the execution of the abatement of hazardous material within the building and demolition of the existing building's interior.

Since that time, the project team has worked to complete Design Development drawings and pricing for the interior fit-out and expansion phase of the project. The project details are provided below:

- Project Location: The Science Laboratory Facility is located at 8140 AUM Drive, Montgomery, Alabama.
- Program Requirements: The project will renovate a two-story 57,000 square foot building which will provide a lobby and commons area, biology and chemistry laboratories, research laboratories, laboratory support/preparatory spaces, active learning and classroom spaces, and faculty offices. The project also supports exterior building envelope improvements, as well as new landscaping and parking area. Bid alternates include a bus drop-off pavilion. Refer to Attachments 1 and 2 for the site map and renderings of the facility.
- Budget: The estimated total project cost for the Auburn University at Montgomery Science Laboratory Facility Renovation project is \$28.0 million. It will be financed by a combination of state Public School and College Authority funds, other external funds and interim funding from Auburn University, ultimately paid with AUM General Funds.

If you concur, it is proposed that a resolution providing final approval of the Auburn University at Montgomery Science Laboratory Facility Renovation project be presented to the Board of Trustees for consideration at its meeting scheduled for April 22, 2022.

**Attachment 1**  
**20-465: AUM ADPH Lab Renovation**  
**Site Plan**



**AUM ADPH Lab Renovation – Site plan**

**Attachment 2**  
**20-465: AUM ADPH Lab Renovation**  
**Architectural Renderings**



**View from Southeast (Main entry)**



**East Elevation**

## RESOLUTION

### NEVILLE ARENA – NEW PRACTICE GYM

#### APPROVAL OF PROJECT ARCHITECT SELECTION

WHEREAS, at its meeting of February 4, 2022, the Board of Trustees adopted a resolution that approved the initiation of the Neville Arena – New Practice Gym project and authorized the commencement of the architect selection process; and

WHEREAS, the University Architect, after conducting interviews with four candidate firms, determined the architectural firm Goodwyn Mills Cawood of Auburn, Alabama was best qualified to provide design services on this project; and

WHEREAS, pursuant to the Board of Trustees policy “D-3, Capital Projects Approval,” the selection of the project architect must be submitted to the Auburn University Board of Trustees through the Property and Facilities Committee for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Engage Goodwyn Mills Cawood of Auburn, Alabama as project architect to consult in the development of the Neville Arena-New Practice Gym program and project design; and
2. Limit the project planning and design development to the schematic design phase until such time as the program requirements, budget, funding plan, and site are approved by the Board.



FACILITIES MANAGEMENT  
M E M O R A N D U M

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**TO:** JAY GOGUE, President *JG*  
**THROUGH:** RONALD BURGESS, Executive Vice President *R2B*  
**FROM:** DAN KING, Associate Vice President for Facilities *DK*  
**SUBJECT:** PROPERTY AND FACILITIES COMMITTEE  
**NEVILLE ARENA-NEW PRACTICE GYM: APPROVAL OF PROJECT ARCHITECT SELECTION**  
**DATE:** MARCH 23, 2022

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This memorandum requests the following proposal be presented to the Board of Trustees through the Property and Facilities Committee and included on the agenda at the meeting scheduled for April 22, 2022.

**Proposal:**

Consistent with standing policy, it is proposed that the Neville Arena-New Practice Gym project be presented to the Board of Trustees through the Property and Facilities Committee for consideration of a resolution that approves the selection of the project architect.

**Review and Consultation:**

During its meeting of February 4, 2022, the Board of Trustees adopted a resolution that approved the initiation of the Auburn Arena-New Practice Gym project and authorized the commencement of the architect selection process. Since that time, the Auburn Arena has been renamed as the Neville Arena. Based on this renaming, the project subsequently will be referred to as the Neville Arena-New Practice Gym.

Since that time, a Request for Qualifications was published for design services. Seven architectural firms submitted their qualifications, and four were interviewed by the Architect Selection Committee. The committee determined that the firm Goodwyn Mills Cawood of Auburn, Alabama was best qualified to provide design services on this project. The University Architect concurs with this recommendation.

It is, therefore, appropriate that a resolution be presented to the Board of Trustees for their consideration to approve the selection of Goodwyn Mills Cawood of Auburn, Alabama, as the project architect for the Neville Arena-New Practice Gym project. If you concur, it is recommended the resolution be presented to the Board of Trustees, through the Property and Facilities Committee, for appropriate review and action at the meeting scheduled for April 22, 2022.

## RESOLUTION

### KREHER PRESERVE AND NATURE CENTER NEW ENVIRONMENTAL EDUCATION BUILDING

#### APPROVAL OF PROJECT INITIATION AND APPROVAL OF PROJECT ARCHITECT SELECTION

WHEREAS, the College of Forestry and Wildlife Sciences has proposed the construction of a new educational facility for pre-school children that focuses on nature and environmental programs of the Kreher Preserve and Nature Center; and

WHEREAS, these programs are highly popular and very beneficial for young children and represent a major component of the College of Forestry's public outreach strategy; and

WHEREAS, the Kreher Preserve and Nature Center New Environmental Education Building project will include indoor and outdoor instructional space to support and expand the research and outreach programs held at the center; and

WHEREAS, the facility will feature Cross Laminated Timber (CLT) as its primary structural material, the demonstration of which is an important goal of the timber industry in the state of Alabama; and

WHEREAS, to expedite the completion of the project, the University Architect recommends the selection of the firm, Leers Weinzapfel Associates of Boston, Massachusetts, as the architect for the project since their experience and expertise in designing such facilities, and along with CLT construction, will greatly facilitate the successful completion of the project; and

WHEREAS, this project will be financed by state appropriations, specifically received for Cross Laminated Timber (CLT) construction, and College of Forestry funds; and

WHEREAS, pursuant to the Board of Trustees policy, "D-3, Capital Projects Approval," the initiation of this project and the engineer selection must be submitted to the Board, through the Property and Facilities Committee, for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the initiation of the Kreher Preserve and Nature Center New Environmental Education Building project is approved and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Engage Leers Weinzapfel Associates of Boston, Massachusetts, as project architect to consult in the development of the facility program and project design; and
2. Limit the project planning and design development to the schematic design phase until such time as the program requirements, budget, funding plan, and site are approved by the Board.



FACILITIES MANAGEMENT  
M E M O R A N D U M

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**TO:** JAY GOGUE, President RJB  
**THROUGH:** RONALD BURGESS, Executive Vice President  
**FROM:** DAN KING, Associate Vice President for Facilities DK  
**SUBJECT:** PROPERTY AND FACILITIES COMMITTEE

**KREHER PRESERVE AND NATURE CENTER - NEW ENVIRONMENTAL  
EDUCATION BUILDING: APPROVAL OF PROJECT INITIATION AND  
PROJECT ARCHITECT SELECTION**

**DATE:** MARCH 30, 2022

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This memorandum requests the following proposal be presented to the Board of Trustees through the Property and Facilities Committee and included on the agenda at the meeting scheduled for April 22, 2022.

**Proposal:**

Consistent with standing policy, it is proposed that the Kreher Preserve and Nature Center New Environmental Education Building project be presented to the Board of Trustees through the Property and Facilities Committee for appropriate action that will approve the selection of the architect.

**Review and Consultation:**

The College of Forestry and Wildlife Sciences has proposed the construction of a new educational facility for pre-school children that focuses on nature and environmental programs of the Kreher Preserve and Nature Center. These programs are highly popular, very beneficial for young children, and represent a major component of the College of Forestry's public outreach strategy. The Kreher Preserve and Nature Center New Environmental Education Building project will include indoor and outdoor instructional space to support and expand the research and outreach programs held at the center.

Attachment (1) shows the location of the Kreher Preserve and Nature Center.

Additionally, the facility will feature Cross Laminated Timber (CLT) as its primary structural material, the demonstration of which is an important goal of the timber industry in the State of Alabama.

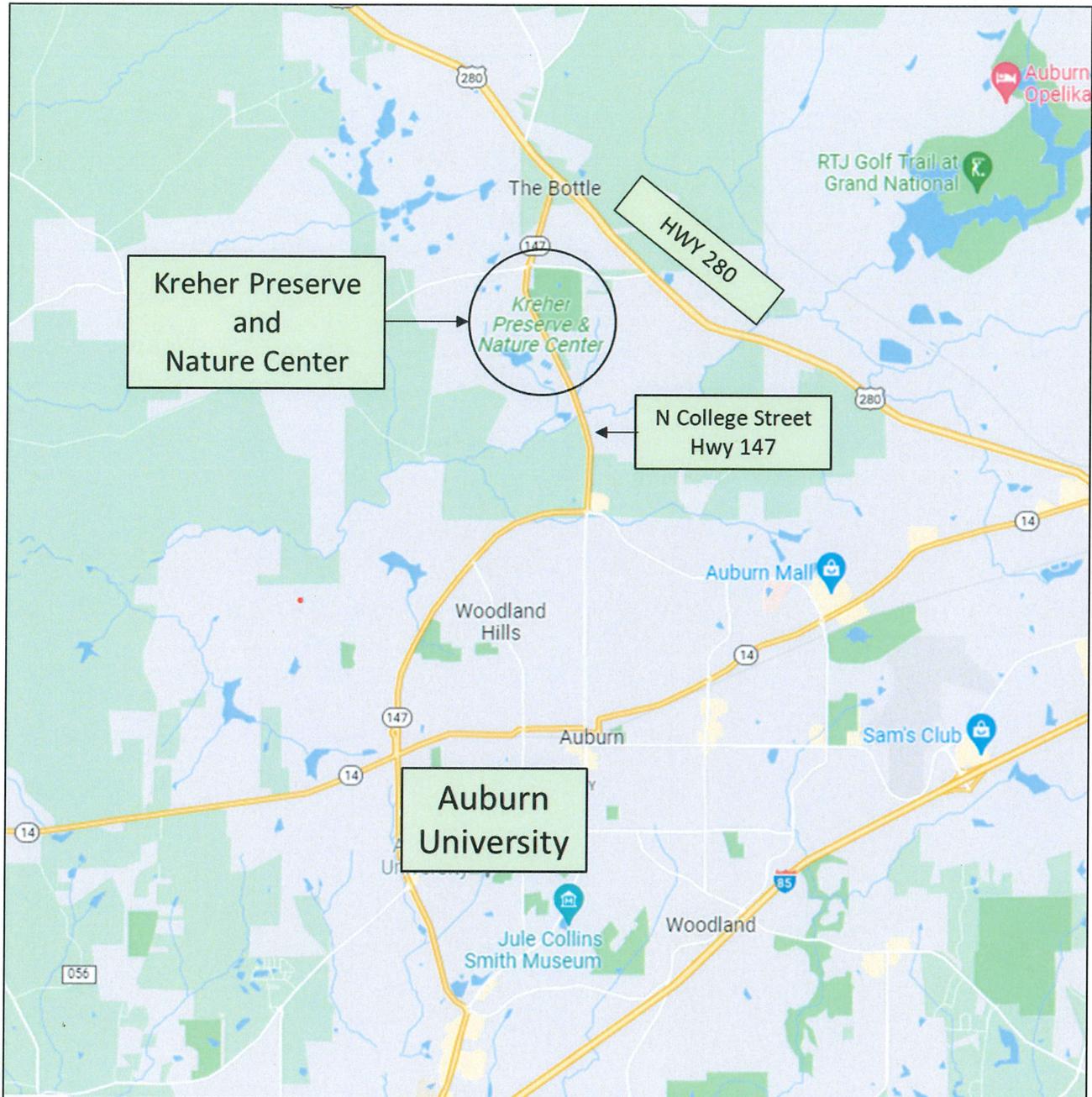
To facilitate an accelerated design process, the University Architect recommends the selection of the firm, Leers Weinzapfel Associates of Boston, Massachusetts, as the architect for the project. Leers Weinzapfel Associates has designed several Auburn University facilities in recent years and their expertise in the use of CLT and Nature Preserve buildings will greatly facilitate the successful completion of this project.

It is anticipated that this facility would be financed by state appropriations, specifically received for CLT construction, and College of Forestry Funds.

It is, therefore, appropriate that a resolution be presented to the Board of Trustees for their consideration to approve the initiation the Kreher Preserve and Nature Center New Environmental Education Building project and the selection of Leers Weinzapfel Associates of Boston, Massachusetts, as the project architect. If you concur, it is recommended the resolution be presented to the Board of Trustees, through the Property and Facilities Committee, for appropriate review and action at the meeting scheduled for April 22, 2022.

**Attachment (1)**

**Kreher Preserve and Nature Center Location**



RESOLUTION

PARKERSON MILL GREENWAY – PHASE III

APPROVAL OF PROJECT INITIATION AND  
AUTHORIZATION TO COMMENCE THE PROJECT ENGINEER SELECTION PROCESS

WHEREAS, Facilities Management has proposed the construction of the Parkerson Mill Greenway – Phase III to provide an extension of the campus greenway system with 0.4 miles of new shared-use path running from the current terminus at Lem Morrison Drive to an existing trail near the pond adjacent to the Edward Via College of Osteopathic Medicine; and

WHEREAS, the project will add new transportation and recreation amenities to campus and allow for future greenway extensions as the southern portion of campus continues to develop and expand; and

WHEREAS, on February 8, 2022, Facilities Management received final notification from the State of Alabama Department of Transportation regarding the approval of a \$640,000 grant to Auburn University of federal Transportation Alternative Program funds for this project with a requirement to match these funds; and

WHEREAS, it is anticipated that this project would be financed by a grant from the Alabama Department of Transportation and Facilities Management funds; and

WHEREAS, pursuant to the Board of Trustees policy, “D-3, Capital Projects Approval,” the initiation of this project must be submitted to the Board, through the Property and Facilities Committee, for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the initiation of the Parkerson Mill Greenway – Phase III project is approved; and Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to commence the project engineer selection process.

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**TO:** JAY GOGUE, President *JMG*  
**THROUGH:** RONALD BURGESS, Executive Vice President *RB*  
**FROM:** DAN KING, Associate Vice President for Facilities *DK*  
**SUBJECT:** PROPERTY AND FACILITIES COMMITTEE  
**PARKERSON MILL GREENWAY-PHASE III: APPROVAL OF PROJECT  
INITIATION AND AUTHORIZATION TO COMMENCE THE PROJECT  
ENGINEER SELECTION PROCESS**  
**DATE:** MARCH 23, 2022

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This memorandum requests the following proposal be presented to the Board of Trustees through the Property and Facilities Committee and included on the agenda at the meeting scheduled for April 22, 2022.

**Proposal:**

Consistent with standing policy, it is proposed that the Parkerson Mill Greenway-Phase III project be presented to the Board of Trustees through the Property and Facilities Committee for appropriate action to approve the initiation of the project and authorize the commencement of the project engineer selection process.

**Review and Consultation:**

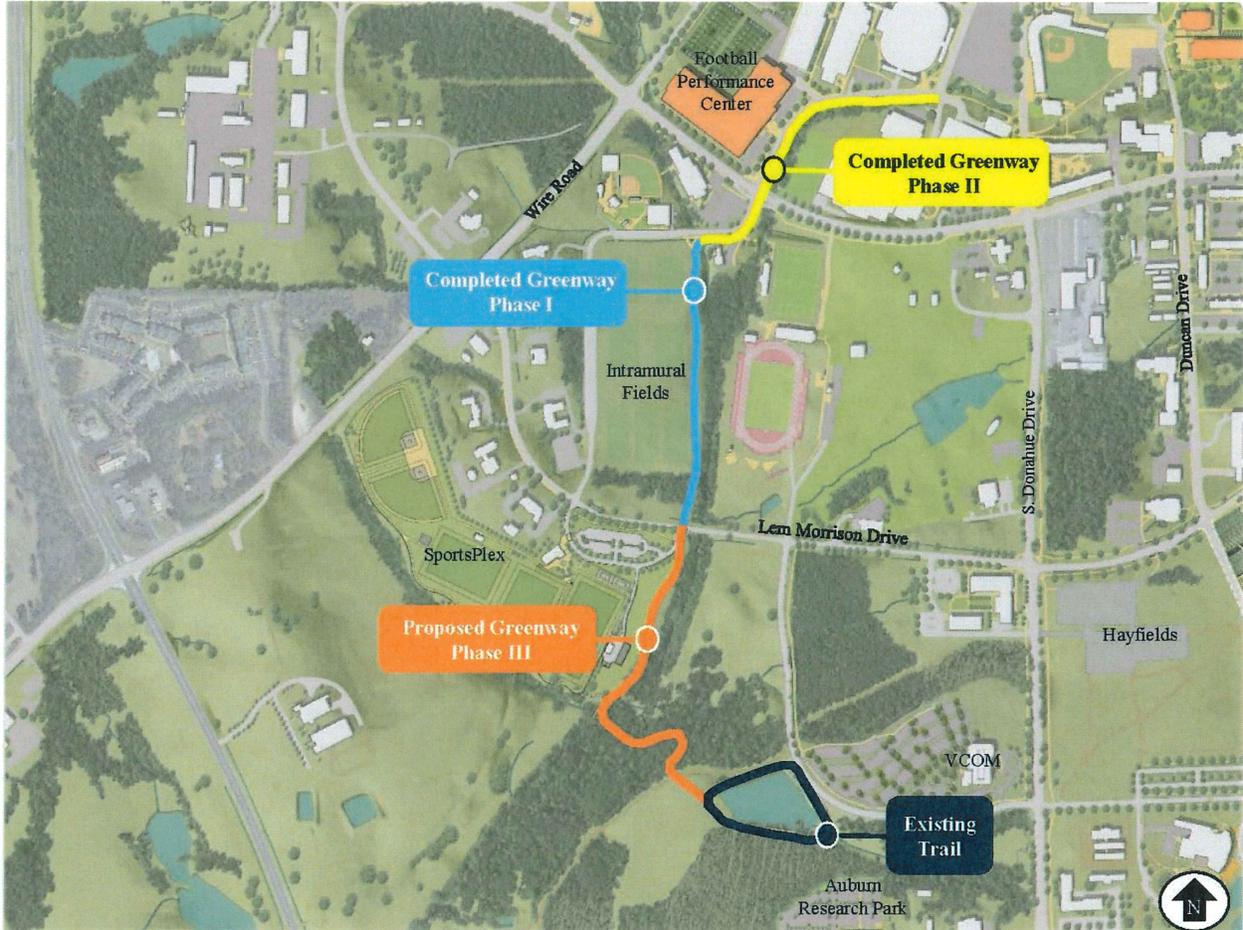
Facilities Management has proposed the construction of the Parkerson Mill Greenway-Phase III to provide an extension of the campus greenway system with 0.4 miles of new shared-use path running from the current terminus at Lem Morrison Drive to an existing trail near the pond adjacent to the Edward Via College of Osteopathic Medicine. See Attachment 1, for a site map detailing the location of the new path. This project will add new transportation and recreation amenities to the campus and allow for future greenway extensions as the southern portion of campus continues to develop and expand.

On February 8, 2022, Facilities Management received final notification from the State of Alabama Department of Transportation regarding the approval of a \$640,000 grant to Auburn University of federal Transportation Alternative Program funds for this project. Auburn University is required to match these funds.

It is anticipated that this project would be financed by a grant obtained from the Alabama Department of Transportation and Facilities Management funds.

If you concur, it is proposed that a resolution initiating the Parkerson Mill Greenway-Phase III project and authorizing the commencement of the project engineer selection process to be presented to the Board of Trustees for approval at the meeting scheduled for April 22, 2022.

Attachment 1  
Parkerson Mill Greenway-Phase III  
Site Map



RESOLUTION

AUBURN UNIVERSITY COLLEGE OF VETERINARY MEDICINE  
CHILLED WATER PLANT – CHILLER REPLACEMENT

APPROVAL OF PROJECT AND  
AUTHORIZATION TO EXECUTE THE WORK

WHEREAS, Facilities Management proposes a repair project to replace aging chilled water production equipment in the College of Veterinary Medicine Chilled Water Plant that has exceeded its serviceable life; and

WHEREAS, the proposed project would replace four smaller chillers installed in 1987 and 2000, with two larger, more energy efficient chillers which will improve the reliability of the plant and result in increased system capacity; and

WHEREAS, the schedule for this project is to complete the work from July 2022 through January 2023; and

WHEREAS, the overall cost of the project is estimated to cost \$7.9 million, to be financed by the existing bonds and energy reinvestment funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Auburn University College of Veterinary Medicine Chilled Water Plant – Chiller Replacement project is approved; and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to execute the project.



FACILITIES MANAGEMENT  
M E M O R A N D U M

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**TO:** JAY GOGUE, President  
**THROUGH:** RONALD BURGESS, Executive Vice President *RB*  
**FROM:** DAN KING, Associate Vice President for Facilities *DK*  
**SUBJECT:** PROPERTY AND FACILITIES COMMITTEE  
**AUBURN UNIVERSITY COLLEGE OF VETERINARY MEDICINE CHILLED  
WATER PLANT-CHILLER REPLACEMENT: PROJECT APPROVAL AND  
AUTHORIZATION TO EXECUTE THE WORK**  
**DATE:** MARCH 23, 2022

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This memorandum requests the following item be presented to the Board of Trustees through the Property and Facilities Committee and included on the agenda at the meeting scheduled for April 22, 2022.

**Proposal:**

It is proposed that the Auburn University College of Veterinary Medicine Chilled Water Plant-Chiller Replacement project be presented to the Board of Trustees through the Property and Facilities Committee for consideration of a resolution that would approve the proposed project and authorize its execution.

**Review and Consultation:**

Facilities Management proposes a repair project to replace aging chilled water production equipment in the College of Veterinary Medicine Chilled Water Plant that has exceeded its serviceable life. The proposed project would replace four smaller chillers installed in 1987 and 2000, with two larger, more energy efficient chillers. This replacement will improve the reliability of the plant and result in increased capacity. The schedule for this project is to perform the work from July 2022 through January 2023. The project includes the rental of temporary chillers to limit disruption to the campus.

The overall project is estimated to cost \$7.9 million, to be financed by the existing bonds and energy reinvestment funds.

Since this work consists of replacing existing equipment in the College of Veterinary Medicine Chilled Water Plant, the work is categorized as a repair project, and thus does not meet the University criteria as a capital project. However, due to the magnitude of the cost associated with this project, Board of Trustees approval is desired.

If you concur, it is proposed that a resolution approving the Auburn University College of Veterinary Medicine Chilled Water Plant-Chiller Replacement project and authorizing its execution be presented to the Board of Trustees for consideration at its meeting scheduled for April 22, 2022.

RESOLUTION

SOLON DIXON EDUCATION CENTER  
ENTRANCE ROAD PAVING AND PARKING LOT RESURFACING

APPROVAL OF PROJECT AND  
AUTHORIZATION TO COMMENCE THE WORK

WHEREAS, the College of Forestry and Wildlife Sciences proposes to resurface the asphalt entrance road to the Solon Dixon Education Center as well as some connected parking areas within the Center; and

WHEREAS, the proposed repaving project will complete needed maintenance and repairs to the Solon Dixon Education Center road system to provide a safer entry and access into the Center; and

WHEREAS, the planned schedule for this project is to complete the work in the summer of 2022; and

WHEREAS, the overall cost of the project is estimated to cost \$950,000 to be financed by the College of Forestry and Wildlife Sciences.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Solon Dixon Education Center – Entrance Road Paving and Parking Lot Resurfacing project is approved; and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to execute the project.



FACILITIES MANAGEMENT  
M E M O R A N D U M

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**TO:** JAY GOGUE, President *J. Gogue*  
**THROUGH:** RONALD BURGESS, Executive Vice President *R2B*  
**FROM:** DAN KING, Associate Vice President for Facilities *DPK*  
**SUBJECT:** PROPERTY AND FACILITIES COMMITTEE

**SOLON DIXON EDUCATION CENTER-ENTRANCE ROAD PAVING AND  
PARKING LOT RESURFACING: PROJECT APPROVAL AND AUTHORIZATION  
TO EXECUTE THE WORK**

**DATE:** MARCH 23, 2022

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This memorandum requests the following item be presented to the Board of Trustees through the Property and Facilities Committee and included on the agenda at the meeting scheduled for April 22, 2022.

**Proposal:**

It is proposed that the Solon Dixon Education Center-Entrance Road Paving and Parking Lot Resurfacing project be presented to the Board of Trustees through the Property and Facilities Committee for consideration of a resolution that would approve the proposed project and authorize its execution.

**Review and Consultation:**

The College of Forestry and Wildlife Sciences proposes to resurface the asphalt entrance road to the Solon Dixon Education Center as well as some connected parking areas within the Center. This repaving work will complete needed maintenance and repairs to the Solon Dixon Education Center road system to provide a safer entry and access into the Center. The planned schedule for this project is to complete the work in the summer of 2022. Although this project will have some impact during specific times when the Center is in use, the Solon Dixon Education Center intends to keep the entrance into the facility open throughout the duration of the construction.

The overall project is estimated to cost \$950,000 to be financed by the College of Forestry and Wildlife Sciences.

Since this work consists of maintenance of existing roads and parking, the work is categorized as a repair project, and thus does not meet the University criteria as a capital project. However, due to the magnitude of the cost associated with this project, Board of Trustees approval is desired.

If you concur, it is proposed that a resolution approving the Solon Dixon Education Center-Entrance Road Paving and Parking Lot Resurfacing project and authorizing its execution be presented to the Board of Trustees for consideration at its meeting scheduled for April 22, 2022.

## RESOLUTION

### REAL ESTATE ACQUISITION: AIRPORT RUNWAY SAFETY AREA – INDIAN PINES GOLF COURSE

WHEREAS, an opportunity exists for the Board of Trustees to consider the purchase of approximately eleven acres of land in order to enhance the safety of operations at the Auburn University Regional Airport; and

WHEREAS, the property is part of the Indian Pines Golf Course, which is owned jointly by the City of Opelika and the City of Auburn, and is immediately north of the airport (see Exhibit 1); and

WHEREAS, the proposed purchase will allow the Airport to comply with current Federal Aviation Administration safety guidelines for Runway 18-36, which would require a runway safety area of 1,000 feet given the level of operations at the Airport; and

WHEREAS, purchasing the property to expand the runway safety area is essential to allow the Airport to sustain and grow its operations; and

WHEREAS, FAA and state and local partners together have agreed to provide a total of \$2,777,778 to fund purchase of the property and to partially defray golf course repair expenses, with \$2.5 million of that amount being provided by FAA; and

WHEREAS, of the total \$2.7 million cost, \$230,000 has been allocated toward purchase of the real property, and that amount is consistent with an MAI appraisal obtained by the University; and

WHEREAS, Auburn University will not be required to contribute financially to the purchase price of the real property; and

WHEREAS, Board of Trustees policy, “D-10, Real Estate Exchange Policy,” requires Board approval for the acquisition of the property.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such person as may be acting as President, is hereby authorized and empowered to take such action as is necessary to purchase approximately eleven acres of real property located at the Indian Pines Golf Course, Auburn, Alabama, at a purchase price not to exceed \$230,000. All documents consummating the purchase of the property shall be reviewed, as to form, by legal counsel for Auburn University.

**EXHIBIT 1**

INDIAN PINES GOLF COURSE

[Attached]





REAL ESTATE DEPARTMENT  
M E M O R A N D U M

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**TO:** JAY GOGUE, President *JHG*  
**THROUGH:** RONALD BURGESS, Executive Vice President *RB*  
**VIA:** DAN KING, Associate Vice President for Facilities *DK*  
**FROM:** BILL HUTTO, Airport Director *BH*  
MARK STIRLING, Director of Real Estate *MS*  
**SUBJECT:** PROPERTY AND FACILITIES COMMITTEE  
**REAL ESTATE ACQUISITION:**  
**AIRPORT RUNWAY SAFETY AREA – INDIAN PINES GOLF COURSE**

**DATE:** March 16, 2022

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This is to request that the following item be presented to the Board of Trustees through the Property and Facilities Committee and be included on the agenda of the special meeting scheduled for April 22, 2022.

**Proposal**

Consistent with standing policy, it is proposed that Auburn University purchase approximately eleven acres of property adjacent to the Auburn University Airport, located on the grounds of the Indian Pines Golf Course in Auburn, and that this action be presented to the Board of Trustees through the Property and Facilities Committee for appropriate action. If approved, the resolution would authorize Auburn University to complete the transaction and acquire the real estate.

**Review and Consultation: Background Information**

Auburn University has owned and operated the Auburn University Regional Airport since 1939. During that time, Auburn periodically has expanded and improved the Airport with support and grants from the Federal Aviation Administration (FAA) and the Alabama Department of Transportation Aeronautics Bureau.

The FAA has advised that the current safety area on the northern end of Runway 18-36 must be expanded in order for the Airport to continue and grow its volume of operations. This is due to the increased number of jet operations that have higher landing speeds. Typically, an airport with 500 or more annual operations of these types of aircraft must achieve a runway safety area of 1,000 feet. According to the FAA's records, the Airport consistently exceeds this threshold. However, the Airport's current safety area on the northern end of Runway 18-36 is 300 feet (the southern end of the runway is already at the required length). Unless the Airport reduces its current runway length – which would constrain permissible aircraft types and adversely affect operations – the Airport must expand the safety area.

The Airport's current 300' safety area ends at Country Club Road, just north of the Airport, with the Indian Pines Golf Course located on the other side of the road. An exhibit depicting the relevant area is attached as Exhibit 1. In order to expand the safety area to the required 1,000' length, the Airport must acquire a portion of the Indian Pines Golf Course. The golf course

property is owned jointly by the City of Opelika and the City of Auburn and operated by the Indian Pines Recreational Authority. In order to complete the safety area expansion, a portion of Country Club Road also must be closed, which is within the jurisdiction of the City of Opelika.

Airport and Auburn staff have collaborated on the details of this project for several months with staff from the cities, the FAA and ALDOT. Subject to the approvals of their respective governing bodies, the entities have agreed on and propose the following terms:

- Auburn University, on behalf of the Airport, would purchase approximately eleven acres from the City of Opelika and the City of Auburn, as depicted in Exhibit 1.
- The total acquisition cost, which includes funds for partial replacement of the golf course functions, would be \$2,777,778. \$230,000 of that amount is attributable to the property purchase itself and is consistent with an MAI appraisal obtained by Auburn.
- Of the total \$2.7 million acquisition cost, \$2,500,000 would be provided by FAA, \$138,889 by ALDOT, and \$138,889 shared between the local governments.
- These funds would be provided to Auburn University, which would pay the total price to the landowners.
- Auburn University also has committed to provide additional funding to support the reconfiguration of the golf course.

Auburn University will not be required to contribute to the purchase price of the real property.

The FAA and ALDOT also intend to fund the design and construction of the safety area after the property is acquired. Together, these agencies will fund 90% and 5% of the project respectively. A separate request for approval of that project will be presented to the Board at a future meeting.

The City of Opelika and the City of Auburn each have approved funding for a reconfiguration of the Indian Pines Golf Course, which will be required by this project. Both cities also are expected to approve the conveyance of the real property according to the terms described herein.

### **Conclusion**

Board of Trustees Policy D-10, "Real Estate Acquisition Policy," requires that the acquisition of real property must be approved by the Board. Consistent with the policy, one MAI appraisal was obtained, and the proposed purchase price does not exceed the appraised value.

If you concur, it is requested that a resolution approving the acquisition of the Indian Pines property depicted on Exhibit 1 be presented to the Board of Trustees for its consideration at its special meeting scheduled for April 22, 2022.

**STATUS UPDATES**  
**APRIL 22, 2022 BOARD MEETING**  
**AUBURN UNIVERSITY BOARD OF TRUSTEES**

Time will be allotted for the following *information only* status updates:

- A. Current Status of New Construction/Renovation/Infrastructure Projects with Budgets of \$1,000,000 and Greater
- B. Quarterly Report for Projects Costing More than \$500,000 but Less than \$1,000,000 – 2<sup>nd</sup> Quarter – Fiscal Year 2022
- C. Project Status Reports



FACILITIES MANAGEMENT  
M E M O R A N D U M

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TO: JAY GOUGE, President *JG*  
THROUGH: RONALD BURGESS, Executive Vice President *RB*  
FROM: DAN KING, Associate Vice President for Facilities *DPK*  
SUBJECT: PROPERTY AND FACILITIES COMMITTEE

**CURRENT STATUS OF NEW CONSTRUCTION/RENOVATION/  
INFRASTRUCTURE PROJECTS WITH BUDGETS OF \$1,000,000 AND GREATER  
(INFORMATION ONLY)**

DATE: MARCH 23, 2022

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This is to request that the following proposal be submitted to the Property and Facilities Committee and included on the agenda of the Board of Trustees meeting scheduled for April 22, 2022.

**Proposal:**

Consistent with standing practice, it is proposed that the current status report of new construction/renovation/infrastructure projects with budgets greater than \$1,000,000 be submitted, *for information only*, to the Board of Trustees through the Property and Facilities Committee.

**Review and Consultation:**

The Board of Trustees at its meeting on June 4, 2001, requested that it receive a regular update on the financial status of Board approved projects. The attached list includes projects at Auburn University and outlying units.

**Rationale for Recommendation:**

Consistent with the request of the Board of Trustees for a current status report of new construction/renovation/infrastructure projects with budgets greater than \$1,000,000, the attached listing is provided, *for information only*, to the Board through the Property and Facilities Committee for inclusion on the agenda of the meeting scheduled for April 22, 2022.

## *Auburn University Facilities Management*

### Current Capital Projects

(Spending across Multiple Years)

### *Summary of Cash Flow by Project Phase*

<i>Project Phase</i>	<i>Previous Approved Budget Amount</i>	<i>Current Approved Budget Amount</i>	<i>Actual Spending to Date (across multiple years)</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2023 &amp; Forward</i>
Substantial Completion	231,100,000	198,900,000	194,598,968	2,403,087	1,403,524 *
Construction	346,710,000	350,810,000	207,966,389	125,233,290	17,610,321
Design	19,649,968	49,981,565	4,969,988	27,021,448	17,990,129
Planning	4,177,424	548,330	13,101	535,229	
Totals	601,637,392	600,239,895	407,548,446	155,193,054	37,003,974 *
Other Open Projects	93,684,931	91,514,076	45,124,836	9,020,130	37,369,110
Grand Totals	695,322,323	691,753,971	452,673,282	164,213,184	74,373,084 *

\* On the lines with asterisks, the sum of the spending columns does not equal the current approved budget figure. The reason relates to four closed projects: (1) "South College Street Parking Deck" project under budget by \$80,423; (2) "Goodwin Hall - Renovation & Band Rehearsal Hall Addition" project under budget by \$60,711; (3) "Northeast Campus Utility Expansion" project under budget by \$217,658; (4) "Moore Softball Complex - New Player Development Building & Seating Expansion" project under budget by \$135,629.

**ESTIMATED CASHFLOW MATRIX and ACTUAL SPENDING and ENCUMBRANCE ACTIVITY**

<i>Project Name</i>	<i>Project Phase</i>	<i>Original Approved Budget Amount</i>	<i>(A)</i>		<i>AU Bond Funding</i>	<i>Federal/ State or Local Funding</i>	<i>(B)</i>			<i>(C)</i>	<i>(A)-(B)-(C)</i>
			<i>Current Approved Budget Amount</i>	<i>AU Funding (includes gifts/grants)</i>			<i>Actual Spending to Date (across multiple years)</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2023 &amp; Forward</i>		
<b><i>SUBSTANTIAL COMPLETION PHASE</i></b>											
South College Street Parking Deck 18-071	COMPLETED	15,900,000	15,900,000	15,900,000			15,819,577	0	0	0	80,423 *
Goodwin Hall - Renovation & Band Rehearsal Hall Addition 15-255	COMPLETED	5,500,000	7,500,000	7,500,000			7,439,289	0	0	0	60,711 *
Northeast Campus Utility Expansion 18-481	COMPLETED	5,400,000	5,400,000	5,400,000			5,182,342	0	0	0	217,658 *
Moore Softball Complex - New Player Development Building & Seating Expansion 17-197	COMPLETED	4,000,000	4,000,000	4,000,000			3,864,371	0	0	0	135,629 *
AU Regional Airport - Aviation Education Facility 13-285	Substantial Completion	8,700,000	8,700,000	3,700,000		5,000,000	8,691,790	3,800	4,410	3,641	4,569
Performing Arts Center - New Building 15-158	Substantial Completion	65,000,000	69,600,000	69,600,000			69,382,356	57,644	160,000	1,219	216,425
Student Activities Center - Auditorium, Renovation & Upgrades 15-321	Substantial Completion	7,000,000	7,000,000	7,000,000			6,966,926	33,074	0	25,382	7,692
Campus Parking Expansion (Phase I) - West Campus & Hay Fields 19-037	Substantial Completion	3,500,000	3,500,000	3,500,000			2,966,408	12,848	520,744	12,848	520,744
AG Heritage Park - ALFA Pavilion, Renovations & Refurbishments 18-313	Substantial Completion	1,100,000	1,100,000	1,100,000			857,907	192,093	50,000	25,516	216,577
Leach Science Ctr - Basement Level, Build-Out Of Shell Space For COSAM 17-410	Substantial Completion	2,200,000	2,200,000	2,200,000			2,090,021	61,979	48,000	596	109,383

**ESTIMATED CASHFLOW MATRIX and ACTUAL SPENDING and ENCUMBRANCE ACTIVITY**

<i>Project Name</i>	<i>Project Phase</i>	<i>Original Approved Budget Amount</i>	<i>(A)</i>		<i>AU Bond Funding</i>	<i>Federal/ State or Local Funding</i>	<i>(B)</i>			<i>(C)</i>	<i>(A)-(B)-(C)</i>
			<i>Current Approved Budget Amount</i>	<i>AU Funding (includes gifts/grants)</i>			<i>Actual Spending to Date (across multiple years)</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2023 &amp; Forward</i>		
<b>Advanced Structural Engineering Laboratory 17-255</b>	Substantial Completion	22,000,000	22,000,000	10,000,000		12,000,000	20,643,778	756,222	600,000	470,938	885,284
<b>Plainsman Park Player Development Improvements 18-200</b>	Substantial Completion	4,000,000	4,000,000	4,000,000			3,979,630	0	20,370	6,224	14,146
<b>Miller Poultry Center - Poultry Farm Relocation Project (Phases III-VI) 17-302</b>	Substantial Completion	22,000,000	22,000,000	22,000,000			21,876,046	123,954	0	61,253	62,701
<b>Central Dining Facility 17-049</b>	Substantial Completion	26,000,000	26,000,000	26,000,000			24,838,527	1,161,473	0	896,799	264,674
<b>Total Substantial Completion</b>			198,900,000	181,900,000	0	17,000,000	194,598,968	2,403,087	1,403,524	1,504,416	2,796,616 *

**ESTIMATED CASHFLOW MATRIX and ACTUAL SPENDING and ENCUMBRANCE ACTIVITY**

<i>Project Name</i>	<i>Project Phase</i>	<i>Original Approved Budget Amount</i>	<i>(A)</i>		<i>AU Bond Funding</i>	<i>Federal/ State or Local Funding</i>	<i>(B)</i>		<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>	<i>Estimated Spending Remainder of Budget for FY2023 &amp; Forward</i>	<i>(C)</i> <i>Current Encumbrances Against Project</i>	<i>(A)-(B)-(C)</i> <i>Current Open Balance (Budget less Actuals and Encumbrances)</i>
			<i>Current Approved Budget Amount</i>	<i>AU Funding (includes gifts/grants)</i>			<i>Actual Spending to Date (across multiple years)</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>				
<b>CONSTRUCTION PHASE</b>												
Academic Classroom & Laboratory Complex 15-034	Construction	83,000,000	83,000,000		82,071,760	928,240	56,326,912	26,673,088	0	12,167,195	14,505,893	
Auburn Research Park - Infrastructure Expansion 19-016	Construction	11,000,000	11,000,000	10,000,000		1,000,000	7,749,406	2,300,000	950,594	1,053,798	2,196,796	
Tony & Libba Rane Culinary Science Center - Summary	Construction Contract	95,400,000	110,000,000	20,000,000	90,000,000		75,028,289	31,260,642	3,711,069	25,688,219	9,283,492	
Chilled Water System Expansion - New CW Plant At South Campus 18-444	Construction	24,000,000	24,000,000		24,000,000		16,016,263	1,000,000	6,983,737	2,976,574	5,007,163	
Football Performance Center 19-441	Construction Contract	91,900,000	91,900,000	37,000,000	54,900,000		45,935,079	40,000,000	5,964,921	40,297,201	5,667,720	
Quad Residence Halls - Comprehensive Renovations - Phase I: Harper & Broun Halls 19-557	Construction	13,500,000	16,500,000	16,500,000			4,404,872	12,095,128	0	10,333,397	1,761,731	
Goodwin Hall - New Professional Recording Studio 18-459	Construction	1,300,000	1,300,000	1,300,000			506,644	793,356	0	145,857	647,499	
Lowder Hall - Suites 011, 012 & 013, New Finance Lab Renovations 19-172	Construction	3,500,000	3,500,000	3,500,000			425,158	3,074,842	0	1,776,060	1,298,782	
College of Human Sciences Clinic Renovation & Relocation - Summary	Construction	5,510,000	5,510,000	5,510,000			1,356,303	4,153,697	0	2,883,375	1,270,322	
Duncan Drive Extension & Infrastructure 20-105	Construction	4,100,000	4,100,000	4,100,000			217,463	3,882,537	0	3,337,924	544,613	
<b>Total Construction</b>			350,810,000	97,910,000	250,971,760	1,928,240	207,966,389	125,233,290	17,610,321	100,659,600	42,184,011	

**ESTIMATED CASHFLOW MATRIX and ACTUAL SPENDING and ENCUMBRANCE ACTIVITY**

<i>Project Name</i>	<i>Project Phase</i>	<i>Original Approved Budget Amount</i>	<i>(A)</i>		<i>AU Funding (includes gifts/grants)</i>	<i>AU Bond Funding</i>	<i>Federal/ State or Local Funding</i>	<i>(B)</i>		<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>	<i>Estimated Spending Remainder of Budget for FY2023 &amp; Forward</i>	<i>(C)</i>	
			<i>Current Approved Budget Amount</i>	<i>Current Approved Budget Amount</i>				<i>Actual Spending to Date (across multiple years)</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>			<i>Current Encumbrances Against Project</i>	<i>(A)-(B)-(C) Current Open Balance (Budget less Actuals and Encumbrances)</i>
<b>DESIGN PHASE</b>													
STEM & Agricultural Sciences Complex - New Facility 20-378	Programming	8,287,410	8,287,410					907,997	7,379,413	0		535,880	6,843,533
University Student Housing Phase I 19-442	Design & Development	2,866,298	2,866,298	2,866,298				920,590	1,945,708	0		1,206,981	738,727
Hood-McPherson Building (Bham) - Comprehensive Renovation 20-554	Design	21,800,000	21,800,000	21,800,000				1,006,828	5,230,000	15,563,172		551,624	20,241,548
Facilities Management Training Center - New Facility 21-212	Design	2,500,000	2,500,000	2,500,000				93,119	1,000,000	1,406,881		46,098	2,360,783
Hill Residence Halls - Demolitions 20-351	Bidding/Construction Contracts	6,000,000	6,000,000	6,000,000				235,129	5,764,871	0		3,825,858	1,939,013
North AU Equine Facility - New Office Building 21-108	Design	69,000	69,000	69,000				28,584	40,416	0		24,900	15,516
College of Education Building - New Facility 18-538	Design & Development	5,428,857	5,428,857	1,307,333	4,121,524			1,669,457	3,759,400	0		2,937,659	821,741
Auburn Arena - Women's Basketball Locker Room Renovations 21-379	Bidding/Construction Contracts	3,000,000	3,000,000		3,000,000			79,924	1,900,000	1,020,076		95,207	2,824,869
Plainsman Park - Player Development Center (Phase II) 21-378	Design	30,000	30,000	30,000				28,360	1,640	0			1,640
<b>Total Design</b>			49,981,565	34,572,631	15,408,934	0		4,969,988	27,021,448	17,990,129		9,224,207	35,787,370

Current Capital Projects

**ESTIMATED CASHFLOW MATRIX and ACTUAL SPENDING and ENCUMBRANCE ACTIVITY**

<i>Project Name</i>	<i>Project Phase</i>	<i>Original Approved Budget Amount</i>	<i>(A)</i>		<i>AU Bond Funding</i>	<i>Federal/ State or Local Funding</i>	<i>(B)</i>		<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2023 &amp; Forward</i>	<i>(C)</i>	
			<i>Current Approved Budget Amount</i>	<i>AU Funding (includes gifts/grants)</i>			<i>Actual Spending to Date (across multiple years)</i>	<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>			<i>Current Encumbrances Against Project</i>	<i>(A)-(B)-(C)</i> <i>Current Open Balance (Budget less Actuals and Encumbrances)</i>
<b>PLANNING PHASE</b>												
Auburn University Regional Airport Maintenance Hangar Expansion 21-017	HOLD (Programming)	96,900	96,900	96,900			2,581	94,319	0		0	94,319
McWhorter Center - Gymnastics & Softball Team Area Renovations 21-380	Programming	245,930	245,930	245,930			0	245,930	0		0	245,930
Quad Residence Halls & Quad Drive - Infrastructure Improvements 21-400	Programming	205,500	205,500	205,500			10,520	194,980	0		127,424	67,556
<b>Total Planning</b>			548,330	548,330	0	0	13,101	535,229	0		127,424	407,805

Current Capital Projects

**ESTIMATED CASHFLOW MATRIX and ACTUAL SPENDING and ENCUMBRANCE ACTIVITY**

<i>Project Name</i>	<i>Project Phase</i>	<i>Original Approved Budget Amount</i>	<i>(A)</i>		<i>AU Bond Funding</i>	<i>Federal/ State or Local Funding</i>	<i>(B)</i>		<i>Estimated Spending Assuming Remainder of Budget for FY2022</i>	<i>Estimated Spending Remainder of Budget for FY2023 &amp; Forward</i>	<i>(C)</i>	
			<i>Current Approved Budget Amount</i>	<i>AU Funding (includes gifts/grants)</i>			<i>Actual Spending to Date (across multiple years)</i>	<i>Current Encumbrances Against Project</i>			<i>(A)-(B)-(C)</i>	
Other Open Projects	Various Stages		91,514,076	89,645,593	0	1,868,483	45,124,836	9,020,130	37,369,110		0	46,389,240
<b>GRAND TOTAL</b>			691,753,971	404,576,554	266,380,694	20,796,723	452,673,282	164,213,184	74,373,084		111,515,647	127,565,042 *

TO: JAY GOGUE, President *JG*  
 THROUGH: RONALD BURGESS, Executive Vice President *R2B*  
 FROM: DAN KING, Associate Vice President for Facilities *DK*  
 SUBJECT: PROPERTY AND FACILITIES COMMITTEE

**QUARTERLY REPORT FOR PROJECTS COSTING MORE THAN \$500,000  
 BUT LESS THAN \$1,000,000 – 2<sup>nd</sup> QTR FISCAL YEAR 2022 (For Information Only)**

DATE: MARCH 23, 2022

This memorandum requests the following proposal be presented to the Board of Trustees through the Property and Facilities Committee and included on the agenda of the meeting scheduled for April 22, 2022.

**Proposal:**

The Board of Trustees, at its meeting on April 11, 2014, adopted a resolution stipulating that all projects with a total cost in the range of \$500,000 to \$1,000,000 be reported quarterly. The intent of this report is to keep the Property and Facilities Committee informed of those projects as they are occurring on campus. Consistent with standing policy, it is proposed that this report be submitted for information only.

**Review and Consultation:**

Projects initiated in the 2<sup>nd</sup> Quarter of Fiscal Year 2022 and costing more than \$500,000 but less than \$1,000,000 are listed in the following table.

2 <sup>nd</sup> Quarter FY 2022 Projects \$500,000 - \$1,000,000	Project Number	Account Number	Cost
AL Fish Farming Center (Greensboro) - New Pre-Engineered Metal Building	20-070	923692-102048-P100	\$626,635

**Rationale for Recommendation:**

Consistent with standing policy, this report is submitted to the Board of Trustees through the Property and Facilities Committee for information at the meeting scheduled for April 22, 2022.



FACILITIES MANAGEMENT  
M E M O R A N D U M

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**TO:** JAY GOGUE, President *JG*  
**THROUGH:** RONALD BURGESS, Executive Vice President *RB*  
**FROM:** DAN KING, Associate Vice President for Facilities *DPK*  
**SUBJECT:** PROPERTY AND FACILITIES COMMITTEE  
**PROJECT STATUS REPORT**  
**DATE:** MARCH 23, 2022 STATUS

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This memorandum requests the following information be presented to the Board of Trustees through the Property and Facilities Committee and included on the agenda at the meeting scheduled for April 22, 2022.

**Proposal:**

It is proposed that a brief report regarding the status of Board of Trustees approved capital projects be submitted, *for information only*, to the Board of Trustees through the Property and Facilities Committee.

**Review and Consultation:**

The responsibility of the Board of Trustees extends to the oversight of funding, planning, design, construction, maintenance and operation of University buildings and facilities. Since a project can often take several years to execute, as it progresses through the planning, initiation, design, and construction phases of the project, this report is intended to continually inform the Board of Trustees of the status of previously approved projects.

## CAPITAL PROJECT STATUS

### PROJECT/PHASE

### STATUS

#### Projects in Planning Stage:

None

#### Initiation Approved

#### Projects in Design Stage:

- College of Education Building
- University Student Housing
- Quad Residence Halls Renovation – Phase 2
- STEM+AG Sciences Complex
- Hood McPherson Building Renovation
- AUM Science Laboratory Facility Renovation
- Transformation Gardens, Architect Selection
- North Auburn Equine Research Facility – Addition
- Plainsman Park Player Development Center Phase II
- McWhorter Center Gymnastics & Softball Team Area Renovations

#### Initiation Approved

Initiated November 2018  
Initiated September 2019  
Initiated July 2020  
Initiated September 2020  
Initiated November 2020  
Initiated February 2021  
Initiated September 2021  
Initiated September 2021  
Initiated September 2021  
Initiated September 2021

#### Projects with Final Approval:

- Auburn Arena Women’s Basketball Locker Room Renovations

#### Final Approval

Initiated September 2021

#### Projects in Construction Stage:

- Academic Classroom & Laboratory Complex
- ARTF Infrastructure Expansion
- Tony and Libba Rane Culinary Science Center
- New Chilled Water Plant
- Lowder Hall New Finance Laboratory Renovations
- Football Performance Center
- Goodwin Hall Recording Studio
- Quad Residence Halls Renovations – Phase I
- College of Human Sciences Clinic Relocation
- Duncan Drive Extension and Infrastructure

#### Final Approval

Approved February 2019  
Approved September 2019  
Approved February 2020  
Approved September 2020  
Initiated November 2020  
Approved February 2021  
Approved February 2021  
Approved June 2021  
Initiated June 2021  
Initiated September 2021

#### Projects Recently Completed:

- None

#### Completion

**ACADEMIC AFFAIRS COMMITTEE  
APRIL 22, 2022 BOARD MEETING  
AUBURN UNIVERSITY BOARD OF TRUSTEES**

1. Proposed Doctor of Philosophy in Nursing (Vini Nathan)
2. Proposed Renaming of the College of Forestry and Wildlife Sciences as the College of Forestry, Wildlife, and Environment (Vini Nathan)

Committee Chairperson: Mrs. Elizabeth Huntley

Faculty Representatives: Dr. Todd Steury, Auburn University (ex-officio, non-voting)

*Please Note: All trustees serve on all committees, with the exception of the Executive Committee.*

## RESOLUTION

### PROPOSED DOCTOR OF PHILOSOPHY IN NURSING

WHEREAS, the College of Nursing currently offers undergraduate and graduate programs that prepare students for advanced study and professional careers in the fields of nursing science and healthcare delivery; and

WHEREAS, the field of nursing continues to experience a significant demand for nursing professionals due to a lack of educators, high turnover, and the increasing need for healthcare providers across a multitude of specialties; and

WHEREAS, the college proposes a new degree program, the Doctor of Philosophy in Nursing, designed to provide students with advanced knowledge and experience in research, teaching, mentorship, and service to the nursing profession; and

WHEREAS, the proposed program will continue to support Auburn University's land-grant mission of providing exceptional instructional, research, and outreach programs to the state by educating and training quality nurses and nurse educators to support Alabama's healthcare needs; and

WHEREAS, the proposed degree will enable the college to attract and retain nursing students and faculty who have the potential to elevate scholarly research, clinical practices, and leadership in designing healthcare systems; and

WHEREAS, the proposed degree program will require additional graduate student positions, to be funded by the college; and

WHEREAS, the request to create this degree has been endorsed by the Dean of the College of Nursing, the Graduate Council, the Interim Provost, and the President.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the proposed Doctor of Philosophy in Nursing be approved and submitted to the Alabama Commission on Higher Education for review and approval.



AUBURN UNIVERSITY

OFFICE OF THE PROVOST

MEMORANDUM TO: Jay Gogue   
President

THROUGH: Ron Burgess   
Executive Vice President

FROM: Vini Nathan   
Interim Provost and Vice President for Academic Affairs

SUBJECT: Agenda Item for the Board of Trustees – Proposed Ph.D. in  
Nursing

DATE: March 19, 2022

I request that the following item be added to the Board of Trustees' agenda for the **April 22, 2022**, meeting.

**Proposal:** The College of Nursing proposes a new Doctor of Philosophy (Ph.D.) in Nursing (CIP 51.3808) effective fall 2022.

**Review and Consultation:** Faculty in the College of Nursing are proposing the establishment of a new doctoral degree, the Ph.D. in Nursing, to develop and prepare nurse scholars for careers in education, practice, and research. By offering innovative coursework, the proposed degree will advance the discipline of nursing through interdisciplinary research, teaching, and mentorship. As the nursing profession continues to face considerable staffing shortages due to a lack of educators, high turnover, and growing demand for healthcare professionals across a multitude of specialties, the proposed degree will offer an innovative program that emphasizes interdisciplinary scholarship in traditional and emerging health promotion and healthcare delivery areas. Students will complete coursework in the College of Nursing and the College of Sciences and Mathematics, with additional interdisciplinary research collaborations expected with other units across campus.

Establishing a doctoral program will also increase the college's ability to recruit faculty who have the potential to elevate scholarly research, clinical practices, and leadership in designing healthcare systems. If approved, Auburn University would be among a small group of institutions in Alabama that offer a doctoral degree in nursing (the current Doctor of Nurse Practitioner emphasizes clinical work in healthcare settings, whereas the proposed Ph.D. presents a scholarly track to prepare future nurse educators). Projected enrollment of the program is approximately three to five students annually, with additional part-time students. Resources required to establish the program include two graduate assistants, which the college will fund.

**Recommendation:** It is recommended that the Board approve the proposed Ph.D. in Nursing. Auburn University's Graduate Council reviewed and approved the proposed degree in Fall 2021. It has also received the approval of the College of Nursing, the Graduate Council, and the Provost's Office. If approved by the Auburn University Board of Trustees, the proposed degree will be forwarded to the Alabama Commission on Higher Education for review and approval.



AUBURN UNIVERSITY

SCHOOL OF NURSING

*Office of the Dean*

To: Dr. Vini Nathan  
Interim Provost and Vice President for Academic Affairs

Through: Dr. George Flowers *George T. Flowers*  
Dean, Graduate School

Through: Dr. Gregg Newschwander *Gregg Newschwander*  
Dean, College of Nursing

From: Dr. Barbara Wilder *Barbara Wilder*  
Professor & Graduate Program Director

Date: March 17, 2022

Subject: Proposed PhD in Nursing

We request the following proposal be added to the agenda for the April 22, 2022 meeting of the Auburn University Board of Trustees.

**Program Requirements and Description:** The College of Nursing requests approval for a Doctor of Philosophy degree (PhD) in Nursing (CIP Code: 51.3808). The PhD in Nursing will be a research-based degree focused on the generation of new knowledge directed to the improvement of quality of life for the people of Alabama and beyond. The PhD in Nursing requires 60 semester hours of graduate course work. Up to 21 credit hours from a Master's degree in Nursing or previous graduate course work are transferrable on approval. Successful completion of the degree requires a comprehensive written and oral examination following completion of coursework, a successful defense of the dissertation proposal, and a final oral defense of the dissertation. Since fewer than 50% of the courses are new, the program does not constitute a substantive change.

**Justification for Request:** The proposal for a PhD in Nursing is part of the College of Nursing Strategic Plan to enhance its research, scholarship, and creative work, and to increase the number of PhD-prepared nurses qualified to take on tenure track positions either here or elsewhere. Nationally, there is a need for PhD-prepared nurses in academia with a nurse faculty vacancy rate of 7.2%. The American Association of Colleges of Nursing reported that in 2019, 3157 qualified applicants were turned away from doctoral programs primarily because of a shortage of nursing faculty. The need is expected to escalate as approximately one third of the current nursing faculty workforce plan to retire by the year 2025. The establishment of the PhD is a benchmark the school has aspired to for some time. Following a period of increased hiring of PhD-prepared faculty on to the tenure track, we now have the personnel resources to support the start of the program.

**State Need:** Another PhD Program in Nursing is needed in Alabama to prepare professionals for careers in academia and research to improve the health outcomes of the rural citizens of Alabama. Presently, the University of Alabama at Birmingham (stand alone) and the University of Alabama in Tuscaloosa and Huntsville (joint program) are the only Nursing PhD programs in the state of Alabama. The foci of these programs are different from the focus of Auburn University College of Nursing. The PhD in Nursing will emphasize original interdisciplinary scholarship in key and emerging areas of health promotion and healthcare delivery with an emphasis on rural health (or rural populations). All of these areas will support the advancement of the quality of life and improved health outcomes.

As all of the colleges and universities in Alabama face impending retirements among their aging faculty, increasing the number of graduates of PhD programs is essential to maintaining faculty numbers and student enrollments in the future.

**Employment Opportunities:** The AUCON will prepare students for careers in two principal areas, academe, and clinical research. Less than 1% of nurses are doctorally prepared through the PhD, creating a significant gap between supply and demand. A PhD graduate will be highly sought after and prepared for careers as professionals in an academic or clinical setting. As a researcher in the clinical setting, the PhD graduate will have the skills to evaluate nursing practice and nursing systems, develop solutions to practice problems, and design healthcare systems that will improve health outcomes. Auburn University College of Nursing PhD graduates will have the opportunity to change the face of healthcare generation of new knowledge.

**Projected Enrollment and Degree:** Enrollment in the program is expected to be 2-3 full time students each fall, with a slightly larger group of part time students. At that enrollment level, an average of 2-3 graduates per year is expected by the fourth year of program implementation. The low enrollment will allow our faculty to supervise each PhD student with full dedication and generate cutting edge scholarship. We plan to review enrollment after 5 years.

**Resource Requirements:** No personnel additions will be required to start the program. The existing space will be reconfigured to create space for PhD student offices and as enrollment increases, review of resource requirements may be required.

This program will be highly selective and will require 2 graduate assistantships with attendant tuition costs per cohort to recruit competitively and admit consistently outstanding students. The cost for assistantships will be covered by tuition fees, extramural grant funding, and reallocations.

**Relationship to Other Programs:** The curriculum for the proposed PhD in Nursing program includes three statistics courses offered by the College of Sciences and Mathematics (COSAM) at AU. COSAM has agreed to accommodate our students in the statistics courses. PhD students will also take two graduate elective courses from other colleges at AU that can be used to strengthen research skills or support dissertation research. Because the PhD in Nursing program will emphasize interdisciplinary research, we envision collaborations with other colleges in the health sciences at AU.

**Recommendation:** We recommend that the proposed PhD in Nursing be approved by the office of the Provost and the President and forwarded to the Board of Trustees and the Alabama Commission on Higher Education for review and approval.



**AUBURN**  
UNIVERSITY

SCHOOL OF NURSING

**PhD in Nursing (MSN-PhD)  
Curriculum Model**

FALL SEMESTER 1 (9 credits)	SPRING SEMESTER 2 (6 credits)	SUMMER SEMESTER 3 (6 credits)
<p><b>NURS 8350:</b> Nursing Philosophy, Science, and Theory (3 credits)</p> <p><b>NURS 8340:</b> Development of the Role of Scientist (2 credits)</p> <p><b>STAT 7000:</b> Experimental Statistics I (4 credits)</p>	<p><b>NURS 8460:</b> Quantitative Research Design &amp; Methods (3 credits) <i>(Pre-requisite is STAT 7000 &amp; co-requisite is STAT 7010)</i></p> <p><b>STAT 7010:</b> Experimental Statistics II (3 credits)</p>	<p><b>NURS 8770:</b> Conceptual Design &amp; Critical Review of the Literature (3 credits)</p> <p><b>NURS 8450:</b> Qualitative Research Methods in Nursing (3 credits)</p>
FALL SEMESTER 4 (9 credits)	SPRING SEMESTER 5 (6 credits)	SUMMER SEMESTER 6 (5 credits)
<p><b>NURS 8750:</b> Measurement in Healthcare Research and Use of Data (3 credits)</p> <p><b>NURS 8760:</b> Health Policy (3 credits) <i>(Pre-requisites are STAT 7000, STAT 7010, NURS 8460, &amp; NURS 8450)</i></p> <p><b>Statistics Elective</b> (3 credits) <i>(Committee approved)</i></p>	<p><b>NURS 8550:</b> Grant Writing and Management (3 credits) <i>(Pre-requisites are STAT 7010, NURS 8770, &amp; NURS 8750)</i></p> <p><b>Comprehensive Exam</b> <i>(Possibly written and oral)</i></p> <p><b>Elective</b> (3 credits) <i>(Committee approved)</i></p>	<p><b>NURS 8740:</b> Dissertation Development Seminar (2 credits)</p> <p><b>Elective</b> (3 credits) <i>(Committee approved)</i></p>
FALL SEMESTER 7 (variable 1-4)	SPRING SEMESTER 8 (variable 1-4)	SUMMER SEMESTER 9 (variable 1-4)
<p><b>NURS 8990:</b> Dissertation (3 credits) <i>(Pre-requisites are NURS 8350, NURS 8340, STAT 7000, NURS 8460, STAT 7010, NURS 8770, NURS 8450, NURS 8750, NURS 8760, &amp; NURS 8550)</i></p>	<p><b>NURS 8990:</b> Dissertation (3 credits) <i>(Pre-requisites are NURS 8350, NURS 8340, STAT 7000, NURS 8460, STAT 7010, NURS 8770, NURS 8450, NURS 8750, NURS 8760, &amp; NURS 8550)</i></p>	<p><b>NURS 8990:</b> Dissertation (3 credits) <i>(Pre-requisites are NURS 8350, NURS 8340, STAT 7000, NURS 8460, STAT 7010, NURS 8770, NURS 8450, NURS 8750, NURS 8760, &amp; NURS 8550)</i></p>
		<b>Total credits = 51 (9 semesters/3 years)</b>

Nursing courses are only offered in the semester listed.

*Revised 2-15-22*



**AUBURN**  
UNIVERSITY

SCHOOL OF NURSING

**PhD in Nursing (DNP-PhD)  
Curriculum Model**

FALL SEMESTER 1 (6 credits)	SPRING SEMESTER 2 (6 credits)	SUMMER SEMESTER 3 (6 credits)
<p><b>NURS 8340:</b> Development of the Role of Scientist (2 credits) <i>(Could take in final semester of current DNP Program)</i></p> <p><b>STAT 7000:</b> Experimental Statistics II (4 credits) <i>(Course would only be necessary if Statistics course previously taken is not approved as transfer credit.)</i></p>	<p><b>NURS 8460:</b> Quantitative Research Design &amp; Methods (3 credits) <i>(Pre-requisite is transfer credit of an approved Statistics course or STAT 7000 &amp; co-requisite is STAT 7010)</i></p> <p><b>STAT 7010:</b> Experimental Statistics II (3 credits)</p>	<p><b>NURS 8770:</b> Conceptual Design &amp; Critical Review of the Literature (3 credits)</p> <p><b>NURS 8450:</b> Qualitative Research Methods in Nursing (3 credits)</p>
FALL SEMESTER 4 (9 credits)	SPRING SEMESTER 5 (3 credits)	SUMMER SEMESTER 6 (5 credits)
<p><b>NURS 8750:</b> Measurement in Healthcare Research and Use of Data (3 credits)</p> <p><b>NURS 8760:</b> Health Policy (3 credits) <i>(Pre-requisites are STAT 7000 or transfer credit of an approved Statistics course, STAT 7010, NURS 8460, &amp; NURS 8450)</i></p> <p><b>Statistics Elective</b> (3 credits) <i>(Committee approved)</i></p>	<p><b>NURS 8550:</b> Grant Writing and Management (3 credits) <i>(Pre-requisites are STAT 7010, NURS 8770, &amp; NURS 8750)</i></p> <p><b>Comprehensive Exam</b> <i>(Possibly written and oral)</i></p>	<p><b>NURS 8740:</b> Dissertation Development Seminar (2 credits)</p> <p><b>Elective</b> (3 credits) <i>(Committee approved)</i></p>
FALL SEMESTER 7 (variable 1-4)	SPRING SEMESTER 8 (variable 1-4)	SUMMER SEMESTER 9 (variable 1-4)
<p><b>NURS 8990:</b> Dissertation (3 credits) <i>(Pre-requisites are NURS 8350, NURS 8340, STAT 7000 or transfer credit of an approved Stats course, NURS 8460, STAT 7010, NURS 8770, NURS 8450, NURS 8750, NURS 8760, &amp; NURS 8550)</i></p>	<p><b>NURS 8990:</b> Dissertation (3 credits) <i>(Pre-requisites are NURS 8350, NURS 8340, STAT 7000 or transfer credit of an approved Stats course, NURS 8460, STAT 7010, NURS 8770, NURS 8450, NURS 8750, NURS 8760, &amp; NURS 8550)</i></p>	<p><b>NURS 8990:</b> Dissertation (3 credits) <i>(Pre-requisites are NURS 8350, NURS 8340, STAT 7000 or transfer credit of an approved Stats course, NURS 8460, STAT 7010, NURS 8770, NURS 8450, NURS 8750, NURS 8760, &amp; NURS 8550)</i></p>
		<b>Total credits = 45 (9 semesters/3 years)</b>

Nursing courses are only offered in the semester listed.

*Revised 2-15-22*

**NEW ACADEMIC DEGREE PROGRAM PROPOSAL SUMMARY**

Auburn University

School of Nursing

Select Level:

**ESTIMATED \*NEW\* EXPENSES TO IMPLEMENT PROPOSED PROGRAM**

	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	TOTAL
FACULTY								0
STAFF								0
EQUIPMENT								0
FACILITIES								0
LIBRARY								0
ASSISTANTSHIPS	29355	58710	88065	117420	117420	117420	117420	645810
OTHER								0
<b>TOTAL</b>	<b>29355</b>	<b>58710</b>	<b>88065</b>	<b>117420</b>	<b>117420</b>	<b>117420</b>	<b>117420</b>	<b>645810</b>

**\*NEW\* REVENUES AVAILABLE FOR PROGRAM SUPPORT**

	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	TOTAL
REALLOCATIONS	14235	28470	42705	36030	36030	18015	0	175485
EXTRAMURAL				36030	36030	54045	72060	198165
TUITION	15120	30240	45360	45360	45360	45360	45360	272160
<b>TOTAL</b>	<b>29355</b>	<b>58710</b>	<b>88065</b>	<b>117420</b>	<b>117420</b>	<b>117420</b>	<b>117420</b>	<b>645810</b>

**ENROLLMENT PROJECTIONS**

*Note: "New Enrollment Headcount" is defined as unduplicated counts across years.*

	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	AVERAGE
FULL-TIME HEADCOUNT	Year 1 - No data reporting required	2	3	4	4	4	4	3.5
PART-TIME HEADCOUNT	Year 1 - No data reporting required	4	6	6	6	6	6	5.666666667
TOTAL HEADCOUNT	Year 1 - No data reporting required	6	9	10	10	10	10	9.166666667
NEW ENROLLMENT HEADCOUNT	Year 1 - No data reporting required	3	3	3	2	2	3	2.666666667

**DEGREE COMPLETION PROJECTIONS**

*Note: Do not count Lead "0"s and Lead 0 years in computing the average annual degree completions.*

	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	AVERAGE
DEGREE COMPLETION PROJECTIONS	Year 1 - No data reporting required	N/A	N/A	2	2	3	3	2.5

## RESOLUTION

### PROPOSED RENAMING OF THE COLLEGE OF FORESTRY AND WILDLIFE SCIENCES AS THE COLLEGE OF FORESTRY, WILDLIFE, AND ENVIRONMENT

WHEREAS, the College of Forestry and Wildlife Sciences is committed to providing the highest quality instruction, research, outreach and extension programs designed to promote the sustainable management, conservation, and advancement of environmental resources; and

WHEREAS, the College of Forestry and Wildlife Sciences continues to experience significant growth in environmental-related programs and initiatives, resulting in a more strategic emphasis on environmental management, science, and policies; and

WHEREAS, the college also provides leadership to several interdisciplinary environmental initiatives and resources, including the Climate, Human, and Earth Systems Cluster Initiative; the Kreher Preserve and Nature Center; the Center for Environmental Studies at the Urban-Rural Interface; and the International Center for Climate and Global Change Research; and

WHEREAS, the college has proposed a change in nomenclature to become the College of Forestry, Wildlife, and Environment to reflect the breadth of environmental programs supported by the college; and

WHEREAS, the proposed change in nomenclature would enable the college to better recruit faculty, staff, and students and support its continued growth through increased visibility and enhanced extramural funding; and

WHEREAS, the proposal has been endorsed by the Dean of the College of Forestry and Wildlife Sciences, the College's Advisory Council, the Interim Provost, and the President.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the renaming of the College of Forestry and Wildlife Sciences as the College of Forestry, Wildlife, and Environment be approved, with notice of this change being sent to the Alabama Commission on Higher Education as an item of information.



AUBURN UNIVERSITY

OFFICE OF THE PROVOST

MEMORANDUM TO: Jay Gogue   
President

THROUGH: Ron Burgess   
Executive Vice President

FROM: Vini Nathan   
Interim Provost and Vice President for Academic Affairs

SUBJECT: Agenda Item for the Board of Trustees – Proposed Renaming  
of the *College of Forestry and Wildlife Sciences* as the *College  
of Forestry, Wildlife, and Environment*

DATE: March 21, 2022

I am writing to request that the following item be added to the Board of Trustees' agenda for the **April 22, 2022**, meeting.

**Proposal:** It is recommended that the Board approve a proposed change in nomenclature for the *College of Forestry and Wildlife Sciences* as the *College of Forestry, Wildlife, and Environment*.

**Review and Consultation:** Following its redesignation as a college in early 2022, the faculty, staff, administration, and alumni in the College of Forestry and Wildlife Sciences have proposed a change in nomenclature to reflect better the breadth of academic, research, outreach and extension programs maintained by the college. As the *College of Forestry, Wildlife, and Environment*, the unit would continue to offer programs that integrate traditional disciplines with the growing field of environmental sciences, theories, and problem-solving. The college currently maintains a strategic emphasis on environmental management, science, and policy through its academic offerings and leadership of the Climate, Human, and Earth Systems (CHESS) Cluster Initiative. Moreover, the college is home to several environmental outreach programs and resources, including the Kreher Preserve and Nature Center, the Center for Environmental Studies at the Urban-Rural Interface, and the International Center for Climate and Global Change Research.

Renaming the college would enable the unit to better recruit faculty, staff and students and support its continued growth through increased visibility and enhanced extramural funding. In addition, the college would continue to foster collaborations with other academic institutions and programs in Alabama to better serve stakeholders with a vested interest in environmental issues. In addition to the college and its Advisory Council, the proposal is also supported by the Colleges of Agriculture and Engineering deans, both of which use the term "environment" in their departments and course offerings.

**Recommendation:** The proposed changes in nomenclature for the *College of Forestry and Wildlife Sciences* as the *College of Forestry, Wildlife, and Environment* would enhance the profile of its mission and programs and would strengthen the unit's ability to advance Auburn's mission. I recommend approval of this proposal.



SCHOOL OF FORESTRY AND WILDLIFE SCIENCES

OFFICE OF THE DEAN

Date March 21, 2022

To: Dr. Vini Nathan, Interim Provost and Senior Vice President for Academic Affairs, Auburn University

From: Janaki Alavalapati, Dean, College of Forestry and Wildlife Sciences, Auburn University

Subject: Proposal to change name of the college

Over the past 15 years, the College of Forestry and Wildlife Sciences has witnessed an increased growth in environmental-related academic, research, and extension programs. For example, majors in Natural Resource Management, Geospatial and Environmental Informatics, and Sustainable Biomaterials and Packaging are now offered with focus on water conservation, outdoor recreation, climate science, recycling and sustainability, and environmental services. Courses such as Environmental Interpretation, Environmental Services, People and Environment, Climate Science I & II, Science of Nature I & II, Forests, Environment, and Wildlife Leadership Academy, and Sustainable Biomaterials are offered to support these programs. The college also provides leadership to the Climate, Human, and Earth System Sciences (CHESS) Cluster initiative and offers a range of environmental education outreach programs at the Kreher Preserve and Nature Center. In addition, the college has several established centers--the Center for Environmental Studies at the Urban-Rural Interface and the International Center for Climate and Global Change Research for example—that address environmental-related issues and problems.

The growth in environmental-related programs and activities is consistent with the emerging needs of stakeholders across the state of Alabama and beyond. Nearly 35% of college's faculty members are working on environment and natural resources issues such as Earth Systems Science, Water, Climate, Ecological Modeling areas, However, the college's current name does not accurately reflect these programs. The college believes that the name *College of Forestry, Wildlife, and Environment* name would better reflect our programs. Such an inclusive name would:

- Assist the college in recruiting students, staff, and faculty better.
- Help the college secure research contracts and grants from a wider pool of funding agencies.
- Enable the college to build new partnerships, enhance current collaborative opportunities, and better serve stakeholders.
- Ensures accurate reflection of the comprehensive programs offered by the college and enhances our status to remain a primary destination for students seeking careers in the areas of forestry, wildlife and environment.

Following are the details in support of the name change proposal:



3301 Forestry and Wildlife  
Sciences Building  
Auburn, AL 36849-5418

Telephone:  
334-844-1004

Fax:  
334-844-1084



## SCHOOL OF FORESTRY AND WILDLIFE SCIENCES

### OFFICE OF THE DEAN

- *The College's STAR (Strategic and Tactical Advancement Resource) Committee, which consists of business executives of forestry, wildlife, and environment related enterprises, provides strategic advice, suggest tactical pathways, and support the growth and excellence of college to achieve its goal of becoming the "go-to" place for forestry, environment, and wildlife programs in the US Southeast. This Committee discussed the name change issue on July 13, 2021, and unanimously supported it (STAR Committee support letter attached).*
- *The College's Advisory Council, which consists of alumni and stakeholders from government agencies, non-governmental agencies, and private industry relating to forestry, wildlife, and environment, periodically observe and analyze college's programs and provide timely advice and support to advance its land-grant mission. The Executive Committee of the Council discussed the name change at its October 19, 2021, meeting and unanimously supported it. The General Body of the Council also discussed the name change on October 20, 2021, and unanimously supported it (Advisory Council support letter enclosed).*
- *The College's faculty discussed the name issue multiple times and overwhelmingly support the change.*
- *The Dean of Samuel Ginn College of Engineering and the Dean of College of Agriculture, which have "Environmental" term in their departments, expressed their full support for the college's name change.*

The college requests your support to the name change proposal. Should you require more information, please let me know. Thank you in advance for your consideration.



3301 Forestry and Wildlife  
Sciences Building  
Auburn, AL 36849-5418

Telephone:  
334-844-1004

Fax:  
334-844-1084

[Cannon@clarkmayprice.com](mailto:Cannon@clarkmayprice.com)

March 12, 2022

Dr. Vini Nathan  
Interim Provost and  
Senior Vice President for Academic Affairs,  
Auburn University

Subject: Expansion of Name to Reflect College's Programs and Focuses

I am writing to express the Advisory Council's support and recommendation for updating the College's name from "College of Forestry and Wildlife Sciences" to "College of Forestry, Wildlife, and Environment." The Advisory Council consists of alumni and stakeholders representing government agencies, private and industrial landowners, forestry, wildlife and environmental professionals, and other individuals and corporations invested in the College and the students it educates. A primary objective of the Council is to monitor and assess the programs and activities of the College and offer timely advice and support to ensure that the breadth and substance of our degree opportunities evolve with the needs of the industries and markets in which our students will pursue careers, and that the College provides the instruction, research, and outreach services necessary to fulfill our mission as a land-grant University.

Over the past 15 years, the Council has witnessed, and encouraged, a large growth of the College's environmental-related academic, research, and extension programs. For example, majors in Natural Resource Management, Geospatial and Environmental Informatics, and Sustainable Biomaterials and Packaging are being offered with focus on water conservation, outdoor recreation, climate science, recycling and sustainability, and environmental services. Courses such as Environmental Interpretation, Environmental Services, People and Environment, Climate Science I & II, Science of Nature I & II, Forests, Environment, and Wildlife Leadership Academy, and Sustainable Biomaterials are being taught to support these programs. The College also provides leadership to the Climate, Human, and Earth System Sciences (CHESS) Cluster initiative and offers a range of environmental education outreach programs at the Kreher Preserve and Nature Center. The College also has several established educational and research centers, for instance the Center for Environmental Studies at the Urban-Rural Interface and the International Center for Climate and Global Change Research, that focus on various environmental-related issues and problems facing Alabamians and the world as a whole.

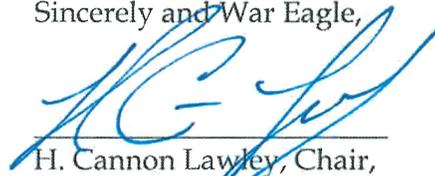
Throughout this process, the Council has consistently advocated for the growth of the

College's environmental-related programs and activities that we perceive as critical to the University's land-grant mission, and as a necessary response to the ever emerging environmental and conservation issues that have become integral components of any natural resource related industry, career, or discipline. At our October 19, 2021, meeting, the Executive Committee of the Advisory Council discussed and evaluated potential mechanisms to better market the College's available educational, research and outreach opportunities to prospective students, faculty, employers, research funding sources, and the public. After a detailed review and analysis of the programs offered by the College, it became glaring obvious that our brand did not accurately reflect our product. In our web-based world, it is critical that the name of any entity immediately communicate the nature of the products or services offered, in order to attract its target market. We explored Auburn's website and were concerned that the name "College of Forestry and Wildlife Sciences" would not attract the attention of students and others looking for educational, career or research opportunities in environmental programs. Based on this evaluation and discussion, the Executive Committee voted unanimously to recommend that our name be changed to the "College of Forestry, Wildlife, and Environment," in order to more accurately convey the scope of programs available and reflect the importance of environment-based education and research in the College.

The Executive Committee's analysis and recommendation to adopt the more accurate and inclusive branding of the "College of Forestry, Wildlife, and Environment," was then presented to the General Body of the Advisory Council, during our October 20, 2021, business meeting. After significant discussion attempting to identify any potential unintended adverse consequences, the Advisory Council reached the consensus that it was critical for the branding to evolve to emphasize and reflect the growth and diversity of the College's programs and focuses, and unanimously voted in support of this name change.

The Advisory Council, therefore, requests that the University approve the rebranding of the "College of Forestry and Wildlife Sciences" to the "College of Forestry, Wildlife, and Environment." Thank you in advance for your time and consideration, and please do not hesitate to contact me if you have any questions or would like to discuss in greater detail.

Sincerely and War Eagle,



H. Cannon Lawley, Chair,  
College of Forestry and Wildlife  
Sciences Advisory Council



Date: March 12, 2022

To: Dr. Vini Nathan, Interim Provost and Senior Vice President for Academic Affairs, Auburn University

From: Mr. Marc Walley, Member, Strategic and Tactical Advancement Resource (STAR) Committee, College of Forestry and Wildlife Sciences *Marc A. Walley*

Subject: Support the name change of the college

The college's goal is to become the "go-to" place for forestry, environment, and wildlife programs in the US Southeast. As members of the STAR Committee for the College of Forestry and Wildlife Sciences, we provide strategic advice, suggest tactical pathways, and support its growth in size and excellence to achieve the goals of the college.

During the past two decades, the college has launched several environmental conservation and management-related academic, research, and extension/outreach initiatives to address the needs of students and stakeholders. For example:

- Majors in Natural Resource Management, Geospatial and Environmental Informatics, and Sustainable Biomaterials and Packaging have been launched, emphasizing water conservation, outdoor recreation, climate science, recycling and sustainability, and environmental services.
- Courses such as Environmental Interpretation, Environmental Services, Environmental Health, People and Environment, Climate Science I & II, Science of Nature I & II, Forests, Environment, and Wildlife Leadership Academy, and Sustainable Biomaterials are being offered to support these programs.
- The college has established centers such as the Kreher Preserve and Nature Center and the Center for Environmental Studies at the Urban-Rural Interface that focus on a range of environmental education, research, and outreach-related issues and problems.

The current name of the college does not accurately reflect these programs. The more inclusive name 'College of Forestry, Wildlife and Environment' would more effectively assist the college in recruiting students, staff, and faculty. It would also help the college secure contracts and grants from a wider pool of funding agencies. Finally, an inclusive name would enable the college to build new partnerships and better serve stakeholders.

Dr. Vini Nathan  
March 12, 2022  
Page 2

The STAR Committee discussed this issue on July 13, 2021, and unanimously supported the name change from the College of Forestry and Wildlife Sciences to the College of Forestry, Wildlife, and Environment. Should you have any questions or need more information about this issue, please contact me.

Members of STAR Committee:

*Mr. Craig Blair, President and CEO at Resource Management Service LLC, Birmingham, Alabama*

*Mr. Brian Luoma, President and CEO, Westervelt, Tuscaloosa, Alabama*

*Mr. Dan Moultrie, Founder of Moultrie Products, Birmingham, Alabama*

*Mr. Darryl Rosser, Executive Chair, Global Integrated Flooring Solutions, Birmingham, Alabama*

*Mr. Marc Walley, President and CEO, Forest Investment Associates, Atlanta, Georgia*

*Mr. Cannon Lawley, Chair of the SFWS Advisory Council*

*Mr. Dan Roach, Past Chair of the SFWS Advisory Council*

**FINANCE COMMITTEE  
APRIL 22, 2022 BOARD MEETING  
AUBURN UNIVERSITY BOARD OF TRUSTEES**

1. Proposed Tuition and Fees for Fall 2022 for Auburn University and Auburn University at Montgomery (Kelli Shomaker)
2. Proposed Housing Rates for the Auburn University Main Campus for the 2022-2023 Academic Year (Kelli Shomaker)
3. Bond Refunding (Kelli Shomaker)

Committee Chairperson: Mr. Raymond Harbert

Faculty Representatives: Dr. Beverly Marshall, Auburn University (ex-officio, non-voting)  
Dr. Scott Lane, AUM (ex-officio, non-voting)

*Please Note: All trustees serve on all committees, with the exception of the Executive Committee.*

RESOLUTION

PROPOSED TUITION AND FEES  
FOR AUBURN UNIVERSITY AND AUBURN UNIVERSITY AT MONTGOMERY

WHEREAS, student tuition and fees are the primary sources of unrestricted revenue for support of University programs and operations; and

WHEREAS, state appropriations are generous but alone are not sufficient to maintain the standards of quality instruction and other activities long associated with Auburn University; and

WHEREAS, one of the University's institutional goals is to maintain rates consistent with regional averages for peer institutions.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized, with the 2022 Fall Semester, to establish tuition and fee rates for Auburn University as shown in Exhibit 1 and for Auburn University at Montgomery as shown in Exhibit 2.

**EXHIBIT 1**

TUITION AND FEE RATES FOR FALL 2022  
FOR AUBURN UNIVERSITY

[Attached]

**EXHIBIT 2**

TUITION AND FEE RATES FOR FALL 2022  
FOR AUBURN UNIVERSITY AT MONTGOMERY

[Attached]



AUBURN UNIVERSITY

OFFICE OF THE VICE PRESIDENT FOR  
BUSINESS & FINANCE AND CFO

March 15, 2022

TO: President Jay Gogue   
THROUGH: Ron Burgess, EVP   
FROM: Kelli D. Shomaker   
Vice President for Business & Finance/CFO  
RE: Tuition and Fees Discussion for Fall 2022 for Auburn University and Auburn  
University at Montgomery

Please allow time for the finance committee to discuss Auburn University and Auburn University at Montgomery current tuition and student fee rates and proposed rates for Fall 2022 at the April 22, 2022 Board of Trustees meeting.

Let me know if you have any questions.

## RESOLUTION

### PROPOSED HOUSING RATES FOR THE AUBURN UNIVERSITY MAIN CAMPUS FOR THE 2022-2023 ACADEMIC YEAR

WHEREAS, residence halls, operated by Auburn University Housing (AUH), are provided on the Auburn University main campus as a convenience and service to our undergraduate students; and

WHEREAS, the administration regularly reviews housing operations to assure that it is responsive to student needs and that it continues to be fiscally sound and self-supporting; and

WHEREAS, AUH needs to increase a reserve for deferred maintenance, increased debt retirement commitments, rising operational costs, anticipated renovations, programming, new construction, and non-recurring expenditures; and

WHEREAS, AUH leadership has proposed a housing rate increase in response to those demands, and these recommendations are endorsed by the President.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized to affect the proposed student housing rates for the Auburn University main campus, as shown in Exhibit 1, with the new rates becoming effective in the 2022 fall semester.

**EXHIBIT 1**

PROPOSED HOUSING RATES FOR THE AUBURN UNIVERSITY MAIN CAMPUS  
FOR THE 2022-2023 ACADEMIC YEAR

[Attached]

Exhibit 1

Auburn University Housing  
Proposed Semester Rental Rates  
Academic Year 2022-2023

Area	Room Type	2021-22 Rate	Proposed 2022-23 Rate
<b>160 Ross</b>	Double	\$5,100	\$5,210
	Quad	\$4,880	\$4,980
<b>191 College</b>	Double	\$6,100	\$6,230
<b>191 College</b>	Quad	\$5,900	\$6,020
<b>191 College</b>	Quad w/double occupancy	\$4,880	\$4,980
<b>Cambridge</b>	Single	\$4,620	\$4,720
	Double	\$3,760	\$3,840
<b>Hill</b>	Single	\$3,990	\$4,070
	Double	\$3,180	\$3,250
<b>Quad</b>	Single	\$4,620	\$4,720
	Double	\$3,760	\$3,840
<b>South Donahue</b>	Single	\$6,160	\$6,290
	Double	\$6,050	\$6,180
	Quad	\$6,050	\$6,180
<b>Village</b>	Single	\$5,100	\$5,210
	Double	\$5,100	\$5,210
	Triple	\$4,880	\$4,980
	Quad	\$4,880	\$4,980
* Summer Rate: (fall rate + spring rate)/3			
** Mini-mester Rate: (summer rate)/2			



UNIVERSITY HOUSING  
STUDENT AFFAIRS

## MEMORANDUM

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**TO:** DR. JAY GOGUE, AUBURN UNIVERSITY PRESIDENT *J/Mos*

**THROUGH:** LT. GEN. RON BURGESS, EXECUTIVE VICE PRESIDENT *RB*

**THROUGH:** KELLI SHOMAKER, VICE PRESIDENT, BUSINESS & FINANCE AND CHIEF FINANCIAL OFFICER *Kelli D. Shomad*

**THROUGH:** DR. BOBBY WOODARD, SENIOR VICE PRESIDENT FOR STUDENT AFFAIRS *BW*

**THROUGH:** DR. BRYAN RUSH, ASSOCIATE VICE PRESIDENT OF CAMPUS LIVING *SBR*

**FROM:** NYERERE TRYMAN, EXECUTIVE DIRECTOR, UNIVERSITY HOUSING *NT*

**SUBJECT:** HOUSING RENTAL RATES

**DATE:** 3/7/2022

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For the 2022-23 academic year, Auburn University Housing (AUH) is proposing an overall annual 2% housing rate increase with each rate rounded to the next zero. The proposed rental rates are based on AUH's commitment to sound fiscal management. As we continue planning for the future of campus housing, rental rates will play an essential role in ensuring financial self-sustainability. Collectively, the proposed rate increases will increase AUH's reserves and be allocated to better position AUH for any new developments, renovation projects, and preventive/planned maintenance needs.

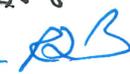
As AUH continues to enhance our facilities and the residential experience for our students, your careful consideration of this proposal is greatly appreciated. With your assistance, our department aspires to provide the best possible campus living experience for our students. We appreciate your time in reviewing this proposal. If you have any questions or need additional information, please do not hesitate to contact me.



AUBURN UNIVERSITY

OFFICE OF THE VICE PRESIDENT FOR  
BUSINESS & FINANCE AND CFO

March 23, 2022

TO: President Jay Gogue   
THROUGH: Ron Burgess, EVP   
FROM: Kelli D. Shomaker   
Vice President for Business & Finance/CFO

RE: Housing and Dining Rates Discussion for Fall 2022 for Auburn University  
and Auburn University at Montgomery

Please allow time for the finance committee to discuss Auburn University and Auburn University at Montgomery current housing and dining rates and proposed rates for Fall 2022 at the April 22, 2022 Board of Trustees meeting.

Let me know if you have any questions.

**RESOLUTION AUTHORIZING FORWARD DELIVERY OPTION AGREEMENT  
IN CONNECTION WITH THE REFUNDING OF AUBURN UNIVERSITY'S  
GENERAL FEE REVENUE REFUNDING BONDS, SERIES 2014-A**

BE IT RESOLVED by the Board of Trustees (herein called the "Board") of AUBURN UNIVERSITY (herein called the "University") as follows:

**Section 1. Findings.** The Board has determined and hereby finds and declares that the following facts are true and correct:

(a) It is necessary, advisable, in the interest of the University and in the public interest that the University refund its outstanding indebtedness from time to time to reduce the borrowing cost for its capital projects.

(b) Federal income tax law recently changed the timing of when the University may issue tax-exempt refunding bonds, which creates circumstances where it may be economically advantageous for the University to issue taxable refunding bonds initially and to subsequently refund those taxable bonds with tax-exempt bonds when allowed under federal income tax law.

(c) The University was recently presented with a proposal to issue its Taxable General Fee Revenue Refunding Bond, Series 2022-A (the "2022-A Taxable Bond") in a private placement with Raymond James Capital Funding, Inc. ("Raymond James") to refund a portion of its outstanding General Fee Revenue Refunding Bonds, Series 2014-A, that results in immediate debt service savings for the University. The issuance of the 2022-A Taxable Bond has already been authorized by the Board pursuant to the refunding authorization resolution of the Board adopted on September 10, 2021, in connection with the approval of the University's fiscal year 2022 budget.

(d) The Raymond James proposal also provides the University with the option to issue a tax-exempt refunding bond to Raymond James in 2024 (when federal income tax law would allow the University to issue tax-exempt refunding bonds) to refund the 2022-A Taxable Bond. This option is granted by way of a Forward Delivery Agreement (the "Forward Delivery Agreement") to be entered into by the University and Raymond James. The Forward Delivery Agreement also locks in the interest rate on the tax-exempt bond at today's interest rates, which eliminates the University's risk that interest rates in 2024 are higher than they are today.

(e) In order for the University to take advantage of the option and the interest rate lock provided in the Forward Delivery Agreement, it is necessary for the Board to adopt this resolution authorizing the Agreement.

**Section 2. Authorization of Forward Delivery Agreement.** The Board does hereby authorize and direct the President of the University to execute and deliver, for and in the name and behalf of the University, to Raymond James, the Forward Delivery Agreement in substantially the form presented to the meeting at which this resolution is adopted and to be attached as Exhibit I to the minutes of said meeting (which form is hereby adopted in all respects as if set out in full in this resolution), with such changes, deletions and additions as may be approved by the President consistent with the terms of this resolution.

**Section 3. Authorization as to Related Matters.** The President of the University, the Vice President for Business and Finance/CFO of the University, the Secretary of the Board and the Chair of the Finance Committee are hereby authorized to execute such further certifications or other documents and to take such other action as any of them may deem appropriate or necessary for the consummation of the bond refunding that is the subject of this resolution.

Exhibit I

**FORWARD DELIVERY AGREEMENT**

**between**

**AUBURN UNIVERSITY**

**and**

**RAYMOND JAMES CAPITAL FUNDING, INC.,**

**Dated as of April \_\_, 2022**

## FORWARD DELIVERY AGREEMENT

This FORWARD DELIVERY AGREEMENT is dated as of April \_\_, 2022 (the “Forward Delivery Agreement”), between the AUBURN UNIVERSITY (the “University”) and RAYMOND JAMES CAPITAL FUNDING, INC., and its permitted successors and assigns (the “Lender”);

WITNESSETH:

WHEREAS, the University has on the date hereof issued and the Lender has purchased a \$ \_\_\_\_\_,000 Auburn University Taxable General Fee Revenue Refunding Bond, Series 2022-A (the “Taxable Bond”);

WHEREAS, in order to further reduce debt service related to the Taxable Bond, the University desires to enter into this Forward Delivery Agreement in order to obtain a right to issue and sell to the Lender the Tax-Exempt Bond (hereinafter defined);

WHEREAS, in connection with the sale and issuance of the Taxable Bond to the Lender, the Lender is willing to offer to purchase the Tax-Exempt Bond as more particularly described in the Indenture (hereinafter defined) and in Schedule I attached hereto pursuant to the terms and provisions of this Forward Delivery Agreement for the purpose of refunding and redeeming the Taxable Bond;

NOW THEREFORE, in consideration of the mutual agreements herein contained, each of the parties hereto agrees as follows:

## ARTICLE I

### DEFINITIONS

**Section 1.01. Definitions.** (a) Unless otherwise required by the context, the following capitalized words and terms used herein shall have the following meanings:

“Forward Delivery Agreement” means this Forward Delivery Agreement, dated as of April \_\_, 2022, between the University and the Lender, including any supplements or amendments hereto.

“Forward Delivery Option” means the right of the University to issue and sell the Tax-Exempt Bond to the Lender pursuant to and subject to the terms of this Forward Delivery Agreement and the Indenture.

“Indenture” means the General Fee Revenue Trust Indenture dated as of June 1, 1985, as amended and supplemented from time to time, including, but limited to, the Twenty-Fifth Supplemental Fee Indenture between the University and The Bank of New York Mellon Trust Company, N.A., as trustee and a subsequent supplemental indenture to be executed and delivered in conjunction with the issuance of the Tax-Exempt Bonds, if applicable.

“Purchase Price” means an amount equal to the principal amount of the Tax-Exempt Bond, but not to exceed the outstanding principal amount of the Taxable Bond on the Settlement Date.

“Settlement Date” means any Business Day designated by the University for the issuance and delivery of the Tax-Exempt Bond to the Lender.

“Taxable Bond” has the meaning set forth in the preambles to this Forward Delivery Agreement.

“Tax-Exempt Bond” means the University’s General Fee Revenue Refunding Bond, Series 2024-A.

(b) In addition to the capitalized words and terms set forth in subsection (a) of this Section, all capitalized words and terms used herein and not otherwise defined shall have the meanings assigned below or the Indenture.

## ARTICLE II

### TERMS OF TRANSACTION

**Section 2.01. Forward Delivery Option Rights and Terms.** (a) Subject to the conditions precedent set forth in Article III hereof, the Lender hereby grants to the University the option to sell to the Lender at the Purchase Price all, but not less than all, of the Tax-Exempt Bond. The University may exercise the Forward Delivery Option by (i) designating a Settlement Date and notifying the Lender and the Trustee in writing of such Settlement Date no less than thirty (30) days prior to the Settlement Date, (ii) designating the Settlement Date as the redemption date for the Taxable Bond and notifying the Lender in writing of its election to redeem the Taxable Bond on the Settlement Date, (iii) delivering to the Trustee prior to the Settlement Date, an amount equal to the accrued interest on the Taxable Bond to the Settlement Date, (iv) causing the Tax-Exempt Bond to be issued and delivered to the designated office of the Bank by 1:00 p.m., New York time, on the Settlement Date against payment therefor (or deemed payment therefor by exchanging the Taxable Bond therefor), and (v) irrevocably directing the Lender to apply (or deem to apply) the Purchase Price of the Tax-Exempt Bond, together with the amounts described in clause (iii) above, to redeem the Taxable Bond on the Settlement Date.

(b) On the Settlement Date, the Lender shall pay (or will be deemed to pay) the Purchase Price of the Tax-Exempt Bond against delivery thereof to the Lender and shall simultaneously deliver the Taxable Bond to the University against payment (or deemed payment) of the redemption price therefor (such redemption price to be equal to 100% of the then outstanding principal amount of the Taxable Bond, plus accrued interest thereon to the redemption date).

(c) The University may terminate the Forward Delivery Option at any time during the term of this Forward Delivery Agreement, but only prior to [June 1, 2024], by so notifying the Lender in writing.

## ARTICLE III

### CONDITIONS PRECEDENT

**Section 3.01. Conditions Precedent.** The Lender's obligation to pay the Purchase Price for the Tax-Exempt Bond upon the University's exercise of the Forward Delivery Option is subject to the performance by the University of each of the requirements set forth in Section 2.01 hereof and this Article.

(a) **Taxable Bond Closing.** The Taxable Bond shall have been issued and purchased by the Lender pursuant to the Indenture.

(b) **Documentary Requirements.** The obligation of the Lender to pay the Purchase Price for the Tax-Exempt Bond is also subject to the conditions precedent that the Lender shall have received, on or before the Settlement Date, the items listed below in form and substance satisfactory to the Lender:

(i) an opinion of Bond Counsel, dated as of the Settlement Date, addressed to the Lender, in substantially the form set forth in Exhibit A attached hereto;

(ii) an opinion of counsel to the University, dated as of the Settlement Date, addressed to the Lender, in substantially the form set forth in Exhibit B attached hereto;

(iii) certified copies of all proceedings of the University relating to the approval or authorization of the Tax-Exempt Bond, the Indenture (which may be a part of the proceedings of the University relating to the approval and authorization of the Taxable Bond);

(iv) the Tax-Exempt Bond, which shall have been duly authorized, executed and authenticated in accordance with the provisions of the Indenture;

(v) a duly executed Tax Certificate and IRS Form 8038G; and

(vi) such additional certificates (including appropriate incumbency, signature and no-litigation certificates), instruments, opinions or other documents as the Lender may reasonably request.

(c) **Forward Delivery Option Exercise Requirement.** There shall not be any Change in Law, rule or regulation (or the interpretation or administration thereof) known to the Lender or the University that prevents the consummation of the performance of the Forward Delivery Option or the sale or issuance of the Tax-Exempt Bond. As used in this Forward Delivery Agreement, "Change in Law" means (i) any change in or addition to applicable federal or state law, whether statutory or as interpreted by the courts, including any changes in or new rules, regulations or other pronouncements or interpretations by federal or state agencies, (ii) any legislation enacted by the Congress of the United States or introduced therein or recommended for passage by the President of the United States (if such enacted, introduced or recommended legislation has a proposed effective date that is on or before the date of Closing), (iii) any law, rule or regulation proposed or enacted by any governmental body, department or agency (if such proposed or enacted law, rule or regulation has a proposed effective date that is on or before the

date of Closing) or (iv) any judgment, ruling or order issued by any court or administrative body, which in the case of any of (i), (ii), (iii) or (iv) would make the issuance, sale or delivery of the Tax-Exempt Bond illegal (or have the retroactive effect of making such issuance, sale or delivery illegal, if enacted, adopted, passed or finalized), or prevent the issuance of any of the opinions referenced in Section 3(b) herein at the Settlement Date; provided, however, that such change in or addition to law, legislation, law, rule or regulation or judgment, ruling or order shall have become effective, been enacted, introduced or recommended, been proposed or enacted or been issued as the case may be, after the date of this Forward Delivery Agreement.

(d) **Terms of Tax-Exempt Bond.** The Tax-Exempt Bond shall have the terms described in the Indenture and as included in Schedule I attached hereto and in all respects (other than as set forth in the Indenture and Schedule I and other than with respect to tax- exemption and interest rate) shall have the same security and substantially the same terms as the Taxable Bond, except as otherwise agreed to between the University and the Lender.

## ARTICLE IV

### REPRESENTATIONS, WARRANTIES AND COVENANTS

**Section 4.01. Representations and Warranties of the University.** The University hereby represents and warrants to the Lender the following:

(a) The University is validly existing as a public corporation and instrumentality under the laws of the State of Alabama, and is authorized and empowered to execute and deliver this Forward Delivery Agreement and to perform its obligations hereunder. The University has complied with all provisions of applicable law in all material matters relating to the execution and delivery of this Forward Delivery Agreement.

(b) This Forward Delivery Agreement has been duly authorized, executed and delivered by the University and is a legal, valid and binding obligation of the University enforceable in accordance with its terms, except as enforcement thereof may be limited by bankruptcy, insolvency, reorganization, moratorium or similar laws affecting the enforcement of creditors' rights generally and by general equitable principles.

(c) The University is not in violation of any applicable constitutional provision, law or administrative rule or regulation of the State of Alabama or of the United States of America or in default under any agreement, resolution, indenture or instrument to which the University is a party or by which the University or its property is bound, the effect of which violation or default would materially affect the ability of the University to perform its obligations under this Forward Delivery Agreement, and no event has occurred and is continuing which with the passage of time or the giving of notice, or both, would constitute such a violation or default hereunder.

(d) The execution and delivery of this Forward Delivery Agreement and performance of the obligations of the University hereunder do not and will not conflict with, result in the creation or imposition of any lien, charge or encumbrance upon any of the assets of the University (other than as specified in the Indenture) pursuant to the terms of, or constitute a default under, any agreement, indenture or instrument to which the University is a party or by which the University or its property is bound, or result in a violation of any applicable constitutional provision, law or administrative regulation or any order, rule or regulation of any court or governmental agency having jurisdiction over the University or its property, except as provided and permitted by such documents.

(e) No consent, authorization or order of, or filing or registration with, any court or governmental agency not already obtained or made is required for the execution, delivery and performance of this Forward Delivery Agreement or the consummation of the transactions contemplated hereunder, and any such consent, authorization or order so obtained is in full force and effect (provided no representation or warranty is expressed as to any action required under federal or Alabama or other state securities or blue sky laws in connection with the purchase of the Tax-Exempt Bond by the Lender).

(f) Any certificate signed by an authorized officer of the University and delivered to the Lender shall be deemed a representation and warranty of the University to the Lender as to the statements made therein.

(g) There is no litigation or any other proceeding before or by any court, public board, agency or body, pending or, to the best knowledge of the University, threatened against or affecting the University or any of the members or officers of the University in their respective capacities as such (nor, to the best knowledge of the University, is there any basis therefor), wherein an unfavorable decision, ruling or finding would in any way materially adversely affect (i) the transactions contemplated by this Forward Delivery Agreement, (ii) the organization, existence or powers of the University or the title to the office of any of the members or officers of the University, or (iii) the validity or enforceability of this Forward Delivery Agreement (or any other agreement or instrument of which the University is a party or used or contemplated for use in the consummation of the transactions contemplated hereby).

(h) The University represents and warrants to and agrees with the Lender that, as of the date hereof (i) the purchase and sale of the Taxable Bond and Tax-Exempt Bond pursuant to this Forward Delivery Agreement is an arm's-length commercial transaction between the University and the Lender, (ii) in connection therewith and with the discussions, undertakings and procedures leading up to the consummation of such transaction, the Lender is not a fiduciary of the University, (iii) the Lender has not assumed an advisory or fiduciary responsibility in favor of the University with respect to the transaction contemplated hereby or the discussions, undertakings and procedures leading thereto and the Lender has no obligation to the University with respect to the transaction contemplated hereby except the obligations expressly set forth in this Agreement and (iv) the University has consulted with its own legal, financial and other advisors to the extent it has deemed appropriate. The Lender has financial and other interests that differ from those of the University.

(i) The covenants, representations and warranties contained in the Indenture are incorporated herein by references, and such provisions may not be amended without the written consent of the Lender.

(j) The University hereby covenants to provide its audited financial statements to the Lender within 210 days of the end of each fiscal year of the University and provide its annual budget within 30 days of adoption to the Lender.

**Section 4.02. Representations and Warranties of the Lender.** The Lender hereby represents and warrants to the University as follows:

(a) (1) The Lender is familiar with the University; (2) the Lender has been furnished financial information about the University; (3) the University has made available to the Lender the opportunity to obtain additional information to verify the accuracy of the information supplied and to evaluate the merits and risks of purchasing the Taxable Bond and the Tax-Exempt Bond; (4) the Lender had the opportunity to ask questions of and receive answers from representatives of the University, including officers, attorneys and accountants, concerning the terms and provisions of the Tax- Exempt Bond, the information supplied to the Lender and the University's condition, financial and otherwise; (5) the University has provided the Lender

information responsive to all of the Lender's requests therefor; and (6) the Lender is agreeing to purchase the Tax-Exempt Bond for its own account and has no current intent to sell, transfer or other dispose of any interest in the Tax-Exempt Bond.

(b) The Lender is capable of evaluating the merits and risks of purchasing the Tax-Exempt Bond and has agreed to purchase the Tax-Exempt Bond although no formal offering material has been provided to it in connection therewith.

(c) The Lender acknowledges that it may need to bear the risks of this investment for an indefinite period of time, because any sale or assignment of the Tax-Exempt Bond may not be possible or, if possible, may be at a price below that which it is paying for the Tax-Exempt Bond.

(d) The Lender has conducted its own investigation relating to the University, the Combined Enterprise System and the Tax-Exempt Bond and acknowledges that it is not relying on any party or person other than the University to furnish or verify information relating to the University, the Combined Enterprise System and the Tax-Exempt Bond.

(e) The Lender is duly authorized to execute and deliver and perform its obligations under the Forward Delivery Agreement, and the Forward Delivery Agreement, when executed and delivered, will be a binding and enforceable obligation of the Lender enforceable against the Lender in accordance with its terms, except as may be limited by bankruptcy, insolvency, reorganization, moratorium or other similar laws and usual equitable principles.

**Section 4.03. Payment of Expenses.** The University shall pay, or cause to be paid, all fees, expenses and other costs incident to the authorization, issuance, printing, execution and delivery, as the case may be, of the Tax-Exempt Bond, this Forward Delivery Agreement and the other related financing documents, including, without limitation, (i) any registration, filing, allocation, recording and other fees and expenses; and (ii) the reasonable fees and expenses of Bond Counsel, financial advisor to the University and counsel to the Lender.

In the event that the Tax-Exempt Bond is not issued and delivered to the Lender pursuant to the terms of this Forward Delivery Agreement for whatever reason, the University shall have no further obligation to the Lender or any other party under this Forward Delivery Agreement, except for the obligations of the University as expressly provided for in this Section.

**ARTICLE V  
TERMINATION**

**Section 5.01. Termination.** (a) This Forward Delivery Agreement shall terminate if (i) the University fails to deliver the Tax-Exempt Bond to the Lender by June 1, 2024 or to notify the Lender of a designated Settlement Date by May 1, 2024, (ii) the University terminates the Forward Delivery Option pursuant to Section 2.01(c) hereof or (iii) the Taxable Bond is no longer outstanding.

(b) The Lender shall have the right to terminate this Forward Delivery Agreement and the Forward Delivery Option by notifying the University in writing of its election to do so if an event of default has occurred and is continuing under the Indenture.

**ARTICLE VI  
MISCELLANEOUS**

**Section 6.01. Limitation of Liability of the University.** The members, council members, officers and employees of the University shall not be personally liable under this Forward Delivery Agreement.

**Section 6.02. Fees; Expenses.** The University shall be responsible for all of Lender's fees, expenses and costs related to this Agreement and the transactions occurring hereunder, including outside attorney fees. Additionally, the University shall pay the Lender a fee equal to 0.25% of the par amount of the Taxable Bond on the date hereof.

**Section 6.03. Counterparts.** This Forward Delivery Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

**Section 6.04. Notices.** Any notice or other communication to be given under this Forward Delivery Agreement may be given by delivering the same in writing by first-class mail, postage prepaid, to the following addresses:

University:

Any party hereto may, by notice given hereunder to the other parties hereto, designate any further or different address to which subsequent notices, certifications or other communications shall be sent.

**Section 6.05. Governing Law.** This Forward Delivery Agreement shall be governed by, and construed in accordance with, the laws of the State of Alabama.

**Section 6.06. Severability.** In the event any provision of this Forward Delivery Agreement shall be held invalid or unenforceable by a court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof.

**Section 6.07. Amendments.** This Forward Delivery Agreement shall not be amended, modified or supplemented without the prior written consent of all parties hereto.

**Section 6.08. Successors and Assigns.** This Forward Delivery Agreement shall inure to the benefit of and be binding upon the parties and their respective successors and assigns. Neither this Forward Delivery Agreement nor any interest or obligation in or under this Forward Delivery Agreement may be transferred by any party without the prior written consent of the other parties, except in connection with the Lender's right to sell, assign and transfer the Tax-Exempt Bond or fractional interests in the Tax-Exempt Bond as permitted by the Indenture.

IN WITNESS WHEREOF, the parties have caused this Forward Delivery Agreement to be duly executed and delivered by their duly authorized officers as of the date first written above.

Raymond James Capital Funding, Inc.

By: \_\_\_\_\_  
Vice President

[Signature page to Forward Delivery Agreement relating to the \$[Amount] Auburn University Taxable General Fee Revenue Refunding Bond, Series 2022-A]

AUBURN UNIVERSITY

By: \_\_\_\_\_  
Name/Title:

## SCHEDULE I

Title of Tax-Exempt Bond:	Auburn University General Fee Revenue Refunding Bond, Series 2024-A
Principal Amount of Tax-Exempt Bond:	Equal to the outstanding principal amount of the Taxable Bond as of the Settlement Date.
Final Maturity Date:	June 1, 2035.
Interest Rate:	2.20% (subject to adjustment as provided in the Indenture).
Principal Installments:	Same as remaining principal installments for the Taxable Bond on the Settlement Date.
Tax Treatment:	Interest on the Tax-Exempt Bond shall not be includable in gross income for Federal or State of Alabama income tax purposes.
Security:	Same as the Taxable Bond.
Other Provisions of Tax-Exempt Bond:	All as specified in the Indenture as applicable to the Tax-Exempt Bond.
Form of Tax-Exempt Bond:	One fully registered, physical bond which will be subject to the transfer restrictions provided for in the Taxable Bond and the Indenture.
Registered Owner:	Raymond James Capital Funding, LLC or any subsequent registered owner of Taxable Bond.
Optional Redemption:	The Tax-Exempt Bond will be subject to optional redemption as provided in the Indenture.

**EXHIBIT A**

**FORM OF OPINION OF BOND COUNSEL**

\_\_\_\_\_, 2024

Raymond James Capital Funding, Inc.  
St. Petersburg, Florida

Auburn University  
Auburn, Alabama

Re: \$ \_\_\_\_\_ General Fee Revenue Refunding Bond, Series [2024-A] issued by  
Auburn University

Ladies and Gentlemen:

We have acted as bond counsel to Auburn University (the "University") in connection with the issuance by the University of \$ \_\_\_\_\_ principal amount of its General Fee Revenue Refunding Bond, Series 2024-A (the "Series 2024-A Bond"), dated the date hereof. In such capacity, we have examined such law and such certified proceedings and other documents as we have deemed necessary to render this opinion.

The Series 2024-A Bond is issued pursuant to the authority of the Constitution and laws of the State of Alabama and a General Fee Revenue Indenture dated as of June 1, 1985, between the University and The Bank of New York Mellon Trust Company, N.A. as successor trustee (the "Trustee"), as previously supplemented and as further supplemented by a Twenty-\_\_\_\_\_ \* Supplemental General Fee Indenture dated as of \_\_\_\_\_ 1, 2024 (as so supplemented, the "Indenture" or "General Fee Revenue Indenture"). Under the Indenture, the University has pledged for payment of the Series 2024-A Bond (a) the gross revenues from certain general tuition fees levied against all students of the University (excluding that portion of such fees designated for athletic purposes and allocated to the Athletic Department of the University and excluding any other fee designated for a special purpose) (the "General Fees"), and (b) the gross revenues derived by the University from certain student fees levied against students at the Auburn Main Campus and Auburn Montgomery Campus, respectively, by duly adopted resolutions of the Board of Trustees (the "Pledged Student Fees") and (c) the gross fees derived by the University from operation of the housing and dining facilities owned by the University (the "Housing and Dining Revenues"). Under the Indenture, the University has further pledged for payment of the Series 2024-A Bond, on a subordinate basis to certain outstanding bonds of the University, the gross revenues derived by the University from its intercollegiate athletic program and that portion of the general tuition fees levied against all students of the University at the Auburn Main Campus, designated for athletic purposes and allocated to the Athletic Department of the University (the "Athletic Program Revenues"; together with the General Fees, the Pledged Student Fees and the Housing and Dining Revenues, the "Pledged Revenues"). In the Indenture, the University has reserved the right to issue

obligations secured by pledges of the Athletic Program Revenues, the Housing and Dining Revenues, and the General Fees and Pledged Student Fees derived from the Auburn Montgomery Campus that are prior to the pledge of such revenues for the benefit of the Series 2024-A Bond and any other bonds issued under the Indenture, upon compliance with the terms set forth in the Indenture. The Series 2024-A Bond is not payable from any other funds or revenues of the University. Under the Indenture, the Pledged Revenues do not include any other fee or charge designated for a special purpose by resolution of the Board of Trustees of the University (the "Board"), unless provided otherwise by Board resolution.

As to questions of fact material to our opinion, we have relied upon the representations of the University contained in the Indenture and in the certified proceedings and other certifications of officials of the University and others furnished to us without undertaking to verify the same by independent investigation.

Based upon the foregoing, we are of the opinion that, under existing law:

1. The University is validly existing as a public corporation and instrumentality of the State of Alabama with the power to enter into the Indenture, to perform the agreements on its part contained therein and to issue the Series 2024-A Bond.

2. The Indenture has been duly authorized, executed and delivered by the University and constitutes a valid and binding obligation of the University enforceable upon the University in accordance with its terms, subject to certain limitations described below.

3. The Indenture creates a valid lien on the Pledged Revenues and other funds held by the Trustee under the Indenture as security for the Series 2024-A Bond on a parity with all other bonds heretofore issued under the Indenture and with any additional bonds hereafter issued under the Indenture (as permitted therein); subject in the case of the Athletic Program Revenues to a prior pledge by the University under its Athletic Revenue Trust Indenture dated as of September 15, 1985, as supplemented, and in the case of the Athletic Program Revenues, the Housing and Dining Revenues, and the General Fees and Pledged Student Fees derived from the Auburn Montgomery Campus to any pledges of such revenues hereafter made for other senior obligations permitted to be issued upon compliance with the terms set forth in the Indenture.

4. The Series 2024-A Bond has been duly authorized, executed and delivered by the University and is a valid and binding limited obligation of the University, payable solely from the Pledged Revenues and other funds provided therefor in the Indenture.

5. Interest on the Series 2024-A Bond is excludable from gross income for federal income tax purposes and will not be included in computing the federal alternative minimum tax. The opinion set forth in the preceding sentence is subject to the condition that the Issuer comply with all requirements of the Internal Revenue Code of 1986, as amended, that must be satisfied subsequent to the issuance of the Series 2024-A Bond in order that interest thereon be, or continue to be, excluded from gross income for federal income tax purposes. The Issuer has covenanted to comply with all such requirements. Failure to comply with certain of such requirements may cause interest on the Series 2024-A Bond to be included in gross income for federal income tax purposes retroactive to the date of issuance of the Series 2024-A Bond.

6. Interest on the Series 2024-A Bond is exempt from State of Alabama income taxation.

The rights of the owners of the Series 2024-A Bond and the enforceability of the Series 2024-A Bond and the Indenture may be limited by bankruptcy, insolvency, reorganization, moratorium and other similar laws affecting creditors' rights generally and by equitable principles, whether considered at law or in equity.

We are of the further opinion that the University is, under existing provisions of the Constitution of Alabama as construed by the Supreme Court of Alabama, exempt from all suits, but that the agents and employees of the University may, by mandamus, under certain circumstances be compelled to apply the Pledged Revenues to the payment of the Series 2024-A Bond in accordance with the provisions of the Indenture.

Neither the principal of nor the interest on the Series 2024-A Bond nor the aforesaid pledge or any other agreements contained in the Indenture constitute an obligation of any nature whatsoever of the State of Alabama and neither the Series 2024-A Bond nor any obligation arising from said pledge or other agreements are payable out of any moneys appropriated to the University by the State of Alabama. The Indenture does not constitute a mortgage on any property of the University and no foreclosure or sale proceedings with respect to any property of the University shall ever be had under authority of the Indenture.

We express no opinion regarding tax consequences arising with respect to the Series 2024-A Bond other than as expressly set forth herein.

This opinion is given as of the date hereof and we assume no obligation to update or supplement this opinion to reflect any facts or circumstances that may hereafter come to our attention or any changes in law that may hereafter occur.

Respectfully,

Balch & Bingham LLP

**EXHIBIT B**

**OPINION OF UNIVERSITY COUNSEL**

\_\_\_\_\_, 2024

Raymond James Capital Funding, Inc.  
St. Petersburg, Florida

The Bank of New York Mellon Trust Company,  
N.A.  
Birmingham, Alabama

**Re: \$ \_\_\_\_\_ General Fee Revenue Refunding Bond, Series [2024-A], issued  
by Auburn University**

I have acted as counsel for Auburn University, an Alabama public corporation (the "Issuer"), in connection with the issuance of the above-referenced bond (the "Bond"). The Bond is being acquired from the Issuer by Raymond James Capital Funding, Inc. (the "Lender") to evidence a loan from the Lender to the University. The Bond is being issued under and pursuant to the terms of a General Fee Revenue Trust Indenture dated as of June 1, 1985 (the "Original Indenture"), between the Issuer and The Bank of New York Mellon Trust Company, N.A., as trustee, as previously supplemented and amended and as further as supplemented by the Twenty-\_\_\_\_\_ Supplemental General Fee Indenture dated as of \_\_\_\_\_ 1, 2024 (the "Twenty-\_\_\_\_\_ Supplemental Indenture and together with the Original Indenture as previously supplemented and amended herein the "Indenture"). Capitalized terms not otherwise defined herein shall have the meaning assigned in the Indenture.

I have examined the following: pertinent proceedings of the Issuer; certificates executed by officers of the Issuer; and such other certificates, proceedings, opinions, proofs and documents as I have deemed necessary in connection with the opinions hereinafter set forth. As to various questions of fact material to this opinion, I have relied upon certificates of officers of the Issuer.

For purposes of this opinion, I have assumed the genuineness of all signatures and the authenticity of all documents submitted as originals, the conformity to original documents of documents submitted as copies and the authenticity of the originals of such latter documents. I have further assumed the due authorization, execution and delivery of each of such documents by, or on behalf of, all parties thereto, other than the Issuer. Whenever an opinion herein is qualified by the phrase "to the best of my knowledge," or any similar phrase implying a limitation on the basis of knowledge, it is intended to indicate that the undersigned has no current actual knowledge to the contrary of such matters so qualified based upon the certification of

Issuer officers. I have not, however, undertaken any other independent investigation or due diligence to determine such matters. Nothing herein shall be deemed to be intended as an express or implied waiver of the sovereign immunity of the Issuer. This opinion letter is limited to the federal law of the United States, the law of the State of Alabama, and the general business law of the State of Alabama, and no opinion is expressed with respect to the laws of any other state or jurisdiction.

Based on the foregoing and upon such investigation as I have deemed necessary, I am of the opinion that:

1. The Issuer is duly organized as a public corporation under the applicable law of the State of Alabama.

2. The Issuer has the power to issue the Bond and to otherwise consummate the transaction contemplated by the Twenty-\_\_\_\_\_ Supplemental Indenture (the "Transaction").

3. By proper action of its governing body, the Issuer has duly authorized the Transaction.

4. To the best of my knowledge, no consents, approvals, authorizations and orders of governmental authorities are required to be obtained by the Issuer as a condition to the consummation of the Transaction.

5. The Indenture and the Bond constitute legal, valid and binding obligations of the Issuer.

6. To the best of my knowledge, after reasonable inquiry, there is no action, suit, proceeding, inquiry or investigation pending before any court or governmental authority, or threatened against or affecting the Issuer or its properties, that (i) involves the consummation of the Transaction or (ii) could have a materially adverse effect upon the Issuer's financial condition or operations.

7. The Indenture creates a valid lien on the Pledged Revenues. I express no opinion about the priority of the lien of the Indenture on the Pledged Revenues.

The rights of the owners of the Bond and the enforceability of the Bond and the Indenture may be limited by bankruptcy, insolvency, reorganization, moratorium and other similar laws affecting creditors' rights generally and by equitable principles, whether considered at law or in equity.

I am of the opinion that the Issuer is, under existing provisions of the Constitution of Alabama as construed by the Supreme Court of Alabama, exempt from all suits, but that the agents and employees of the Issuer may, by mandamus, under certain circumstances, be compelled to apply the Pledged Revenues to the payment of the Bond in accordance with the provisions of the Indenture.

This opinion is given as of the date hereof, and I assume no obligation to update or supplement this opinion to reflect any facts or circumstances that may hereafter come to my attention or any changes in law that may hereafter occur.

Very truly yours,

**AUBURN UNIVERSITY**

By: \_\_\_\_\_

Jaime S. Hammer  
General Counsel

**EXECUTIVE COMMITTEE  
APRIL 22, 2022 BOARD MEETING  
AUBURN UNIVERSITY BOARD OF TRUSTEES**

1. Posthumous Awarding of the Bachelor of Interdisciplinary Studies Degree to Christine Gootee (Carl Stockton)
2. Approval of Revisions to Board Policy D-12: Construction of Statues, Monuments, and Other Items of Recognition (John Morris)
3. Approval of Frank Thomas Statue (John Morris)
4. Proposed Awards and Namings (Wayne Smith)

Committee Chairperson: Mr. Wayne Smith

Committee Members: Mr. Michael DeMaioribus

*President Pro Tempore* Bob Dumas

Mr. Raymond Harbert

Mr. Jimmy Rane

## RESOLUTION

### POSTHUMOUS AWARDING OF THE BACHELOR OF INTERDISCIPLINARY STUDIES DEGREE TO CHRISTINE GOOTEE

WHEREAS, Mrs. Christine Gootee, an undergraduate student in the Bachelor of Interdisciplinary Studies degree program at Auburn University at Montgomery, passed away on January 27, 2022; and

WHEREAS, Mrs. Gootee passed away before she could complete the final requirements for a Bachelor of Interdisciplinary Studies degree; and

WHEREAS, the coordinator of the Interdisciplinary Student degree program, the Associate Provost for Undergraduate Studies, the Provost, and the Chancellor recommend that the Bachelor of Interdisciplinary Studies degree be awarded posthumously.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the degree of Bachelor of Interdisciplinary Studies is hereby granted posthumously to Mrs. Christine Gootee in recognition of her academic achievements as a student at Auburn University at Montgomery.

BE IT FURTHER RESOLVED that the Board hereby expresses its sympathy and condolences to the family of Mrs. Christine Gootee in this period of sadness and that a copy of this resolution be presented to them so that they will know of this action and the university's deep loss.



MEMORANDUM

TO: Jay Gogue, President

THROUGH: Ronald Burgess, Executive Vice President *RS*

FROM: Carl A. Stockton, Chancellor *CAS*

SUBJECT: Posthumous Degree for Mrs. Christine Gootee

DATE: March 16, 2022

I have received a request from Provost Varma to award posthumously the Bachelor of Interdisciplinary Studies degree to Mrs. Christine Gootee who passed away early in the Spring 2022 semester. Mrs. Gootee was in good standing and would have graduated this coming May.

Following a careful review of her academic records, the program coordinator concurs that her academic achievements ensure Mrs. Gootee would have met the requirements necessary to be awarded a degree this May. Please find attached a formal request from the coordinator of the Interdisciplinary Studies Program, the Associate Provost for Undergraduate Studies, and Provost Varma.

I respectfully request that this item be placed on the April 2022 Board of Trustees agenda for their approval. Thank you for your kind attention.



MEMO

To: Dr. Carl Stockton, Chancellor

From: Dr. Mrinal Varma, Provost and Senior Vice Chancellor *MM*

Date: February 2, 2022

Re: Posthumous degree for Christine Gootee

I write to support the recommendation made by Dr. Joy L. Clark, Associate Provost for Undergraduate Students, to award of a posthumous degree to Christine Gootee, an undergraduate student who died unexpectedly early in Spring 2022 semester. At the time of her death, Mrs. Gootee, a military spouse and non-traditional student, was on track to complete an Interdisciplinary Studies degree with a minor in Psychology.



MEMO

To: Dr. Mrinal Varma, Provost and Senior Vice Chancellor

MM

From: Dr. Joy Clark, Associate Provost for Undergraduate Studies

Joy Clark

Date: February 2, 2022

Re: Posthumous degree for Christine Gootee

I write to support the recommendation made by Dr. Aaron Cobb, coordinator of the Bachelor of Interdisciplinary Studies degree program, to award of a posthumous degree to Christine Gootee, an undergraduate student who died unexpectedly early in Spring 2022 semester. At the time of her death, Mrs. Gootee, a military spouse and non-traditional student, was on track to complete an Interdisciplinary Studies degree with a minor in Psychology.

**Auburn University at Montgomery | Office of the Provost**

P.O. Box 244023 | Montgomery, AL 36124-4023 | Telephone: 334-244-3600

[www.aum.edu](http://www.aum.edu)



**AUBURN UNIVERSITY**

**AT MONTGOMERY**

To: Dr. Joy Clark, Associate Provost for Undergraduate Studies

From: Dr. Aaron Cobb, Coordinator of the Bachelor of Interdisciplinary Studies degree program

Date: 2/2/2022

Re: Posthumous degree for Christine Gootee

I write to recommend the award of a posthumous degree to Christine Gootee, an undergraduate student who died unexpectedly early in Spring 2022 semester. Mrs. Gootee was a non-traditional student, after moving with her husband throughout his military career. She had the academic history that made an Interdisciplinary Studies degree perfect for her needs. Mrs. Gootee was proud to be a Warhawk and was making steady progress toward the completion of her degree. She had enrolled in coursework in Spring 2022 semester, but withdrew when she was admitted into the hospital. She was a senior and in good academic standing. I have no doubt that she would have successfully completed degree requirements in due course.

Please let me know if I can provide further documentation or support on this matter.

AUBURN UNIVERSITY AT MONTGOMERY

College of Liberal Arts and Social Sciences

P.O. Box 244023, Montgomery, AL 36124-4023; Telephone: 334-244-3827

[www.class.aum.edu](http://www.class.aum.edu)

## RESOLUTION

### REVISIONS TO BOARD OF TRUSTEES POLICY D-12: CONSTRUCTION OF STATUES, MONUMENTS, AND OTHER ITEMS OF RECOGNITION

WHEREAS, the Board of Trustees of Auburn University deems it to be best for promoting the interest, mission, and vision of Auburn University that the Board of Trustees adopts and maintains consolidated, comprehensive, policies and procedures pursuant to which its affairs may be governed; and

WHEREAS, a recent review of the current Board Policy D-12, "Construction of Statues, Monuments, and Other Items of Recognition," as well as a comparison to similar policies of peer universities, revealed that most institutions utilize a designated review committee to ensure consistent application of the policy, a practice which would more often ensure that the creation of statues, monuments, or other items of recognition is consistent with the mission of the institution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the existing Board Policy D-12, "Construction of Statues, Monuments, and Other Items of Recognition," is hereby revised as attached hereto in Exhibit 1.

**EXHIBIT 1**

REVISED BOARD OF TRUSTEES POLICY D-12,  
“CONSTRUCTION OF STATUES, MONUMENTS,  
AND OTHER ITEMS OF RECOGNITION”

[Attached]

**D-12. CONSTRUCTION OF STATUES, MONUMENTS, AND OTHER ITEMS OF RECOGNITION POLICY**

Statues or monuments will be erected on the University property only for persons, entities, or event that has made outstanding, meritorious and long-lasting contributions to the University, or who otherwise have strong connections to the University and have attained the highest level of distinction in their fields of endeavor. Other types of recognitions, including but not limited to plaques and historical markers, will be erected only in recognition of significant events of lasting importance to the University. Beginning April 2022, the Board of Trustees will consider requests or proposals of items submitted under this policy (if and as submitted) only at its April meeting, every other year.

**POLICY PROCEDURES**

Requests or proposals for erecting any statue, monument, or other type of permanent display of recognition on the University property must be made in writing to the Executive Vice President for Advancement by the administrative head, dean, director, Vice President, or Provost of the relevant program, school, campus, or other are of the University to which the person being recognized is most closely associated. When the erecting of statues, monuments, or other types of recognition on campus is a part of a private fundraising effort or campaign, all aspects of the fundraising and commemoration process must be ~~included process will be~~ considered including, without limitation, commissioning and building the statue, monument, or other recognition, preparing the erection site, and erecting the piece.

Upon receipt of a request or a proposal described in the preceding paragraph, the Executive Vice President for Development shall review the request or proposal with the Statue and Monuments Committee. The Statue and Monuments Committee shall be comprised of leaders representing the Office of the President, Office of the Provost, Campus Facilities, Faculty, Staff, Auburn Advancement and Auburn Athletics. The Statue and Monuments Committee shall review and submit such request or proposal and shall submit a copy of the same, together with its recommendation regarding what action the University should take with respect to such request or proposal, to the University President.

When the request is to place a plaque or similar recognition at the site of a building, structure or other location that has previously been named for, or has otherwise been designated to honor or commemorate, the person, entity, or event to be identified on such plaque by prior action of the Board of Trustees, the University President is authorized to approve the placement of the same without further action of the Board of Trustees. In all other cases, upon receipt of a request or proposal and the recommendation of the Statue and Monuments Committee Vice President for Development as described in the preceding paragraph, the University President ~~should will~~ review and may submit a copy of the same, together with ~~its his or her~~ recommendation regarding what action the University should take with respect to such request or proposal, to the *President Pro Tem* of the Board of Trustees.

If, upon receipt and review of the request or proposal and the recommendations of the Statue and Monuments Committee Vice President for Development and the University President as described in the preceding paragraphs, the *President Pro Tem* of the Board of Trustees concurs that the request or proposal should be submitted to the full Board of Trustees for final review and approval, then the *President Pro Tem* of the Board of Trustees shall forward a copy of the request or proposal, together with the recommendations of the Statue and Monuments Committee through the Executive Vice President for Development and the University President and any other relevant or supporting information, to each member of the Board of Trustees for further review, and such item shall be placed on the agenda for the next meeting of the Board of Trustees for which the agenda has not yet been fixed.

CONSTRUCTION OF STATUES, MONUMENTS, AND OTHER ITEMS OF RECOGNITION POLICY

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Final approval of any statue, monument, or other type of recognition be erected on campus must be obtained by a vote in an open session of at least seventy-five percent (75%) of the members of the Board of Trustees who are present at such meeting and who are entitled to vote on the matter. Notwithstanding the forgoing, issues, concerns, and objections, if any, concerning approving the request or proposal or relating the general reputation and character of any person, entity, or event to be commemorated pursuant to the request or proposal, shall be discussed in an executive session of the Board of Trustees. For the avoidance of doubt, no person or entity may promise or make any promise, binding offer, or commitment concerning the erecting of any statue, monument, or other type of recognition that would require approval by the Board of Trustees pursuant to this policy without first obtaining the approval of the Board of Trustees prior to making such promise, binding offer, or commitment regarding the same.

ADOPTED: April 20, 2012

REVISED: April 17, 2015

REVISED: April 16, 2021

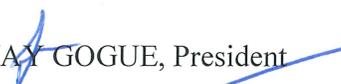
REVISED: April 22, 2022



**AUBURN**  
ADVANCEMENT

**MEMORANDUM**

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**TO:** JAY GOGUE, President 

**THROUGH:** RONALD BURGESS, Executive Vice President 

**FROM:** JOHN MORRIS, Senior Vice President for Advancement 

**SUBJECT:** EXECUTIVE COMMITTEE

**APPROVAL OF REVISIONS TO POLICY D-12 “CONSTRUCTION OF STATUES,  
MONUMENTS, AND OTHER ITEMS OF RECOGNITION”**

**DATE:** March 22, 2022

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This memorandum requests that the following item be presented to the Board of Trustees through the Executive Committee during the meeting scheduled for April 22, 2022.

**Proposal:**

Auburn Advancement proposes revisions to the current Board of Trustees Policy D-12 “Construction of Statues, Monuments, and Other Items of Recognition” as shown in Exhibit 1.

**Review and Consultation:**

Following a review of the current policy for the construction of statues and monuments on Auburn University’s campus, as well as an assessment of similar policies among other Southeastern Conference schools, I am recommending for your consideration an adjustment to the policy.

Our current policy is consistent with those of our peers and provides thorough guidelines for the process of requesting the construction of permanent displays on campus. However, our assessment revealed that many of our peers utilize the assistance of a designated review committee in this process. Therefore, I am recommending a change in the policy which will establish a Statue and Monuments Committee comprised of university leaders to review and act upon any request of this nature.

The addition of this new Statue and Monuments Committee will strengthen our policy and ensure that our process is consistent with those of other higher education institutions.

**EXHIBIT 1**

REVISED BOARD OF TRUSTEES POLICY D-12,  
“CONSTRUCTION OF STATUES, MONUMENTS,  
AND OTHER ITEMS OF RECOGNITION”

[Attached]

**D-12. CONSTRUCTION OF STATUES, MONUMENTS, AND OTHER ITEMS OF RECOGNITION POLICY**

Statues or monuments will be erected on the University property only for persons, entities, or event that has made outstanding, meritorious and long-lasting contributions to the University, or who otherwise have strong connections to the University and have attained the highest level of distinction in their fields of endeavor. Other types of recognitions, including but not limited to plaques and historical markers, will be erected only in recognition of significant events of lasting importance to the University. Beginning April 2022, the Board of Trustees will consider requests or proposals of items submitted under this policy (if and as submitted) only at its April meeting, every other year.

**POLICY PROCEDURES**

Requests or proposals for erecting any statue, monument, or other type of permanent display of recognition on the University property must be made in writing to the Executive Vice President for Advancement by the administrative head, dean, director, Vice President, or Provost of the relevant program, school, campus, or other are of the University to which the person being recognized is most closely associated. When the erecting of statues, monuments, or other types of recognition on campus is a part of a private fundraising effort or campaign, all aspects of the fundraising and commemoration process must be ~~included process will be~~ considered including, without limitation, commissioning and building the statue, monument, or other recognition, preparing the erection site, and erecting the piece.

Upon receipt of a request or a proposal described in the preceding paragraph, the Executive Vice President for Development shall review the request or proposal with the Statue and Monuments Committee. The Statue and Monuments Committee shall be comprised of leaders representing the Office of the President, Office of the Provost, Campus Facilities, Faculty, Staff, Auburn Advancement and Auburn Athletics. The Statue and Monuments Committee shall review and submit such request or proposal and shall submit a copy of the same, together with its recommendation regarding what action the University should take with respect to such request or proposal, to the University President.

When the request is to place a plaque or similar recognition at the site of a building, structure or other location that has previously been named for, or has otherwise been designated to honor or commemorate, the person, entity, or event to be identified on such plaque by prior action of the Board of Trustees, the University President is authorized to approve the placement of the same without further action of the Board of Trustees. In all other cases, upon receipt of a request or proposal and the recommendation of the Statue and Monuments Committee Vice President for Development as described in the preceding paragraph, the University President ~~should will~~ review and may submit a copy of the same, together with ~~its his or her~~ recommendation regarding what action the University should take with respect to such request or proposal, to the *President Pro Tem* of the Board of Trustees.

If, upon receipt and review of the request or proposal and the recommendations of the Statue and Monuments Committee Vice President for Development and the University President as described in the preceding paragraphs, the *President Pro Tem* of the Board of Trustees concurs that the request or proposal should be submitted to the full Board of Trustees for final review and approval, then the *President Pro Tem* of the Board of Trustees shall forward a copy of the request or proposal, together with the recommendations of the Statue and Monuments Committee through the Executive Vice President for Development and the University President and any other relevant or supporting information, to each member of the Board of Trustees for further review, and such item shall be placed on the agenda for the next meeting of the Board of Trustees for which the agenda has not yet been fixed.

CONSTRUCTION OF STATUES, MONUMENTS, AND OTHER ITEMS OF RECOGNITION POLICY

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Final approval of any statue, monument, or other type of recognition be erected on campus must be obtained by a vote in an open session of at least seventy-five percent (75%) of the members of the Board of Trustees who are present at such meeting and who are entitled to vote on the matter. Notwithstanding the forgoing, issues, concerns, and objections, if any, concerning approving the request or proposal or relating the general reputation and character of any person, entity, or event to be commemorated pursuant to the request or proposal, shall be discussed in an executive session of the Board of Trustees. For the avoidance of doubt, no person or entity may promise or make any promise, binding offer, or commitment concerning the erecting of any statue, monument, or other type of recognition that would require approval by the Board of Trustees pursuant to this policy without first obtaining the approval of the Board of Trustees prior to making such promise, binding offer, or commitment regarding the same.

ADOPTED: April 20, 2012

REVISED: April 17, 2015

REVISED: April 16, 2021

REVISED: April 22, 2022

## RESOLUTION

### CONSTRUCTION OF A STATUE AT SAMFORD STADIUM-HITCHCOCK FIELD AT PLAINSMAN PARK IN HONOR OF FRANK THOMAS

WHEREAS, Frank Thomas, a member of Auburn University's baseball team from 1987-1989, has been the program's most accomplished player through a distinguished 19-year career in major league baseball; and

WHEREAS, his 521 home runs and 1,704 runs batted in while turning in a .301 career batting average and .419 on-base percentage solidified his nickname "The Big Hurt" and led to his selection to five All-Star Games, two American League Most Valuable Player awards, and four Silver Slugger awards; and

WHEREAS, Frank Thomas is the university's first and only former athlete to be inducted into the National Baseball Hall of Fame, following a celebrated career in which the Chicago White Sox retired his No. 35 jersey in 2010; and

WHEREAS, amid a strong interest in celebrating the university's baseball history and legacy, Auburn Athletics seeks to honor Frank Thomas and create an Auburn destination that celebrates Auburn Baseball's past while encouraging future generations of student-athletes.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that a statue be constructed at Samford Stadium-Hitchcock Field at Plainsman Park in recognition of the many accomplishments of Frank Thomas as both an exceptional collegiate and professional athlete who represents the best of Auburn Athletics.



**AUBURN**  
ADVANCEMENT

**MEMORANDUM**

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**TO:** JAY GOGUE, President *JB*  
**THROUGH:** RONALD BURGESS, Executive Vice President  
**FROM:** ALLEN GREENE, Athletics Director  
**SUBJECT:** EXECUTIVE COMMITTEE  
**APPROVAL OF FRANK THOMAS STATUE**  
**DATE:** March 22, 2022

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This memorandum requests that the following item be presented to the Board of Trustees through the Executive Committee during the meeting scheduled for April 22, 2022.

**Proposal:**

Auburn Athletics proposes to honor Frank Thomas, Auburn's most decorated baseball player and only athlete to be inducted into the National Baseball Hall of Fame, through the construction of a statue in his likeness to reside on Auburn University's campus.

**Review and Consultation:**

During his three seasons as a member of Auburn University's baseball team, Frank Thomas earned numerous accolades, including three All-SEC selections and a consensus All-American selection, and was the school's all-time leader in home runs, runs batted in, total bases, extra base hits, slugging percentage and on-base percentage. He was undoubtedly one of the most feared hitters in the Southeastern Conference, and ultimately in Major League Baseball.

Thomas was selected by the Chicago White Sox with the seventh overall pick in the first round of the 1989 MLB Draft and spent 16 of his 19 MLB seasons with the team. In recognition of his outstanding career, the team retired his No. 35 jersey in 2010.

Nicknamed "The Big Hurt," he amassed 521 home runs and 1,704 runs batted in while turning in a .301 career batting average and .419 on-base percentage. Thomas was voted to five All-Star Games and won two American League Most Valuable Player and four Silver Slugger awards.

Following his professional career, Thomas earned a first-ballot induction into the National Baseball Hall of Fame in the summer of 2014, becoming Auburn's first and only former athlete to earn this prestigious honor. He continues to serve as an ambassador for America's favorite pastime as a studio analyst for FOX Sports, among other broadcasting duties.

**Rationale for Recommendation:**

From his hometown of Columbus, Georgia, to Chicago and other MLB cities, and ultimately to renowned Cooperstown, New York, Frank Thomas has represented Auburn University and Auburn Athletics with distinction for more than 35 years. As an Auburn and MLB legend, he has helped raise the profile of Auburn University through excellence in both intercollegiate and professional athletics. It is fitting that a statue be constructed in his honor on campus to serve as an inspiration for the Auburn Family and for future generations of student-athletes.

**PROPOSED AWARDS AND NAMINGS  
APRIL 22, 2022 BOARD MEETING  
AUBURN UNIVERSITY BOARD OF TRUSTEES**

Time will be allotted for discussion of the list of proposed awards and namings.

RESOLUTION

APPROVAL OF MINUTES

WHEREAS, copies of the minutes of the February 4, 2022 meeting of the Board of Trustees have been distributed to all members of this Board for review; and

WHEREAS, the members have reviewed the minutes and determined that they constitute a true and correct recitation of the business of the respective meeting.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the minutes of the February 4, 2022 meeting of the Board of Trustees are hereby approved as distributed.

MINUTES OF A MEETING OF THE  
BOARD OF TRUSTEES  
OF  
AUBURN UNIVERSITY

FEBRUARY 4, 2022

**SCHEDULE AND AGENDA  
FEBRUARY 4, 2022 BOARD OF TRUSTEES MEETING  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
ROOMS 221-223 OF THE TAYLOR CENTER  
ON THE AUM CAMPUS**

- I. Call to Order and Opening Remarks
- II. Committee Meetings
  - A. Audit and Compliance Committee | Chairperson Vines
    1. Review of Audited Financial Report – *For Information Only*
  - B. Property and Facilities Committee | Chairperson DeMaioribus
    1. Hood McPherson Renovation: Final Project Approval
    2. Auburn Arena – Women’s Basketball Locker Room Renovations: Final Project Approval
    3. Auburn Arena – New Practice Gym: Approval of Project Initiation and Authorization to Commence the Architect Selection Process
    4. Jordan-Hare Stadium – Annual Restoration and Maintenance: Project Approval and Authority to Execute
    5. Quad Drive – Utilities Infrastructure: Project Approval and Authority to Execute
    6. Auburn University Regional Airport – T-Hangar Construction: Final Project Approval
    7. AUM Real Estate Acquisition: Pearson Building in Montgomery, Alabama
    8. Real Estate Authority to Execute Lease: Alabama Department of Agriculture and Industry, Auburn, Alabama
    9. Status Updates – *For Information Only*
      - a. Current Status of New Construction/Renovation/Infrastructure Projects with Budgets of \$1,000,000 and Greater
      - b. Quarterly Report for Projects Costing More than \$500,000 but Less than \$1,000,000 – 1<sup>st</sup> Quarter, Fiscal Year 2022
      - c. Project Status Report

- C. Academic Affairs Committee | Chairperson Newton
  - 1. Proposed Redesignation of Academic Units
  - 2. Agenda Item for the Board of Trustees – *For Information Only*
- D. Executive Committee | Chairperson Smith
  - 1. Posthumous Awarding of the Bachelor of Science in Professional Flight to Joshua James Marshall
  - 2. Posthumous Awarding of the Bachelor of Science in Horticulture to Colonel (Retired) Dr. Mark P. McGuire
  - 3. Proposed 2022-2023 Board of Trustees Meeting Dates
  - 4. Proposed Awards and Namings
- E. Trustee Reports
- III. Regular Meeting of the Board of Trustees
- IV. Proposed Executive Session
- V. Reconvened Meeting of the Board of Trustees
  - 1. Approval of the November 12, 2021 Meeting Minutes and the December 10, 2021 Special Called Meeting Minutes
  - 2. AUM Chancellor's Report
  - 3. President's Report
  - 4. Action Items and Committee Meeting Reports
    - A. Property and Facilities Committee
      - 1. Hood McPherson Renovation: Final Project Approval
      - 2. Auburn Arena – Women's Basketball Locker Room Renovations: Final Project Approval
      - 3. Auburn Arena – New Practice Gym: Approval of Project Initiation and Authorization to Commence the Architect Selection Process

4. Jordan-Hare Stadium – Annual Restoration and Maintenance:  
Project Approval and Authority to Execute
5. Quad Drive – Utilities Infrastructure: Project Approval and Authority to  
Execute
6. Auburn University Regional Airport – T-Hangar Construction:  
Final Project Approval
7. AUM Real Estate Acquisition: Pearson Building in Montgomery, Alabama
8. Real Estate Authority to Execute Lease: Alabama Department of Agriculture  
and Industry, Auburn, Alabama

B. Academic Affairs Committee

1. Proposed Redesignation of Academic Units

C. Executive Committee

1. Posthumous Awarding of the Bachelor of Science in Professional Flight to  
Joshua James Marshall
2. Posthumous Awarding of the Bachelor of Science in Horticulture to  
Colonel (Retired) Dr. Mark P. McGuire
3. Proposed 2022-2023 Board of Trustees Meeting Dates
4. Proposed Awards and Namings

VI. Recess Meeting

As *President Pro Tempore* of the Auburn University Board of Trustees, Mr. Bob Dumas convened the meeting of the Auburn University Board of Trustees on Friday, February 4, 2022 at 9:30 a.m. in Rooms 221-223 of the Taylor Center on the Auburn University at Montgomery campus.

After calling the meeting to order, *President Pro Tempore* Dumas called upon Board Secretary Jon Waggoner to call the roll. The following named members of the Board of Trustees were deemed to be in attendance:

Mr. Michael A. DeMaioribus; Mr. Robert W. Dumas; Mr. Raymond J. Harbert; Ms. Elizabeth H. Huntley; Mr. D. Gaines Lanier; Mr. Charles D. McCrary; Ms. Sarah B. Newton; Mr. James R. Pratt, III; Mr. James W. Rane; Mr. Quentin P. Riggins; Mr. B.T. Roberts; Mr. M. Clark Sahlie; Mr. James H. Samford; Mr. Wayne T. Smith; and Mr. Timothy Vines.

Governor Kay Ivey, President of the Board, was absent from the meeting.

The individuals listed above represent all persons recognized as members of the Auburn University Board of Trustees at the time of the meeting.

Also sitting with the Board were the following persons: Dr. Jay Gogue, Auburn University President; Dr. Donald Mulvaney, Faculty Advisor to the Board of Trustees from the Auburn University campus; Dr. Glen Ray, Faculty Advisor to the Board of Trustees from the Auburn University at Montgomery campus; Mr. Rett Waggoner, Auburn University Student Government Association President; Mr. Keenan Carter, Auburn University at Montgomery Student Government Association President; and Mr. Jon Waggoner, Secretary to the Board of Trustees.

The following persons were also in attendance at the meeting: Gen. Ronald Burgess, Executive Vice President; Dr. Bill Hardgrave, Provost and Senior Vice President for Academic Affairs; Ms. Kelli Shomaker, Vice President for Business & Finance and Chief Financial Officer; Dr. Bobby Woodard, Senior Vice President for Student Affairs; Ms. Jaime Hammer, General Counsel; Mr. Daniel King, Associate Vice President for Facilities; Dr. Carl Stockton, Chancellor of AUM; Mr. Mark Stirling, Director of Auburn University Real Estate; Ms. Gretchen VanValkenburg, Vice President for Alumni Affairs and Executive Director of the Auburn Alumni Association; Dr. Joffrey Gaymon, Vice President for Enrollment; Mr. Simon Yendle, University Architect; Mr. Jared White, Executive Director of Governmental Affairs; Mr. Allen Greene, Director of Athletics; and Mr. Jim O'Connor, Vice President for Information Technology and Chief Information Officer.

*President Pro Tempore* Dumas welcomed the following persons that serve Auburn University and AUM in various capacities: Dr. Todd Steury, Academic Affairs Faculty Representative; Dr. Robert Norton, Agriculture and Natural Resources Committee Faculty Representative; Dr. Kim Brackett, AUM Faculty Senate President; Dr. Beverly Marshall, Finance Committee Faculty Representative; Dr. Scott Lane, Finance Committee Faculty Representative; Dr. Henry Schenck, Institutional Advancement Committee Faculty Representative; Mr. David Hinton, Property and Facilities Committee Faculty Representative; Dr. Elizabeth Davis-Sramek, Student Affairs Faculty Representative; Dr. Paul Fox, Student Affairs Faculty

Representative; Mr. Clint Lovelace, Chair of the Auburn University Staff Council; Ms. Ashley Reid, Chair of the Auburn University Staff Council; Ms. Susan Terino, President of the AUM Staff Council; Ms. Cheryl Casey, Chair of the Auburn University Foundation Board of Directors; Ms. Regenia Sanders, President of the Auburn Alumni Association; and Ms. Oluchi Oyekwe, President of the Graduate Student Council.

The Board then met in various committees, each discussing the items which would later appear on the Reconvened Board Meeting Agenda, as follows:

**MINUTES OF A MEETING OF THE  
AUDIT AND COMPLIANCE COMMITTEE OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, FEBRUARY 4, 2022 AT 9:35 A.M.**

Chairperson Vines convened the meeting of the Audit and Compliance Committee of the Auburn University Board of Trustees on Friday, February 4, 2022 at 9:35 a.m. in Rooms 221-223 of the Taylor Center on the AUM campus.

After calling the committee meeting to order, Chairperson Vines called upon Ms. Shomaker for discussion of the committee's single agenda item.

**1. Review of Audited Financial Report – *For Information Only***

Ms. Shomaker indicated that the single item before the Audit and Compliance Committee was the review of the audited financial report. She provided a brief overview of the report and answered questions from board members.

Ms. Shomaker then introduced Mr. Douglas Grant of Pricewaterhouse Coopers as the independent auditor who provided a more in-depth review of the financial auditing process.

With there being no further items, Chairperson Vines recessed the committee meeting at 9:45 a.m.

**MINUTES OF A MEETING OF THE  
PROPERTY AND FACILITIES COMMITTEE OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, FEBRUARY 4, 2022 AT 9:45 A.M.**

Chairperson DeMaioribus convened the meeting of the Property and Facilities Committee of the Auburn University Board of Trustees on Friday, February 4, 2022 at 9:45 a.m. in Rooms 221-223 of the Taylor Center on the AUM campus.

After calling the committee meeting to order, Chairperson DeMaioribus called upon Mr. King for discussion of the following Property and Facilities Committee agenda items:

**1. Hood McPherson Building Renovation: Final Project Approval**

Mr. King first discussed Hood McPherson Renovation project. Mr. King reminded the Board that at its meeting on November 16, 2018, the Board approved the acquisition of the Hood McPherson Building located at 2013 4<sup>th</sup> Avenue N., Birmingham, Alabama. He also stated that at its meeting on November 20, 2020, the Board adopted a resolution that approved the initiation of the project, and at its meeting on February 5, 2021, the Board approved the selection of the project architect.

Mr. King shared that the proposed project is to renovate the Hood McPherson Building to provide academic and administrative space in Birmingham for Auburn University functions—such as the Urban Studio of the College of Architecture, Design, and Instruction; the Harbert College of Business; and other units.

Mr. King stated that the estimated total project cost is \$21.8M, to be financed by University Funds.

Subsequently, Mr. King stated that the request before the Board is to adopt a resolution providing final approval of the Hood McPherson Renovation project.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Harbert. The motion was seconded by Ms. Huntley, and the committee approved the motion by a voice vote.

**2. Auburn Arena – Women’s Basketball Locker Room Renovations: Final Project Approval**

Mr. King reminded the Board that at its meeting on September 10, 2021, the Board adopted a resolution that approved the initiation of the Auburn Arena – Women’s Basketball Locker Room Renovations project, and at its meeting on November 12, 2021, the Board adopted a resolution that approved the selection of the project architect.

Mr. King stated that the project will include comprehensive renovations to the existing locker room to bring the facilities up to competitive standards.

Mr. King indicated that the estimated total project cost is \$3M, to be funded by bonds with the debt service of the bonds paid for by Athletics Department funds.

Mr. King stated that the request before the Board is to adopt a resolution providing final approval of the Auburn Arena – Women’s Locker Room Renovations project.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Sanford. The motion was seconded by Mr. Roberts, and the committee approved the motion by a voice vote.

**3. Auburn Arena – New Practice Gym: Approval of Project Initiation and Authorization to Commence the Architect Selection Process**

Mr. King stated that the Athletics Department proposed the construction of an addition to the Auburn Arena to create a new practice gym. Mr. King explained that due to heavy use of the main court, it is often unavailable for practice. He shared that the proposed project is to construct a second practice gym and renovate the existing team support spaces to bring the facilities to Southeastern Conference competitive standards and provide additional practice space for the teams that use the facility.

Mr. King reported that the project will be funded by gift funds, with the debt service of the bonds paid for by Athletics Department funds.

Mr. King stated that the request before the Board is to adopt a resolution approving the initiation of the Auburn Arena – New Practice Gym project and authorize the commencement of the architect selection process.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Roberts. The motion was seconded by Mr. McCrary, and the committee approved the motion by a voice vote.

**4. Jordan-Hare Stadium – Annual Restoration and Maintenance: Project Approval and Authority to Execute**

Mr. King stated that each year, the Athletics Department plans and budgets for annual maintenance to be performed at Jordan-Hare Stadium.

Mr. King reported that the proposed maintenance for the coming year will not exceed \$3.5M, to be financed by Athletics Department funds.

Mr. King stated that the request before the Board of Trustees is to adopt a resolution approving the Jordan-Hare – Annual Restoration and Maintenance project and authorizing its execution.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Sanford. The motion was seconded by Mr. Riggins, and the committee approved the motion by a voice vote.

**5. Quad Drive – Utilities Infrastructure: Project Approval and Authority to Execute**

Mr. King reminded the Board that at its meeting on September 13, 2019, the Board adopted a resolution that approved the initiation of the University Student Housing project and authorized the commencement of the architect selection process and that at its meeting on February 7, 2020, the Board adopted a resolution that approved the selection of the project architect.

Mr. King shared that the proposed project is to install hot and chilled water lines along Quad Drive to support the new University Student Housing buildings as well as to provide these utilities to the Upper Quad residence halls. Mr. King stated that the installation of these lines is time-sensitive, in that the installation in the summer of 2022 will greatly facilitate the desired completion of the project by the fall of 2024.

Mr. King indicated that the estimated total project cost is approximately \$1.5M, to be financed by the University Student Housing project.

Mr. King stated that the request before the Board is to adopt a resolution approved the Quad Drive – Utilities Infrastructure project and authorizing its execution.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Riggins. The motion was seconded by Mr. Sahlie, and the committee approved the motion by a voice vote.

**6. Auburn University Regional Airport – T-Hangar Construction: Final Project Approval**

Mr. King reminded the Board that at its meeting on June 11, 2021, the Board adopted a resolution that approved the initiation of the Auburn University Regional Airport – T-Hangar Construction project and approved the selection of the project architect.

Mr. King stated that the project will construct 10 additional bays to be leased to local and regional aircraft owners to serve as a source of revenue and also to support the community's needs for air travel.

Mr. King indicated that the estimated total project cost is \$1.4M, to be financed by an Alabama Department of Transportation grant and university general funds.

Mr. King stated that the request before the Board is to adopt a resolution providing final approval of the Auburn University Regional Airport – T-Hangar Construction project.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Sanford. The motion was seconded by Mr. Roberts, and the committee approved the motion by a voice vote.

**7. AUM Real Estate Acquisition: Pearson Building in Montgomery, Alabama**

Mr. King stated that AUM proposed the acquisition of the Pearson Building in Montgomery, Alabama—across the street from the AUM campus—to provide space for the AUM Speech and Hearing Clinic.

Mr. King stated that the request before the Board is to adopt a resolution approving the acquisition of the Pearson Building in Montgomery, Alabama for the price of \$970,000.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Sanford. The motion was seconded by Mr. Vines, and the committee approved the motion by a voice vote.

**8. Real Estate Authority to Execute: Alabama Department of Agriculture and Industry, Auburn, Alabama**

Mr. King stated the Auburn University wishes to lease a vacant 2.24-acre parcel of property at 1171 Wire Road to the Alabama Department of Agriculture and Industry for the construction of a new livestock and poultry disease diagnostic laboratory.

Mr. King stated that the request before the Board is to adopt a resolution approving the execution of a lease of approximately 2.24 acres at 1171 Wire Road to the Alabama Department of Agriculture and Industry for nominal rent and a term not to exceed 50 years.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Sahlie. The motion was seconded by Mr. Pratt, and the committee approved the motion by a voice vote.

**9. Status Updates – *For Information Only***

- a. Current Status of New Construction/Renovation/Infrastructure Projects with Budgets of \$1,000,000 and Greater**
- b. Quarterly Report for Projects Costing More than \$500,000 but Less than \$1,000,000 – 1<sup>st</sup> Quarter, Fiscal Year 2022**
- c. Project Status Report**

Chairperson DeMaioribus thanked Mr. King for his reports, and with there being no further items, recessed the committee meeting at 10:10 a.m.

**MINUTES OF A MEETING OF THE  
ACADEMIC AFFAIRS COMMITTEE OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, FEBRUARY 4, 2022 AT 10:00 A.M.**

Chairperson Newton convened the meeting of the Academic Affairs Committee of the Auburn University Board of Trustees on Friday, February 4, 2022 at 10:10 a.m. in Rooms 221-223 of the Taylor Center on the AUM campus.

After calling the committee meeting to order, Chairperson Newton called upon Dr. Hardgrave for discussion of the following Academic Affairs Committee agenda items:

**1. Proposed Redesignation of Academic Units**

Dr. Hardgrave reported that the Office of Provost proposed changes for the following academic units: (1) the Department of Aviation as the School of Aviation in the College of Liberal Arts, (2) the School of Forestry and Wildlife Sciences as the College of Forestry and Wildlife Sciences, (3) the Harrison School of Pharmacy as the Harrison College of Pharmacy, and (4) the School of Nursing as the College of Nursing.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Pratt. The motion was seconded by Mr. Sanford, and the committee approved the motion by a voice vote.

**2. Agenda Item for the Board of Trustees – *For Information Only***

Dr. Hardgrave then presented an information only report to the Board regarding a new certificate in Data Science/Data Engineering & Interpreting and Manufacturing Systems. Dr. Hardgrave also reported a change in nomenclature for the Option in Pre-Physical Therapy, Pre-Physician as the Option in Interdisciplinary Health Sciences.

Before concluding the committee meeting, Chairperson Newton delivered the following comments in recognition of Dr. Hardgrave:

“Bill, I know we all celebrated your Auburn accomplishments and your appointment as president of the University of Memphis at yesterday’s reception. However, I want to take a moment in this formal board meeting to thank you once again for all that you have done for Auburn. On behalf of the Board, I wish you and Rhonda the best in the years to come. We appreciate you and will miss you tremendously.”

Chairperson Newton thanked Dr. Hardgrave for his reports, and with there being no further items, recessed the committee meeting at 10:15 a.m.

**MINUTES OF A MEETING OF THE  
EXECUTIVE COMMITTEE OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, FEBRUARY 4, 2022 AT 10:15 A.M.**

Chairperson Smith convened the meeting of the Executive Committee of the Auburn University Board of Trustees on Friday, February 4, 2022 at 10:15 a.m. in Rooms 221-223 of the Taylor Center on the AUM campus.

After calling the committee meeting to order, Chairperson Smith called upon Dr. Hardgrave for discussion of the first two Executive Committee agenda items.

**1. Posthumous Awarding of the Bachelor of Science in Professional Flight to Joshua James Marshall**

Dr. Hardgrave stated that a request is before the Board to award posthumously the Bachelor of Science in Professional Flight to Mr. Joshua James Marshall.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Harbert. The motion was seconded by Mr. DeMaioribus, and the committee approved the motion by a voice vote.

**2. Posthumous Awarding of the Bachelor of Science in Horticulture to Colonel (Retired) Dr. Mark P. McGuire**

Dr. Hardgrave stated that a request is before the Board of Trustees to award posthumously the Bachelor of Science in Horticulture to Colonel (Ret.) Dr. Mark P. McGuire.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. McCrary. The motion was seconded by Mr. Rane, and the committee approved the motion by a voice vote.

Chairperson Smith then discussed the remaining Executive Committee items as follows:

**3. Proposed 2022-2023 Board of Trustees Meeting Dates**

Chairperson Smith indicated that the proposed 2022-2023 are as follows:

September 16, 2022

November 11, 2022

February 3, 2023 (AUM Campus)

April 14, 2023

June 9, 2023 (Annual Board Meeting)

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. Harbert. The motion was seconded by Mr. DeMaioribus, and the committee approved the motion by a voice vote.

**4. Proposed Awards and Namings**

Chairperson Smith shared that the final item was a list of 12 awards and namings.

A motion to report the item favorably to the full Board during the reconvened meeting was received from Mr. McCrary. The motion was seconded by Mr. Rane, and the committee approved the motion by a voice vote.

With there being no further items, Chairperson Smith recessed the committee meeting at 10:20 a.m.

*President Pro Tempore* Dumas then moved to reports from various committee chairpersons and lead trustees as follows:

### **Academic Affairs Committee**

For her final report as chairperson of the Academic Affairs Committee, Trustee Newton began her report by sharing that she is immensely proud of the committee's work—specifically a commitment to improving the quality of instruction and the student experience—during the past few years. Chairperson Newton commented that Auburn is “fortunate to have a cohort of faculty and staff who care deeply about its students and work each day to ensure they have every opportunity to succeed both on campus and in their future endeavors.”

Chairperson Newton reminded the Board that Auburn is preparing for reaccreditation by the Southern Association of Colleges and Schools Commission on Colleges. Chairperson Newton stated that a critical component of Auburn's reaccreditation is the Quality Enhancement Plan. She explained that the plan, with a focus on student achievement, presents a strategic opportunity to ensure that Auburn's students are highly sought by industry, government, non-profits, and academia. Chairperson Newton explained that with the formation of a new Academic Insight Lab, Auburn's faculty, staff, and students will conduct applied research to help to campus community better understand student achievement and career success. She indicated that the Quality Enhancement Plan will strengthen Auburn's academic programs and value of an Auburn degree.

Chairperson Newton concluded her report by challenging the Board to continue the important of the Academic Affairs Committee to propel Auburn to new even greater standards.

### **Alumni**

Lead Trustee Huntley began her report by sharing that the Alumni Association kicked off its 36<sup>th</sup> annual Club Leadership Conference in early February with 141 volunteers in attendance. She stated that the event boasts 52 clubs and affiliates from 15 states. Lead Trustee Huntley reported that Dr. and Mrs. Gogue will host the attendees to thank them for their critical role in fostering the Auburn spirit within their respective communities.

Lead Trustee Huntley then reminded the Board that the 2022 Lifetime Achievement and Young Alumni Awards Gala is scheduled for February 26, 2022 at The Hotel at Auburn University and Dixon Conference Center.

Lead Trustee Huntley then announced that the Auburn Alumni Association is now accepting application for four new directors and two officers for its board. She stated that the application period closes on March 16, 2022.

Lead Trustee Huntley concluded her report by sharing that the Auburn Alumni Association will host its 2022 Women's Summit on March 18, 2022 at The Hotel at Auburn University and Dixon Conference Center. She stated that the one-day summit will include a keynote from Michelle McKenna and four sessions featuring a variety of topics and outstanding alumnae from different professions.

## **Governmental Affairs Committee**

Chairperson Rane began by his report by sharing an update in regard to state governmental affairs. Chairperson Rane stated that the 2022 legislative session convened on January 11, 2022. He stated that the education budget introduced by Governor Ivey was extremely favorable for all four divisions of Auburn University. Chairperson Rane thanked the governor, State Finance Director Bill Poole, and the Executive Budget Office. Chairperson Rane explained that, since 2022 is an election year, the legislative session may be a bit shorter than usual. He stated that, as always, Auburn's governmental affairs team will work to maintain a strong budget and monitor other pieces of legislation as they move through the process.

Chairperson Rane then shared a federal governmental affairs report. He commented that, in regard to congressional outlook for Fiscal Year 2022, there is great uncertainty in Washington, D.C. amid the collapse of several key pieces of legislation. He explained that customary legislation—such as the Fiscal Year 2023 National Defense Authorization Act, Fiscal Year 2022 appropriations, and Fiscal Year 2023 appropriations—are anticipated. Chairperson Rane stated that there is a bit of a delay in finalizing Fiscal Year 2022 appropriations, but an agreement is near.

Chairperson Rane then stated that, as of now, Auburn's governmental affairs team is preparing to recommend over 30 proposed projects to the Alabama congressional delegation for Fiscal Year 2023. He indicated that the projects emanate from various areas across the university and represent numerous stakeholder groups.

Chairperson Rane concluded his report by stating that the United States Senate will spend time over the next few months on President Biden's Supreme Court nominee following the announcement of Justice Breyer's retirement.

## **Research and Technology Committee**

Chairperson Sahlie began his report by sharing that in the recently release National Science Foundation (NSF) Higher Education Research and Development Survey (HERD), Auburn entered the Top 100 among U.S. research universities, based on research expenditures reported for Fiscal Year 2020. Chairperson Sahlie indicated that Auburn's research portfolio has remained strong and continues to grow, even with the challenges presented by the COVID-19 pandemic.

Chairperson Sahlie then stated that in the latest round of funding from the State of Alabama's Alabama Research Development and Enhancement Fund, Auburn was awarded \$1.6M in research grants for four sustainability projects housed in the Samuel Ginn College of Engineering.

Chairperson Sahlie concluded his report by sharing that Auburn's New Venture Accelerator, a company founded by two Auburn students, is now the leading cryptocurrency exchange on the African continent. He stated that, in late 2021, the company received \$15M in Series A financing led by Valar Ventures, Third Prime, and Castle Island Ventures. He indicated that the new funding is accelerating the company's expansion of cryptocurrency exchanges in 12 African countries—with additional nations expected to follow.

**MINUTES OF A REGULAR MEETING OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, FEBRUARY 4, 2022 AT 10:25 A.M.**

*President Pro Tempore* Dumas convened the regular meeting of the Board of Trustees on Friday, February 4, 2022 at 10:25 a.m. in Rooms 221-223 of Taylor Center on the AUM campus.

After convening the regular meeting, *President Pro Tempore* Dumas asked if there was any pending litigation that needed to be discussed in an executive session. Mr. Pratt, on behalf of General Counsel Hammer, indicated that there was pending litigation that needed to be discussed in an executive session.

*President Pro Tempore* Dumas then asked for a motion for the Board to enter an executive session. A motion was received from Mr. Sanford. The motion was seconded by Ms. Huntley, and the Board approved the motion by a voice vote. *President Pro Tempore* Dumas recessed the regular meeting of the Board of Trustees at 10:27 a.m.

**MINUTES OF A RECONVENED MEETING OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, FEBRUARY 4, 2022 AT 11:25 A.M.**

*President Pro Tempore* Dumas reconvened the meeting of the Board of Trustees on Friday, February 4, 2022 at 11:25 a.m. in Rooms 221-223 of the Taylor Center on the AUM campus.

After reconvening the meeting, *President Pro Tempore* Dumas asked for a motion to adopt the minutes of the November 12, 2021 meeting and the December 10, 2021 special called meeting. A motion was received from Mr. Harbert. The motion was seconded by Ms. Huntley, and the resolution was approved by a voice vote.

The following resolution was approved:

RESOLUTION

APPROVAL OF MINUTES

WHEREAS, copies of the minutes of the November 12, 2021 meeting of the Board of Trustees have been distributed to all members of this Board for review; and

WHEREAS, copies of the minutes of the December 10, 2021 special called meeting of the Board of Trustees have been distributed to all members of this Board for review; and

WHEREAS, the members have reviewed the minutes and determined that they constitute a true and correct recitation of the business of the respective meetings.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the minutes of the November 12, 2021 meeting and the December 10, 2021 special called meeting of the Board of Trustees are hereby approved as distributed.

Following the approval of the minutes of the September 10, 2021 Board Meeting, *President Pro Tempore* Dumas called upon Dr. Stockton for the AUM Chancellor's Report.

### **AUM Chancellor's Report**

Dr. Stockton began his report by formally welcoming the Board to the AUM campus. He stated that AUM looks forward to hosting the meeting every year.

Dr. Stockton then announced that for Fiscal Year 201, AUM posted a \$14.41M increase to its net position. Dr. Stockton shared that this is the fifth consecutive year, beginning with Fiscal Year 2017, that AUM has reported an increase in net position. Dr. Stockton thanked AUM's financial team for their work ensuring this success.

Dr. Stockton then announced that AUM hosted U.S. Air Force Brigadier General Terrance A. Adams in January 2021 as the keynote speaker for AUM's Martin Luther King, Jr. Reflections event. Dr. Stockton indicated that General Adams is a 1994 AUM graduate in Computer Information Systems and is a former SGA president.

Dr. Stockton then reported that AUM's graduate enrollment has grown significantly in the past year. He shared that one of AUM's goals in its strategic plan is to reach an enrollment level of 1,000 graduate students—with the current number of graduate students being 1,051. He reminded the Board that five years ago, AUM had 400 graduate students enrolled—a 200+ percent increase.

Dr. Stockton concluded his report by sharing the recent success of AUM's athletics programs. He indicated that in its third year as a Division II school in the NCAA, AUM's athletics programs continue to show impressive progress and boast national recognitions. He stated that this past fall, AUM's men's soccer team finished eighth in the nation. Dr. Stockton also shared that AUM's women's softball and men and women's tennis has enjoyed recent success. Dr. Stockton thanked AUM's athletics staff and student athletes for their tireless and impressive work.

*President Pro Tempore* Dumas thanked Dr. Stockton for his report and then called upon Dr. Gogue for the Auburn University President's Report.

### **President's Report**

Dr. Gogue began his report by sharing that in December 2021, two Auburn Bass Fishing Team members—Logan Parks and Tucker Smith—won the \$1M first-place prize in the Bass Pro Shop's U.S. Open National Bass Fishing Amateur Team Championships.

Dr. Gogue then announced that Auburn and New Venture Accelerator were awarded a \$1.3M grant to increase high-quality job growth and create economic opportunity in the Auburn-Opelika area. Dr. Gogue indicated that the grant would allow the New Venture Accelerator to expand entrepreneur education and programming.

Dr. Gogue then shared that, in an effort to encourage diversity in graduate education, Auburn is waving admission application fees for students from eight of Alabama's HBCUs. Dr. Gogue shared that this initiative serves as a means to strengthen Auburn's academic partnerships with the state's HBCUs and encourage enrollment.

Dr. Gogue concluded his report by announcing that Auburn's online graduate programs are among the nation's best, according to *U.S. News & World Report's* 2022 Best Online Programs rankings. Dr. Gogue shared that many of the programs received individual best national designations, including a Top 5 ranking for our Educational Administration & Supervision and Engineering programs.

*President Pro Tempore* Dumas thanked Dr. Gogue for his report and then moved to the action items and committee reports as follows:

**Property and Facilities Committee**

Chairperson DeMaioribus indicated that the Property and Facilities Committee met earlier and discussed eight action items and one item of information. Chairperson DeMaioribus moved for approval of a consent agenda for the Property and Facilities Committee's eight action items. The motion was seconded by Mr. Rane, and the resolutions were approved by a voice vote.

The following resolutions were approved in the consent agenda:

RESOLUTION

HOOD MCPHERSON BUILDING RENOVATION

FINAL PROJECT APPROVAL

WHEREAS, at its meeting on November 16, 2018, the Board of Trustees approved the acquisition of the Hood McPherson Building located at 2013 4<sup>th</sup> Avenue N., Birmingham, Alabama; and

WHEREAS, originally constructed in 1911, the Hood McPherson Building consists of six stories and approximately 40,000 square feet situated on 0.20 acres; and

WHEREAS, at its previous meeting on November 20, 2020, the Board of Trustees adopted a resolution that approved the initiation of the Hood McPherson Building Renovation project, and at its meeting on February 5, 2021, the Board of Trustees adopted a resolution that approved Williams Blackstock Architects, of Birmingham, Alabama, as the project architect; and

WHEREAS, the Hood McPherson Building will be renovated to provide academic and administrative space in Birmingham, Alabama, for Auburn University functions, such as the Urban Studio of the College of Architecture, Design, and Construction, the Harbert College of Business, and other units; and

WHEREAS, program requirements of the renovation include construction of a communal lobby, office and instructional space, fabrication spaces, design studios, shared amenity spaces; and

WHEREAS, the estimated total project cost is \$21.8 million, to be financed by University General Funds; and

WHEREAS, pursuant to the Board of Trustees policy “D-3, Capital Projects Approval,” the final approval of the project must be submitted to the Auburn University Board of Trustees through the Property and Facilities Committee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Hood McPherson Building Renovation project is approved and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Establish a budget for the Hood McPherson Building Renovation project in the amount of \$21.8 million, to be financed by University General Funds; and
2. Direct the consultants to complete the required plans for the project; and
3. Solicit bids and award a contract for construction conditioned upon the lowest responsible and responsive bid being consistent with the project budget approved above.

RESOLUTION

AUBURN ARENA – WOMEN’S BASKETBALL LOCKER ROOM RENOVATIONS

FINAL PROJECT APPROVAL

WHEREAS, at its previous meeting on September 10, 2021, the Board of Trustees adopted a resolution that approved the initiation of the Auburn Arena Women’s Basketball Locker Room Renovations project, and at its meeting on November 12, 2021, the Board of Trustees adopted a resolution that approved the firm Goodwyn Mills Cawood as the architect selection; and

WHEREAS, the Auburn Arena Women’s Basketball Locker Room Renovations project will renovate approximately 4,000 square feet of the existing team space to provide the women’s basketball program with an enhanced locker room facility; and

WHEREAS, the renovated locker room and team spaces will facilitate improved player recovery, player development, and more competitive recruiting with the Southeastern Conference and national peers; and

WHEREAS, the estimated total project cost of the Auburn Arena Women’s Basketball Locker Room Renovations project is \$3.0 million, to be funded by bonds, with the debt service of the bonds paid for by Athletics Department funds; and

WHEREAS, the project will be located in the Auburn Arena; and

WHEREAS, pursuant to the Board of Trustees policy “D-3, Capital Projects Approval,” the final approval of the project must be submitted to the Auburn University Board of Trustees through the Property and Facilities Committee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Auburn Arena Women’s Basketball Locker Room Renovations project is approved and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Establish a budget for the Auburn Arena Women’s Basketball Locker Room Renovations project in the amount of \$3.0 million, to be funded by bonds, with the bond debt service paid for by Athletics Department funds; and
2. Direct the consultants to complete the required plans for the project; and
3. Solicit bids and award a contract for construction conditioned upon the lowest responsible and responsive bid being consistent with the project budget approved above.

RESOLUTION

AUBURN ARENA – NEW PRACTICE GYM

APPROVAL OF PROJECT INITIATION AND  
AUTHORIZATION TO COMMENCE THE ARCHITECT SELECTION PROCESS

WHEREAS, the Auburn University Athletics Department has proposed the construction of an addition at the Auburn Arena to create a new practice gym; and

WHEREAS, due to the heavy use of the Auburn Arena main court as the competition venue for men and women's basketball, women's volleyball, and women's gymnastics, and visiting team pre-game practice sessions, the main court is often not available for team practice sessions, particularly for men and women's basketball, thus causing the existing practice gym in the Auburn Arena to be overscheduled; and

WHEREAS, the proposed project will construct a second practice gym and renovate the existing team support spaces to allow both the men's and women's basketball programs to conduct practices at times that are advantageous to student-athletes and thus bring their facilities to Southeastern Conference competitive standards; and

WHEREAS, this project is to be funded by gift funds and bonds, with the debt service of the bonds paid for by Athletics Department funds; and

WHEREAS, pursuant to the Board of Trustees policy, "D-3, Capital Projects Approval," the initiation of this project and the architect selection must be submitted to the Board, through the Property and Facilities Committee, for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the initiation of the Auburn Arena-New Practice Gym project is approved and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to commence the architect selection process for this project.

RESOLUTION

ATHLETICS COMPLEX – COMPREHENSIVE RENOVATIONS

APPROVAL OF PROJECT INITIATION AND  
AUTHORIZATION TO COMMENCE THE ARCHITECT SELECTION PROCESS

WHEREAS, the Athletics Department has proposed the renovation of the Athletics Complex building; and

WHEREAS, once the Football Performance Center is completed in the Fall of 2022, the football staff will relocate from the Athletics Complex building to the new facility; and

WHEREAS, once the football team moves, the Athletics Department plans to relocate functions currently in the in Beard-Eaves Memorial Coliseum and other Athletics facilities into the vacated spaces within the Athletics Complex; and

WHEREAS, the proposed project will renovate the vacated space in the Athletics Complex building to accommodate the incoming staff personnel and thus enable the Athletics Department to enhance the facilities and student-athlete experience for its Olympic Sports programs; and

WHEREAS, it is anticipated that this facility is to be funded by bonds, with the debt service of the bonds paid for by Athletics Department funds; and

WHEREAS, pursuant to the Board of Trustees policy, “D-3, Capital Projects Approval,” the initiation of this project must be submitted to the Board, through the Property and Facilities Committee, for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the initiation of the Athletics Complex – Comprehensive Renovations project is approved; and Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to commence the project architect selection process.

RESOLUTION

JORDAN-HARE STADIUM – ANNUAL RESTORATION AND MAINTENANCE

PROJECT APPROVAL AND AUTHORIZATION TO EXECUTE THE WORK

WHEREAS, the Athletics Department plans and budgets for annual maintenance to be performed at Jordan-Hare Stadium; and

WHEREAS, in preparation, a building envelope and structural review of the stadium is conducted each year to identify and prioritize required maintenance and repair work; and

WHEREAS, the proposed fiscal year 2022 maintenance project will complete numerous items identified in the annual review; and

WHEREAS, the anticipated schedule for this maintenance is to begin after A-Day and to complete the work prior to the 2022 football season; and

WHEREAS, the overall cost of the maintenance project will not exceed \$3.5 million, to be financed by the Athletics Department funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Jordan-Hare Stadium Annual Restoration and Maintenance project is approved; and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to execute the project.

RESOLUTION

QUAD DRIVE – UTILITIES INFRASTRUCTURE

PROJECT APPROVAL AND AUTHORIZATION TO EXECUTE THE WORK

WHEREAS, Facilities Management proposes to execute a Quad Drive Utilities Infrastructure project as part of the University Student Housing project; and

WHEREAS, the design of the University Student Housing project is currently underway and is anticipated to be presented to the Board of Trustees for final approval in June 2022; and

WHEREAS, hot and chilled water lines need to be installed along Quad Drive to support the University Student Housing buildings as well as to provide these utilities to Upper Quad Residence Halls; and

WHEREAS, the anticipated cost of the utility infrastructure work is estimated to cost approximately \$1.5 million and would be funded by the University Student Housing project; and

WHEREAS, the installation of these lines are time sensitive, in that installation of these lines in the summer of 2022, will greatly facilitate the desired completion of the University Student Housing project, which is scheduled to start in the fall of 2022 and be completed by the fall of 2024; and

WHEREAS, to achieve this schedule, it is requested that the Board of Trustees approve the Quad Drive Utilities Infrastructure portion of the University Student Housing project prior to granting Final Project Approval of the overall project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Quad Drive Utilities Infrastructure project is approved; and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to execute the project.

RESOLUTION

AUBURN UNIVERSITY REGIONAL AIRPORT – T-HANGAR CONSTRUCTION

FINAL PROJECT APPROVAL

WHEREAS, at its previous meeting on June 11, 2021, the Board of Trustees adopted a resolution that approved the initiation of the Auburn University Regional Airport T-Hangar Construction project, and approved the firm Garver, LLC, of Huntsville, Alabama, as the project engineer selection; and

WHEREAS, the project will construct a second T-Hangar facility at the airport, similar to the ones constructed in 2016; and

WHEREAS, the project will construct a new ten (10) bay T-Hangar, and the Auburn University Regional Airport will lease these hangars to local and regional aircraft owners to serve as a source of revenue; and

WHEREAS, the estimated total project cost for the Auburn University Regional Airport T-Hangar Construction project is \$1.4 million, to be financed by an Alabama Department of Transportation grant and University General Funds; and

WHEREAS, the project will be located at the Auburn University Regional Airport at the north ramp; and

WHEREAS, pursuant to the Board of Trustees policy “D-3, Capital Projects Approval,” the final approval of the project must be submitted to the Auburn University Board of Trustees through the Property and Facilities Committee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Auburn University Regional Airport T-Hangar Construction project is approved and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Establish a budget for the Auburn University Regional Airport T-Hangar Construction project in the amount of \$1.4 million, to be financed by an Alabama Department of Transportation grant and University General Funds; and
2. Direct the consultants to complete the required plans for the project; and
3. Solicit bids and award a contract for construction conditioned upon the lowest responsible and responsive bid being consistent with the project budget approved above.

RESOLUTION

AUM REAL ESTATE ACQUISITION:  
PEARSON BUILDING IN MONTGOMERY, ALABAMA

WHEREAS, an opportunity exists for the Board of Trustees to consider the purchase of the Pearson Building located in Montgomery, Alabama; and

WHEREAS, the Pearson building consists of a two-story building located in the Halcyon Summit Park at 7145 Halcyon Summit Drive, Montgomery, Alabama, with a total of 9,100 square feet and 0.92 acres of commercial property (see attachment 1); and

WHEREAS, the proposed purchase will allow Auburn University Montgomery to own a permanent location for the Speech and Hearing Clinic, a program that AUM has operated since 1975; and

WHEREAS, if approved, Auburn University would purchase the facility for \$970,000 from General Funds, which is a price commensurate with the recent construction or sale of other similar buildings in the Halcyon Summit Park; and

WHEREAS, Board of Trustees policy, "D-10 Real Estate Exchange Policy," requires Board approval for the acquisition of the property, and consistent with the policy, one MAI appraisal was obtained; and

WHEREAS, the purchase price will not exceed the appraised value of the property.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such person as may be acting as President, is hereby authorized and empowered to take such action as is necessary to purchase approximately 0.92 acres of real property located at 7145 Halcyon Summit Drive, Montgomery, Alabama, at a purchase price not to exceed \$970,000. All documents consummating the purchase of the property shall be reviewed, as to form, by legal counsel for Auburn University.

# ATTACHMENT 1

WARHAWK HALL

TAYLOR ROAD

PEARSON BUILDING

HALCYON SUMMIT DRIVE

AUBURN UNIVERSITY AT MONTGOMERY

AUM WELLNESS CENTER



SCALE: 1:160

RESOLUTION

REAL ESTATE AUTHORITY TO EXECUTE LEASE:  
ALABAMA DEPARTMENT OF AGRICULTURE AND INDUSTRY, AUBURN, ALABAMA

WHEREAS, in 1973 the Alabama Legislature appropriated funds to the Alabama Department of Agriculture and Industries for construction of a livestock and poultry disease diagnostic laboratory and required the new facility to be sited on land owned by Auburn University, through Act No. 1058, Regular Session; and

WHEREAS, Alabama Code section 2-27-31 requires that the Department's pesticide research and testing laboratory also be located on land owned by Auburn University; and

WHEREAS, accordingly, in 1975, the Board of Trustees approved a 30-year lease of approximately three acres of property located at 1001 Wire Road in Auburn, for nominal rent, on which the Department constructed its Gilmer Turnham facility, which lease was later extended through August 2026; and

WHEREAS, the Department wishes to construct a new state-of-the-art facility in Auburn, which will both advance the Department's mission and facilitate its research and student collaborations with the College of Veterinary Medicine and the College of Agriculture; and

WHEREAS, the Department of Agriculture and Industries has identified a vacant parcel of property at 1171 Wire Road (see attachment #1), across the street from the College of Veterinary Medicine and adjacent to the Alabama State Forensic Science Laboratory, as a suitable site for its new facility, and Auburn University has no alternative use for the property; and

WHEREAS, Auburn University wishes to lease the new Wire Road site to the Department of Agriculture and Industries, for nominal rent and a term not to exceed fifty years.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such person as may be acting as President, is hereby authorized and empowered to take such action as is necessary to execute a lease of approximately 2.24 acres at 1171 Wire Road to the Alabama Department of Agriculture and Industry for nominal rent and a term not to exceed fifty years. All documents consummating the lease of the property shall be reviewed, as to form, by legal counsel for Auburn University.

# ATTACHMENT 1

MINUTES NOT YET APPROVED



BAILEY SMALL  
ANIMAL TEACHING  
HOSPITAL

GREENE  
HALL

FORENSIC  
SCIENCE  
BUILDING

GILMER-TURNHAM  
BUILDING

PROPOSED  
SITE

WIRE ROAD

SIMMS ROAD



SCALE: 1:160

**Academic Affairs Committee**

Chairperson Newton indicated that the Academic Affairs Committee met earlier and discussed one action item and one item of information. Chairperson Newton moved for approval of the Academic Affairs Committee's one action item. The motion was seconded by Ms. Huntley, and the resolution was approved by a voice vote.

The following resolution was approved:

RESOLUTION

PROPOSED REDESIGNATION OF ACADEMIC UNITS

WHEREAS, the Office of the Provost maintains General Administrative Guidelines for the Redesignation of Departments, Schools, or Colleges; and

WHEREAS, the Department of Aviation in the College of Liberal Arts, the School of Forestry and Wildlife Sciences, the Harrison School of Pharmacy, and the School of Nursing have requested to be granted school/college status and renamed accordingly in support of these guidelines; and

WHEREAS, each academic unit has experienced considerable enrollment growth in recent years, resulting in increased faculty and expanded academic, research, and outreach programs; and

WHEREAS, redesignation of these units will enable them to competitively recruit faculty and prospective students at the undergraduate and graduate levels; and

WHEREAS, redesignation of these units will also align their nomenclature with similar programs found at peer institutions; and

WHEREAS, the requests have been endorsed by the Interim Dean of the College of Liberal Arts, the Dean of the School of Forestry and Wildlife Sciences, the Dean of the Harrison School of Pharmacy, the Dean of the School of Nursing, the Provost, and the President.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the following changes in designation be approved and reported to the Alabama Commission on Higher Education as items of information:

1. Redesignation of the *Department of Aviation* as the *School of Aviation* in the College of Liberal Arts;
2. Redesignation of the *School of Forestry and Wildlife Sciences* as the *College of Forestry and Wildlife Sciences*;
3. Redesignation of the *Harrison School of Pharmacy* as the *Harrison College of Pharmacy*; and
4. Redesignation of the *School of Nursing* as the *College of Nursing*.

**Executive Committee**

Chairperson Smith indicated that the Executive Committee met earlier and discussed four action items. Chairperson Smith moved for approval of a consent agenda for the Property and Facilities Committee's four action items. The motion was seconded by Mr. Rane, and the resolutions were approved by a voice vote.

Following the approval of the consent agenda, Chairperson Smith delivered the following remarks:

“I would like to take a moment to discuss three very special items just approved in the consent agenda.

Today is the final board meeting for Trustees Lanier, McCrary, and Newton. Auburn has been extremely fortunate to have trustees like Gaines, Charles, and Sarah. To say that they are leaving giant shoes to fill would be an understatement. We will all miss them terribly and are so sad to see them leave this Board.

I ask Board Secretary Waggoner to read the resolutions just approving thanking them and commemorating their service to Auburn.”

Board Secretary Waggoner then read the resolutions aloud as framed copies were presented to Trustees Lanier, McCrary, and Newton.

The following resolutions were approved in the consent agenda:

RESOLUTION

POSTHUMOUS AWARDING OF THE BACHELOR OF SCIENCE  
IN PROFESSIONAL FLIGHT TO JOSHUA JAMES MARSHALL

WHEREAS, Joshua James Marshall, an undergraduate student in the Department of Aviation in the College of Liberal Arts at Auburn University, passed away in December 2021; and

WHEREAS, Mr. Marshall passed away before he could complete the final requirements necessary for a Bachelor of Science in Professional Flight; and

WHEREAS, the faculty in the Department of Aviation, the Interim Dean of the College of Liberal Arts, the Provost, and the President recommend that the Bachelor of Science in Professional Flight be awarded posthumously.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the degree of Bachelor of Science in Professional Flight is hereby granted posthumously to Mr. Joshua James Marshall in recognition of his academic achievements as a student at Auburn University.

BE IT FURTHER RESOLVED that the Board hereby expresses its sympathy and condolences to the family of Mr. Marshall in this period of sadness and that a copy of this resolution be presented to them so that they will know of this action and the university's deep loss.

RESOLUTION

POSTHUMOUS AWARDING OF THE BACHELOR OF SCIENCE  
IN HORTICULTURE TO COLONEL (RETIRED) DR. MARK P. MCGUIRE

WHEREAS, Dr. Mark McGuire, a 1976 Auburn graduate in Political Science and a retired Colonel and Doctor of Optometry in the US ARMY Reserves for more than 30 years, was pursuing a second bachelor's degree in Horticulture before passing away in fall 2021; and

WHEREAS, Dr. Mark McGuire passed away before he could complete the final requirements necessary for a Bachelor of Science in Horticulture; and

WHEREAS, the faculty in the Department of Horticulture, the Dean of the College of Agriculture, the Provost, and the President recommend that the Bachelor of Science in Horticulture be awarded posthumously.

NOW, THEREFORE, BE IT RESOLVED by the Auburn University Board of Trustees that the degree of Bachelor of Science in Horticulture is hereby granted posthumously to Dr. Mark P. McGuire in recognition of his academic achievements as a student at Auburn University.

BE IT FURTHER RESOLVED that the Board hereby expresses its sympathy and condolences to the family of Dr. Mark McGuire in this period of sadness and that a copy of this resolution be presented to them so that they will know of this action and the university's deep loss.

**PROPOSED 2022-2023 BOARD OF TRUSTEES MEETING DATES**

September 16, 2022
November 11, 2022
February 3, 2023 (AUM Campus)
April 14, 2023
June 9, 2023 (Annual Board Meeting)

RESOLUTION

NAMING THE OUTDOOR PATIO AREA AT THE JACK KEY GOLF FACILITY AS  
THE MICHAEL AND LAURA FLANNAGAN PATIO

WHEREAS, Michael Flannagan graduated from Auburn in 2006 with an Executive Master of Business Administration from the Harbert College of Business; and

WHEREAS, Michael's wife Laura also shares a love for the Auburn community and Auburn Athletics; and

WHEREAS, the Flannagans both have a passion for golf; and

WHEREAS, the Flannagans share a commitment to Auburn Athletics and improving the student-athlete experience; and

WHEREAS, the Flannagans are members of the Tigers Unlimited All American Society and have made a generous gift to Auburn University in support of golf facilities.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Auburn University, meeting in session on this fourth day of February, 2022, hereby declares and makes known that, henceforth, the outdoor patio at the Jack Key Golf Facility is named The Michael and Laura Flannagan Patio.

RESOLUTION

NAMING THE GOLF HITTING BAY AND THE GOLF FITTING ROOM IN  
THE JACK KEY GOLF FACILITY AS THE MOON FAMILY HITTING BAY AND  
THE GARAGE POWERED BY MOON GOLF

WHEREAS, Anne Moon represented the university as a golf student-athlete from 1999 to 2003 and graduated with a bachelor's degree in communications in 2003; and

WHEREAS, Anne's husband Dan Moon graduated from the university with a bachelor's degree in management information systems in 2001; and

WHEREAS, Anne had a successful college golf career and won the 2002 Southern Amateur Golf Championship; and

WHEREAS, in 2015, the Moons opened Moon Golf, a golf retail store with three locations in southeast Florida; and

WHEREAS, the Moons both have a passion for golf because it is a dominant part of their lives, and they make it their job to share their passion and love with every customer who comes into Moon Golf; and

WHEREAS, each spring, the Moons sponsor the Moon Golf Invitational, a D-I women's golf tournament in Melbourne, Florida; and

WHEREAS, the Moons are members of the Tigers Unlimited Talon Society and have made a generous gift to Auburn University in support of golf facilities.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Auburn University, meeting in session on this fourth day of February, 2022, hereby declares and makes known that, henceforth, the golf hitting bay at the Jack Key Golf Facility is named The Moon Family Hitting Bay and the golf fitting room at the Jack Key Golf Facility is named The Garage Powered by Moon Golf.

RESOLUTION

NAMING THE AUBURN ARENA  
AS THE NEVILLE ARENA

WHEREAS, Mr. William (Bill) V. Neville III, a native of Eufaula, Alabama, did not attend Auburn University; however, his father, grandfather, and grandmother all earned degrees from Auburn; and

WHEREAS, Mr. Neville, with degrees in mathematics, computer science, and mathematical sciences from Rice University and an MBA from Columbia University, is the founder of US Viking LLC, a software development firm on St. Croix focusing on news automation for world-wide television, radio, and network newsrooms; and

WHEREAS, Mrs. Connie J. Neville holds a Bachelor's of Science in Education from New York University and a Master's Degree in Education from Columbia University and is involved in a number of charitable causes; and

WHEREAS, the Neville's have provided significant support to Auburn University Athletics qualifying them as inaugural members of the Tigers Unlimited new Pat Dye Society; and

WHEREAS, the Neville's have made a generous gift to Auburn University Athletics in support of Auburn Basketball.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Auburn University, meeting in session on this fourth day of February, 2022, hereby declares and makes known that, henceforth, the Auburn Arena is named the Neville Arena.

RESOLUTION

NAMING A BOX OFFICE STATION  
AT THE JAY AND SUSIE GOGUE PERFORMING ARTS CENTER  
AT AUBURN UNIVERSITY AS  
THE DAVID N. AND MARGARET C. BOTTOMS BOX OFFICE STATION

WHEREAS, David N. Bottoms, Sr. was born in Hamilton, Alabama in 1905. He came to Auburn in 1928 with meager means but had a great deal of determination and resolve; and

WHEREAS, David graduated in 1932 from Auburn University then known as API. After graduation, he became a high school Ag Ed teacher and subsequently was hired as an associate professor in Agriculture Education at Auburn. David retired in 1972 after almost 40 years of service to the university; and

WHEREAS, Margaret C. Bottoms was born in Hagerman, New Mexico in 1907 and grew up in Brundidge, Alabama with her maternal grandparents. After raising two sons, David, Jr. and Glen, and operating a kindergarten school in Auburn, Margaret earned her degree from Auburn University in 1965; and

WHEREAS, David and Margaret provided a loving, nurturing home where the virtues of hard work were always on display. They instilled a love for music and the arts in their sons affording them both opportunities to pursue lessons. At a young age, David, Jr. began to study piano and continued throughout high school under the direction of Hubert Liverman, head of Auburn's music department; and

WHEREAS, David and Margaret would be in awe of the Gogue Center and thrilled to have such a wonderful, cultural addition at Auburn. Through this gift, their son, David, is honoring his parents' legacy.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Auburn University, that the name David N. and Margaret C. Bottoms shall be placed on a Box Office Station in the Gogue Performing Arts Center at Auburn University in recognition of the support of David N. Bottoms, Jr.

RESOLUTION

NAMING AN OPERA BOX IN THE  
JAY AND SUSIE GOGUE PERFORMING ARTS CENTER AT AUBURN UNIVERSITY AS  
THE DAVID AND SUSAN HOUSEL OPERA BOX

WHEREAS, David Housel '69 received his bachelor's degree in journalism from Auburn University, and Susan Housel '73 received her bachelor's degree in education from Auburn University, a master's degree at Troy State University, and a specialist degree from Samford University; and

WHEREAS, David began his career at Auburn in 1970, and eventually became Auburn's 13th Director of Athletics and retired after 36 years of service to Auburn and Susan's teaching career spanned 27 years in the state of Alabama before retiring in 2001; and

WHEREAS, David led Auburn to eight national and 38 SEC titles, held numerous leadership roles in the SEC and NCAA, won myriad awards and recognitions, including his recognition as an honorary member of the Auburn University Singers; and

WHEREAS, Susan was the 2012 recipient of the Pamela Wells Sheffield Award, and has served as president for numerous organizations such as Campus Club, Phi Delta Kappa, Alpha Delta Kappa, and Kappa Delta Pi and was named Teacher of the Year in 1991; and

WHEREAS, David and Susan believe in the transformative power of the performing arts and are avid fans of Broadway plays and musicals; and

WHEREAS, an anonymous gift was given to honor David and Susan in celebration of 50 years of the Auburn University Singers and to support the Jay and Susie Gogue Performing Arts Center.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that an opera box in the Jay and Susie Gogue Performing Arts Center at Auburn University be named the David and Susan Housel Opera Box in recognition of their support of the arts and Auburn University.

RESOLUTION

NAMING AN OPERA BOX IN THE  
JAY AND SUSIE GOGUE PERFORMING ARTS CENTER  
AT AUBURN UNIVERSITY AS THE  
DR. THOMAS R. AND GAYLE SMITH OPERA BOX

WHEREAS, Thomas “TR” Smith, Professor Emeritus of Music at Auburn University, retired as Chair of the Department of Music and Director of Choral Activities in 2006; and

WHEREAS, Gayle Smith received her Master of Music in Vocal Performance from Auburn University in 1976 and has taught choral music in the Auburn and Opelika area schools for more than 20 years; and

WHEREAS, TR founded and conducted the Auburn University Singers and also conducted the Concert Choir including performances at Carnegie Hall, nine European concert tours, and multiple choral conventions, and Gayle is the founding director of the East Alabama Children's Choir; and

WHEREAS, TR and Gayle have been actively involved with music ministry for years and their dedication to the choral arts has touched and positively influenced thousands of students through the years; and

WHEREAS, an anonymous gift was given to honor TR and Gayle in celebration of 50 years of the Auburn University Singers and to support the Jay and Susie Gogue Performing Arts Center.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that an opera box in the Jay and Susie Gogue Performing Arts Center at Auburn University be named the Dr. Thomas R. and Gayle Smith Opera Box in recognition of their support of the choral arts and Auburn University.

RESOLUTION

NAMING THE AMPITHEATRE STAGE  
AT THE JAY AND SUSIE GOGUE PERFORMING ARTS CENTER  
AT AUBURN UNIVERSITY AS  
THE MARY LOU AND DANIEL EVANS PONDER, JR. AMPITHEATRE STAGE

WHEREAS, Daniel E. Ponder, Jr. grew up in Alabama and earned a degree in Agricultural Business and Economics from Auburn in 1976; and

WHEREAS, Mary Lou Ponder grew up in Alabama and earned a degree in History from Auburn in 1976; and

WHEREAS, after graduating, Dan moved to Donalsonville, Georgia to manage his family's company, Beall Peanut Company. In 1983, he started Ponder Enterprises, Inc. which became one of the largest restaurant companies in the United States; and

WHEREAS, Mary Lou was an educator for 26 years in the Georgia public school system where she inspired many young people before retiring; and

WHEREAS, Dan served as Chairman of the Seminole County Commission, State Representative in the Georgia General Assembly, and as Mayor of the City of Donalsonville; and

WHEREAS, Dan and Mary Lou own the *Donalsonville News*, a widely acclaimed weekly newspaper where Dan has twice received the Otis Brumby Trophy presented by the Georgia Press Association each year for the best serious column; and

WHEREAS, as a state legislator, Dan received the John F. Kennedy Profile in Courage Award for his courageous plea for hate-crime legislation in Georgia; and

WHEREAS, Dan and Mary Lou have two married daughters, Catherine and Elizabeth, and four grandchildren; and

WHEREAS, Dan and Mary Lou believe the performing arts center will expand horizons for both children and adults.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Auburn University, that the Amphitheatre Stage at the Jay and Susie Gogue Performing Arts Center shall be named The Mary Lou and Daniel E. Ponder, Jr. Amphitheatre Stage in recognition of their generous support of Auburn University and the arts.

RESOLUTION

NAMING THE MRI RESEARCH BUILDING AS  
THE THOMAS WALTER MRI RESEARCH BUILDING

WHEREAS, Thomas Walter attended Auburn University on a Naval ROTC scholarship and graduated with a bachelor's degree in engineering physics in 1955; and

WHEREAS, following his graduation he served in the Navy aboard an Atlantic Fleet destroyer and later with the Armed Forces Special Weapons Project; and

WHEREAS, after his four years of active duty, Tom worked as a circuit design engineer at Texas Instruments and later served as a systems engineer at IBM; and

WHEREAS, in 1961 he was licensed as a Professional Engineer and in 1963 joined EDS, an information service company founded by Ross Perot, and served the company in many managerial capacities including senior vice president, chief financial officer and as a member of the company's board of directors; and

WHEREAS, in 1989, the Thomas Walter Center for Technology Management was established in honor of Tom by Ross Perot, with the goal of the center to unite people in business and engineering; and

WHEREAS, Tom and Jean Walter have demonstrated a strong commitment to Auburn University, serving as life members of the Auburn Alumni Association; and

WHEREAS, the Walters have provided support to the Samuel Ginn College of Engineering through professorships, chairs, endowed funds and generosity to the Thomas Walter Center; and

WHEREAS, the Walters have supported scholarships across campus, including to the Colleges of Engineering, Science and Mathematics and Agriculture.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Auburn University, that the MRI Research Building be named the Thomas Walter MRI Research Building in honor of the Walters' generous support and ongoing dedication.

RESOLUTION

RECOGNITION OF PROVOST AND SENIOR VICE PRESIDENT BILL HARDGRAVE

WHEREAS, Bill Hardgrave has served Auburn University with distinction as dean of the Harbert College of Business from 2010 – 2017 and as provost and senior vice president for academic affairs from 2018 – 2022; and

WHEREAS, under his exceptional leadership, the Harbert College of Business experienced considerable growth, including significant increases in student enrollment, undergraduate and graduate programs, resources for students and faculty, and research advancements, thus elevating the reputation of the college to be among the most prestigious in the nation; and

WHEREAS, during his tenure as dean, Bill's leadership and vision inspired extraordinary levels of philanthropic support, including the transformational gift of \$40 million from alumni Raymond and Kathryn Harbert, which named the Raymond J. Harbert College of Business, as well as a \$15 million gift from the Harberts in support of the college's state-of-the-art graduate business building, which is named in honor of former dean George Horton and Provost Hardgrave; and

WHEREAS, while serving as Auburn University's seventh provost and senior vice president for academic affairs, Bill Hardgrave successfully guided the university's instruction, research, and outreach missions to unprecedented levels of success and provided critical leadership in the development and implementation of the university's 2019-2024 Strategic Plan; and

WHEREAS, Bill's tireless efforts to support student success and strengthen professional opportunities for Auburn graduates led to the creation of several academic and philanthropic initiatives designed to expand access and affordability for future generations of Auburn students; and

WHEREAS, Bill Hardgrave's ongoing commitment to excellence in scholarly work is demonstrated by his leadership of the Radio Frequency Identification Laboratory, an innovative research endeavor that has generated more than \$60 million in extramural funding and created job opportunities for hundreds of undergraduate and graduate students; and

WHEREAS, Bill Hardgrave has served as a model of leadership to his peers by working with faculty, staff, and students at Auburn University and beyond to collaboratively address emerging issues and immediate needs facing the field of higher education, most notably the COVID-19 pandemic; and

WHEREAS, Bill and his wife, Ronda, have remained dedicated servant leaders in the Auburn community, often giving their time and talents to support others.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Auburn University extends to Bill Hardgrave its sincere gratitude for his invaluable service to Auburn University, and bestows upon him the title of Provost Emeritus; and

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Provost Bill Hardgrave so that he, Ronda, and their family are reminded of Auburn University's deep gratitude and profound respect for his many accomplishments on behalf of our university.

RESOLUTION

RECOGNITION OF TRUSTEE D. GAINES LANIER

WHEREAS, Mr. D. Gaines Lanier, a loyal and dedicated alumnus of Auburn University, served with distinction as a member of the Board of Trustees of Auburn University from 2007 until 2022; and

WHEREAS, during his tenure, Mr. Lanier served in countless leadership capacities, including serving as chairperson of various Board of Trustees committees and as lead trustee for Athletics, including membership on the Tigers Unlimited Foundation Board of Directors; and

WHEREAS, Mr. Lanier led an incredibly successful company, J. Smith Lanier Company, that served as a national leader in the insurance industry, ultimately becoming President and Chief Executive Officer of the company and presiding over a period of huge growth and success; and

WHEREAS, possessing great business acumen, Mr. Lanier brought invaluable insight into the Board's deliberations, participating vigorously in the decision-making process, and weighing all aspects of issues faced before rendering judgement; and

WHEREAS, Mr. Lanier's experience as a varsity athlete for Auburn University enabled him to provide unique and pivotal leadership on the Board and in the Athletics Department during an extremely successful era of Auburn University Athletics; and

WHEREAS, the period of Mr. Lanier's tenure as a trustee can be characterized as a period during which Auburn University realized great progress in numerous significant areas, and achieved recognition as being among the nation's finest public universities; and

WHEREAS, Mr. Lanier's loyalty, attention, and commitment involved great personal sacrifice of his valuable time and energy; and

WHEREAS, this Board now desires to commemorate Mr. Lanier's long and noteworthy service to the students, staff, faculty, and alumni of Auburn University and the people of this state.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that we hereby formally extend to Mr. D. Gaines Lanier our heartfelt thanks and unending gratitude for invaluable and distinctive service to Auburn University during his 15-year tenure as a member of this Board and convey all good wishes in all future endeavors.

BE IT FURTHER RESOLVED that, pursuant to Board of Trustees Bylaws, Section 2.10, the title of Trustee Emeritus is hereby bestowed upon Mr. Lanier with the understanding and request that his continued support, assistance, and service to Auburn University and this Board are earnestly solicited and welcomed.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mr. Lanier so that it may serve as a perpetual reminder of our deep appreciation and a symbol of our debt for his many good deeds on behalf of Auburn University and the citizens of Alabama.

RESOLUTION

RECOGNITION OF TRUSTEE CHARLES D. MCCRARY

WHEREAS, Mr. Charles D. McCrary, a loyal and dedicated alumnus of Auburn University, served with distinction as a member of the Board of Trustees of Auburn University from 2004 until 2022; and

WHEREAS, during his tenure, Mr. McCrary served in countless leadership capacities, including *President Pro Tempore* of the Board, chairperson of various Board of Trustees committees, and as a key leader in multiple searches for president and numerous high-level institutional leaders; and

WHEREAS, Mr. McCrary's steadfast commitment to Auburn University and its advancement was highlighted by the visionary creation of the McCrary Institute for Cyber and Critical Infrastructure Security, a best-in-class institution born of his leadership and philanthropy; and

WHEREAS, the McCrary Institute has enabled Auburn University to become a premier, world-renowned problem solver, combining the knowledge of recognized policy authorities and renowned faculty researchers to develop solutions to real-world security problems and to educate the security experts of the future; and

WHEREAS, Mr. McCrary has greatly distinguished himself as one of Alabama's preeminent business leaders, serving with outstanding achievement as President and Chief Executive Officer of Alabama Power Company and currently leading Alabama's financial services industry as Chairperson of the Board of Directors of Regions Bank; and

WHEREAS, possessing remarkable reason, affability, and business acumen, Mr. McCrary brought invaluable insight into the Board's deliberations, participating vigorously in the decision-making process, and weighing all aspects of pressing issues before rendering judgement; and

WHEREAS, the period of Mr. McCrary's tenure as a trustee can be characterized as a period during which Auburn University realized great progress in numerous areas, and achieved increased recognition as ranking among the nation's finest public universities; and

WHEREAS, Mr. McCrary's trademark charm, unyielding loyalty, and unwavering commitment to Auburn University was ubiquitous, involving great personal sacrifice of his valuable time and energy; and

WHEREAS, this Board now desires to commemorate Mr. McCrary's long and noteworthy service to the students, staff, faculty, and alumni of Auburn University and the people of this state.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that we hereby formally extend to Mr. Charles D. McCrary our heartfelt thanks and unending gratitude for invaluable and distinctive service to Auburn University during his 18-year tenure as a member of this Board and convey all good wishes in all future endeavors.

BE IT FURTHER RESOLVED that, pursuant to Board of Trustees Bylaws, Section 2.10, the title of Trustee Emeritus is hereby bestowed upon Mr. McCrary with the understanding and request that his continued support, assistance, and service to Auburn University and this Board are earnestly solicited and welcomed.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mr. McCrary so that it may serve as a perpetual reminder of our deep appreciation and a symbol of our debt for his many good deeds on behalf of Auburn University and the citizens of Alabama.

RESOLUTION

RECOGNITION OF TRUSTEE SARAH B. NEWTON

WHEREAS, Ms. Sarah B. Newton, a loyal and dedicated alumna of Auburn University, served with distinction as a member of the Board of Trustees of Auburn University from 2004 until 2022; and

WHEREAS, during her tenure, Ms. Newton served in countless leadership capacities, including *President Pro Tempore* of the Board, chairperson of various Board of Trustees committees, numerous presidential searches, chairperson of the Presidential Search Advisory Committee, and as a helpful and frequent trustee volunteer and leader on occasions too numerous to count; and

WHEREAS, Ms. Newton, a champion of education, served as an administrator and teacher of elementary education for many years, improving education for her students, her community and indeed, for the State of Alabama and the region; and

WHEREAS, Ms. Newton creatively and selflessly advanced her unyielding commitment to education by playing an integral role in the implementation of a comprehensive transition program for students with intellectual disabilities, known as EAGLES or Education to Accomplish Growth in Life Experience for Success; and

WHEREAS, through Ms. Newton's hard work and ingenious service, the EAGLES Program has flourished and expanded, allowing an inclusive and welcoming environment for all members of the Auburn Family and transforming the lives of its participants, volunteers and supporters; and

WHEREAS, possessing extraordinary acumen and patience, as well as a deep and unique understanding of Auburn and its people, Ms. Newton brought transformative insight into the Board's deliberations, participating vigorously in the decision-making process, and weighing all aspects of issues faced before rendering judgement; and

WHEREAS, the period of Ms. Newton's tenure as a trustee can be characterized as a period during which Auburn University realized great progress in numerous significant areas, and achieved recognition as being among the nation's finest public universities; and

WHEREAS, Ms. Newton's loyalty, attention, and commitment to Auburn University was all-encompassing, involving great personal sacrifice of her valuable time and energy; and

WHEREAS, this Board now desires to commemorate Ms. Newton's long and noteworthy service to the students, staff, faculty, and alumni of Auburn University and the people of this state.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that we hereby formally extend Ms. Sarah B. Newton our heartfelt thanks and unending gratitude for invaluable and distinctive service to Auburn University during her 18-year tenure as a member of this Board and convey all good wishes in all future endeavors.

BE IT FURTHER RESOLVED that, pursuant to Board of Trustees Bylaws, Section 2.10, the title of Trustee Emerita is hereby bestowed upon Ms. Newton with the understanding and request that her continued support, assistance, and service to Auburn University and this Board are earnestly solicited and welcomed.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Ms. Newton so that it may serve as a perpetual reminder of our deep appreciation and a symbol of our debt for her many good deeds on behalf of Auburn University and the citizens of Alabama.

Following the Executive Committee Meeting Report, Mr. Wayne Smith stated that there was an additional item not included in the agenda. Mr. Smith moved to suspend the Bylaws of the Board of Trustees, pursuant to Section 9.02 of the Bylaws, to consider the confirmation of Auburn University's 21<sup>st</sup> president. The motion was seconded by Mr. Rane, and the motion was approved by a voice vote.

Mr. Smith then stated the following:

As you all know, this campus has been extremely busy with the search for Auburn's next president. As we have mentioned several times during this process, selecting a president is one of the most important decisions any university board of trustees can make. I am excited today to share that we have completed our search.

First, I would like to thank each of you again for all of your incredibly hard work on this process, especially the Presidential Search Advisory Committee Chair, Trustee Sarah Newton, and the members of the Presidential Search Advisory Committee. We all know how much time and energy a search like this requires, and your volunteer, pro bono efforts will forever be remembered. So, on behalf of the entire Board, thank you, Sarah. I want to express my deepest gratitude for your hard work on this important endeavor.

I would also like to thank Greenwood/Asher & Associates for their invaluable work on this search. I would like everyone to know how much they have done, how well they represented Auburn, and how professionally executed this search has been in their hands. Having such capable, well-connected, and tenured professionals—and as former Presidents themselves—has made our search more open and more successful than we could have imagined.

Following the announcement of the search this summer, the selection of Greenwood/Asher as our search firm, and the appointment of our 22-member Presidential Search Advisory Committee, we conducted eight, well-attended listening sessions to collect your important thoughts and opinions about Auburn's next leader. The feedback from those sessions was most helpful in drafting the Position Description, and we all began in earnest to publish the announcement and recruit qualified applicants from universities across the country.

Over the last few months, more than 60 qualified individuals expressed great interest in the Auburn Presidency. The Advisory Committee screened applicants and interested individuals, reviewed a great amount of material about each, and ultimately selected fifteen men and women to speak with just before the holidays. The interested individuals with whom the Committee spoke were incredibly well-qualified. The Advisory Committee asked difficult questions, explored backgrounds, and each shared his/her confidential assessment with the search firm.

From that point, the names of the five, most-favored individuals were passed to the Board of Trustees. The Board's Executive Committee then met with those five persons in early January, and again asked probing questions—exploring the interest, ideas, and abilities of each.

Following those sessions, the Board invited three of those individuals to campus. Of the three invited, Dr. Christopher Roberts accepted the invitation and met with various stakeholder

groups around the state. Dr. Roberts met with students, alumni, faculty, staff, administrators, and more—sharing his vision and answering questions from members of the Auburn Family. Dr. Roberts’ visit to campus was an unequivocal success. Personally, I could not have been more pleased.

With that extensive and collaborative process behind us, I am excited about Dean Roberts’ ability to lead Auburn and am confident that we have found just the right person at the right time.”

Mr. Smith then moved to appoint Dr. Christopher Roberts as the 21<sup>st</sup> president of Auburn University, effective May 16, 2022. The motion was seconded by Mr. DeMaioribus. *President Pro Tempore* Dumas then opened the floor for discussion. The following comments were made regarding the motion:

Ms. Newton stated, “As you all heard, I chaired the Presidential Search Advisory Committee—and what an honor and privilege it was. As a member of the Board since 2004, this is my third presidential search—and I have to say, this has been the smoothest, well-run search in which I have participated. The finalist pool had diversity in terms of race and gender. Many of them are sitting presidents, provosts, or deans at other institutions.

I express my sincerest thanks to the members of the Presidential Search Advisory Committee. And let me say, the committee members served their constituency groups exceptionally well. They worked tirelessly to ensure that Auburn found the best candidate—and that’s exactly what we got.

Dr. Roberts’ passionate commitment to students, faculty, staff, and alumni—his success in research and fundraising, and his love of all things Auburn, make him a natural choice for presidential consideration.

I am thrilled that Dr. Roberts has risen to the top of this search—and I feel confident that he is ready to lead Auburn University to new heights.

Mr. Vines then commented, “I, too, served on the Presidential Search Advisory Committee—and the sentiments shared by my colleagues could not be truer. During our conversations in December, I was able to learn about Dr. Roberts’ passion for Auburn. To put it simply, Dr. Roberts performed better than anyone else seeking the position. I believe that the Advisory Committee successfully selected the best person for the job, and I can’t wait to see where he leads Auburn.”

Mr. Rane then shared, “I am the longest serving member on the Board...and I have seen many presidents come and go during my time. I am confident and optimistic that Dr. Roberts will propel Auburn to even greater prominence. I am excited that Auburn will have a president who knows and understands what makes Auburn, Auburn. I hope that others will see that if they work hard enough, they, too, can rise in leadership on Auburn’s campus.”

*President Pro Tempore* Dumas then stated, “Well, I think our board members’ comments mirror that of what we already knew—that Dr. Roberts is world-class, phenomenal leader who is poised to lead Auburn University to greatness.”

*President Pro Tempore* Dumas then called for a vote on the motion. The motion was unanimously approved by a voice vote.

*President Pro Tempore* Dumas then indicated that with there being no further items for review, the meeting was recessed at 11:40 a.m.

Respectfully Submitted,

---

Jon G. Waggoner  
Secretary to the Board of Trustees

## RESOLUTION

### AWARDING OF DEGREES

WHEREAS, Auburn University confers appropriate degrees upon those individuals who have completed requirements previously approved by this Board of Trustees and stated in University Catalogs.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That all degrees to be awarded by the faculty of Auburn University and Auburn University at Montgomery at the end of Spring Semester 2022, complying with the requirements heretofore established by the Board of Trustees, be and the same are hereby approved.
2. That a list of the degrees awarded be filed and maintained in the records of the University and hereby made an official part of this resolution and of these minutes.

## RESOLUTION

### AUBURN UNIVERSITY AT MONTGOMERY SCIENCE LABORATORY FACILITIES RENOVATION

#### FINAL PROJECT APPROVAL

WHEREAS, at its previous meeting on February 5, 2021, the Board of Trustees adopted a resolution that approved the initiation of the Auburn University at Montgomery Science Laboratory Facilities Renovation project, and at its meeting on April 16, 2021, the Board of Trustees adopted a resolution that approved the architect selection; and

WHEREAS, the project would enhance our ability to meet the student needs in the sciences, technology, and allied health areas, and would free up needed space in other buildings due to the growth of the campus; and

WHEREAS, the project will renovate a 57,000 square foot building which will provide support for biology, chemistry, technology, medical laboratory sciences, and other STEM related programs; and

WHEREAS, this facility would also be used to provide professional development in the STEM related fields for K-12 teachers, to ensure they are better equipped to teach mathematics and sciences to their students; and

WHEREAS, the estimated total project cost for the AUM Science Laboratory Facility Renovation is \$28.0 million, to be financed by a combination of Public School and College Authority funds, other external funds, and interim funding from Auburn University, ultimately paid with AUM General Funds; and

WHEREAS, pursuant to the Board of Trustees policy “D-3, Capital Projects Approval,” the final approval of the project must be submitted to the Auburn University Board of Trustees through the Property and Facilities Committee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Auburn University at Montgomery Science Laboratory Facility Renovation project is approved, and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Establish a budget for the Auburn University at Montgomery Science Laboratory Facilities Renovation project in the amount of \$28.0 million, to be financed by a combination of Public School and College Authority funds, other external funds, and interim funding from Auburn University, ultimately paid with AUM General Funds; and
2. Direct the consultants to complete the required plans for the project; and
3. Solicit bids and award a contract for construction conditioned upon the lowest responsible and responsive bid being consistent with the project budget approved above.

## RESOLUTION

### NEVILLE ARENA – NEW PRACTICE GYM

#### APPROVAL OF PROJECT ARCHITECT SELECTION

WHEREAS, at its meeting of February 4, 2022, the Board of Trustees adopted a resolution that approved the initiation of the Neville Arena – New Practice Gym project and authorized the commencement of the architect selection process; and

WHEREAS, the University Architect, after conducting interviews with four candidate firms, determined the architectural firm Goodwyn Mills Cawood of Auburn, Alabama was best qualified to provide design services on this project; and

WHEREAS, pursuant to the Board of Trustees policy “D-3, Capital Projects Approval,” the selection of the project architect must be submitted to the Auburn University Board of Trustees through the Property and Facilities Committee for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Engage Goodwyn Mills Cawood of Auburn, Alabama as project architect to consult in the development of the Neville Arena-New Practice Gym program and project design; and
2. Limit the project planning and design development to the schematic design phase until such time as the program requirements, budget, funding plan, and site are approved by the Board.

## RESOLUTION

### KREHER PRESERVE AND NATURE CENTER NEW ENVIRONMENTAL EDUCATION BUILDING

#### APPROVAL OF PROJECT INITIATION AND APPROVAL OF PROJECT ARCHITECT SELECTION

WHEREAS, the College of Forestry and Wildlife Sciences has proposed the construction of a new educational facility for pre-school children that focuses on nature and environmental programs of the Kreher Preserve and Nature Center; and

WHEREAS, these programs are highly popular and very beneficial for young children and represent a major component of the College of Forestry's public outreach strategy; and

WHEREAS, the Kreher Preserve and Nature Center New Environmental Education Building project will include indoor and outdoor instructional space to support and expand the research and outreach programs held at the center; and

WHEREAS, the facility will feature Cross Laminated Timber (CLT) as its primary structural material, the demonstration of which is an important goal of the timber industry in the state of Alabama; and

WHEREAS, to expedite the completion of the project, the University Architect recommends the selection of the firm, Leers Weinzapfel Associates of Boston, Massachusetts, as the architect for the project since their experience and expertise in designing such facilities, and along with CLT construction, will greatly facilitate the successful completion of the project; and

WHEREAS, this project will be financed by state appropriations, specifically received for Cross Laminated Timber (CLT) construction, and College of Forestry funds; and

WHEREAS, pursuant to the Board of Trustees policy, "D-3, Capital Projects Approval," the initiation of this project and the engineer selection must be submitted to the Board, through the Property and Facilities Committee, for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the initiation of the Kreher Preserve and Nature Center New Environmental Education Building project is approved and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to perform the following tasks:

1. Engage Leers Weinzapfel Associates of Boston, Massachusetts, as project architect to consult in the development of the facility program and project design; and
2. Limit the project planning and design development to the schematic design phase until such time as the program requirements, budget, funding plan, and site are approved by the Board.

RESOLUTION

PARKERSON MILL GREENWAY – PHASE III

APPROVAL OF PROJECT INITIATION AND  
AUTHORIZATION TO COMMENCE THE PROJECT ENGINEER SELECTION PROCESS

WHEREAS, Facilities Management has proposed the construction of the Parkerson Mill Greenway – Phase III to provide an extension of the campus greenway system with 0.4 miles of new shared-use path running from the current terminus at Lem Morrison Drive to an existing trail near the pond adjacent to the Edward Via College of Osteopathic Medicine; and

WHEREAS, the project will add new transportation and recreation amenities to campus and allow for future greenway extensions as the southern portion of campus continues to develop and expand; and

WHEREAS, on February 8, 2022, Facilities Management received final notification from the State of Alabama Department of Transportation regarding the approval of a \$640,000 grant to Auburn University of federal Transportation Alternative Program funds for this project with a requirement to match these funds; and

WHEREAS, it is anticipated that this project would be financed by a grant from the Alabama Department of Transportation and Facilities Management funds; and

WHEREAS, pursuant to the Board of Trustees policy, “D-3, Capital Projects Approval,” the initiation of this project must be submitted to the Board, through the Property and Facilities Committee, for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the initiation of the Parkerson Mill Greenway – Phase III project is approved; and Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to commence the project engineer selection process.

RESOLUTION

AUBURN UNIVERSITY COLLEGE OF VETERINARY MEDICINE  
CHILLED WATER PLANT – CHILLER REPLACEMENT

APPROVAL OF PROJECT AND  
AUTHORIZATION TO EXECUTE THE WORK

WHEREAS, Facilities Management proposes a repair project to replace aging chilled water production equipment in the College of Veterinary Medicine Chilled Water Plant that has exceeded its serviceable life; and

WHEREAS, the proposed project would replace four smaller chillers installed in 1987 and 2000, with two larger, more energy efficient chillers which will improve the reliability of the plant and result in increased system capacity; and

WHEREAS, the schedule for this project is to complete the work from July 2022 through January 2023; and

WHEREAS, the overall cost of the project is estimated to cost \$7.9 million, to be financed by the existing bonds and energy reinvestment funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Auburn University College of Veterinary Medicine Chilled Water Plant – Chiller Replacement project is approved; and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to execute the project.

RESOLUTION

SOLON DIXON EDUCATION CENTER  
ENTRANCE ROAD PAVING AND PARKING LOT RESURFACING

APPROVAL OF PROJECT AND  
AUTHORIZATION TO COMMENCE THE WORK

WHEREAS, the College of Forestry and Wildlife Sciences proposes to resurface the asphalt entrance road to the Solon Dixon Education Center as well as some connected parking areas within the Center; and

WHEREAS, the proposed repaving project will complete needed maintenance and repairs to the Solon Dixon Education Center road system to provide a safer entry and access into the Center; and

WHEREAS, the planned schedule for this project is to complete the work in the summer of 2022; and

WHEREAS, the overall cost of the project is estimated to cost \$950,000 to be financed by the College of Forestry and Wildlife Sciences.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the Solon Dixon Education Center – Entrance Road Paving and Parking Lot Resurfacing project is approved; and that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized and empowered to execute the project.

## RESOLUTION

### REAL ESTATE ACQUISITION: AIRPORT RUNWAY SAFETY AREA – INDIAN PINES GOLF COURSE

WHEREAS, an opportunity exists for the Board of Trustees to consider the purchase of approximately eleven acres of land in order to enhance the safety of operations at the Auburn University Regional Airport; and

WHEREAS, the property is part of the Indian Pines Golf Course, which is owned jointly by the City of Opelika and the City of Auburn, and is immediately north of the airport (see Exhibit 1); and

WHEREAS, the proposed purchase will allow the Airport to comply with current Federal Aviation Administration safety guidelines for Runway 18-36, which would require a runway safety area of 1,000 feet given the level of operations at the Airport; and

WHEREAS, purchasing the property to expand the runway safety area is essential to allow the Airport to sustain and grow its operations; and

WHEREAS, FAA and state and local partners together have agreed to provide a total of \$2,777,778 to fund purchase of the property and to partially defray golf course repair expenses, with \$2.5 million of that amount being provided by FAA; and

WHEREAS, of the total \$2.7 million cost, \$230,000 has been allocated toward purchase of the real property, and that amount is consistent with an MAI appraisal obtained by the University; and

WHEREAS, Auburn University will not be required to contribute financially to the purchase price of the real property; and

WHEREAS, Board of Trustees policy, “D-10, Real Estate Exchange Policy,” requires Board approval for the acquisition of the property.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such person as may be acting as President, is hereby authorized and empowered to take such action as is necessary to purchase approximately eleven acres of real property located at the Indian Pines Golf Course, Auburn, Alabama, at a purchase price not to exceed \$230,000. All documents consummating the purchase of the property shall be reviewed, as to form, by legal counsel for Auburn University.

**EXHIBIT 1**

INDIAN PINES GOLF COURSE

[Attached]



## RESOLUTION

### PROPOSED DOCTOR OF PHILOSOPHY IN NURSING

WHEREAS, the College of Nursing currently offers undergraduate and graduate programs that prepare students for advanced study and professional careers in the fields of nursing science and healthcare delivery; and

WHEREAS, the field of nursing continues to experience a significant demand for nursing professionals due to a lack of educators, high turnover, and the increasing need for healthcare providers across a multitude of specialties; and

WHEREAS, the college proposes a new degree program, the Doctor of Philosophy in Nursing, designed to provide students with advanced knowledge and experience in research, teaching, mentorship, and service to the nursing profession; and

WHEREAS, the proposed program will continue to support Auburn University's land-grant mission of providing exceptional instructional, research, and outreach programs to the state by educating and training quality nurses and nurse educators to support Alabama's healthcare needs; and

WHEREAS, the proposed degree will enable the college to attract and retain nursing students and faculty who have the potential to elevate scholarly research, clinical practices, and leadership in designing healthcare systems; and

WHEREAS, the proposed degree program will require additional graduate student positions, to be funded by the college; and

WHEREAS, the request to create this degree has been endorsed by the Dean of the College of Nursing, the Graduate Council, the Interim Provost, and the President.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the proposed Doctor of Philosophy in Nursing be approved and submitted to the Alabama Commission on Higher Education for review and approval.

## RESOLUTION

### PROPOSED RENAMING OF THE COLLEGE OF FORESTRY AND WILDLIFE SCIENCES AS THE COLLEGE OF FORESTRY, WILDLIFE, AND ENVIRONMENT

WHEREAS, the College of Forestry and Wildlife Sciences is committed to providing the highest quality instruction, research, outreach and extension programs designed to promote the sustainable management, conservation, and advancement of environmental resources; and

WHEREAS, the College of Forestry and Wildlife Sciences continues to experience significant growth in environmental-related programs and initiatives, resulting in a more strategic emphasis on environmental management, science, and policies; and

WHEREAS, the college also provides leadership to several interdisciplinary environmental initiatives and resources, including the Climate, Human, and Earth Systems Cluster Initiative; the Kreher Preserve and Nature Center; the Center for Environmental Studies at the Urban-Rural Interface; and the International Center for Climate and Global Change Research; and

WHEREAS, the college has proposed a change in nomenclature to become the College of Forestry, Wildlife, and Environment to reflect the breadth of environmental programs supported by the college; and

WHEREAS, the proposed change in nomenclature would enable the college to better recruit faculty, staff, and students and support its continued growth through increased visibility and enhanced extramural funding; and

WHEREAS, the proposal has been endorsed by the Dean of the College of Forestry and Wildlife Sciences, the College's Advisory Council, the Interim Provost, and the President.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the renaming of the College of Forestry and Wildlife Sciences as the College of Forestry, Wildlife, and Environment be approved, with notice of this change being sent to the Alabama Commission on Higher Education as an item of information.

RESOLUTION

PROPOSED TUITION AND FEES  
FOR AUBURN UNIVERSITY AND AUBURN UNIVERSITY AT MONTGOMERY

WHEREAS, student tuition and fees are the primary sources of unrestricted revenue for support of University programs and operations; and

WHEREAS, state appropriations are generous but alone are not sufficient to maintain the standards of quality instruction and other activities long associated with Auburn University; and

WHEREAS, one of the University's institutional goals is to maintain rates consistent with regional averages for peer institutions.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized, with the 2022 Fall Semester, to establish tuition and fee rates for Auburn University as shown in Exhibit 1 and for Auburn University at Montgomery as shown in Exhibit 2.

**EXHIBIT 1**

TUITION AND FEE RATES FOR FALL 2022  
FOR AUBURN UNIVERSITY

[Attached]

**EXHIBIT 2**

TUITION AND FEE RATES FOR FALL 2022  
FOR AUBURN UNIVERSITY AT MONTGOMERY

[Attached]

## RESOLUTION

### PROPOSED HOUSING RATES FOR THE AUBURN UNIVERSITY MAIN CAMPUS FOR THE 2022-2023 ACADEMIC YEAR

WHEREAS, residence halls, operated by Auburn University Housing (AUH), are provided on the Auburn University main campus as a convenience and service to our undergraduate students; and

WHEREAS, the administration regularly reviews housing operations to assure that it is responsive to student needs and that it continues to be fiscally sound and self-supporting; and

WHEREAS, AUH needs to increase a reserve for deferred maintenance, increased debt retirement commitments, rising operational costs, anticipated renovations, programming, new construction, and non-recurring expenditures; and

WHEREAS, AUH leadership has proposed a housing rate increase in response to those demands, and these recommendations are endorsed by the President.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that Jay Gogue, President, or such other person as may be acting as President, be and the same is hereby authorized to affect the proposed student housing rates for the Auburn University main campus, as shown in Exhibit 1, with the new rates becoming effective in the 2022 fall semester.

**EXHIBIT 1**

PROPOSED HOUSING RATES FOR THE AUBURN UNIVERSITY MAIN CAMPUS  
FOR THE 2022-2023 ACADEMIC YEAR

[Attached]

Exhibit 1

Auburn University Housing  
Proposed Semester Rental Rates  
Academic Year 2022-2023

Area	Room Type	2021-22 Rate	Proposed 2022-23 Rate
<b>160 Ross</b>	Double	\$5,100	\$5,210
	Quad	\$4,880	\$4,980
<b>191 College</b>	Double	\$6,100	\$6,230
<b>191 College</b>	Quad	\$5,900	\$6,020
<b>191 College</b>	Quad w/double occupancy	\$4,880	\$4,980
<b>Cambridge</b>	Single	\$4,620	\$4,720
	Double	\$3,760	\$3,840
<b>Hill</b>	Single	\$3,990	\$4,070
	Double	\$3,180	\$3,250
<b>Quad</b>	Single	\$4,620	\$4,720
	Double	\$3,760	\$3,840
<b>South Donahue</b>	Single	\$6,160	\$6,290
	Double	\$6,050	\$6,180
	Quad	\$6,050	\$6,180
<b>Village</b>	Single	\$5,100	\$5,210
	Double	\$5,100	\$5,210
	Triple	\$4,880	\$4,980
	Quad	\$4,880	\$4,980
* Summer Rate: (fall rate + spring rate)/3			
** Mini-mester Rate: (summer rate)/2			

**RESOLUTION AUTHORIZING FORWARD DELIVERY OPTION AGREEMENT  
IN CONNECTION WITH THE REFUNDING OF AUBURN UNIVERSITY'S  
GENERAL FEE REVENUE REFUNDING BONDS, SERIES 2014-A**

BE IT RESOLVED by the Board of Trustees (herein called the "Board") of AUBURN UNIVERSITY (herein called the "University") as follows:

**Section 1. Findings.** The Board has determined and hereby finds and declares that the following facts are true and correct:

(a) It is necessary, advisable, in the interest of the University and in the public interest that the University refund its outstanding indebtedness from time to time to reduce the borrowing cost for its capital projects.

(b) Federal income tax law recently changed the timing of when the University may issue tax-exempt refunding bonds, which creates circumstances where it may be economically advantageous for the University to issue taxable refunding bonds initially and to subsequently refund those taxable bonds with tax-exempt bonds when allowed under federal income tax law.

(c) The University was recently presented with a proposal to issue its Taxable General Fee Revenue Refunding Bond, Series 2022-A (the "2022-A Taxable Bond") in a private placement with Raymond James Capital Funding, Inc. ("Raymond James") to refund a portion of its outstanding General Fee Revenue Refunding Bonds, Series 2014-A, that results in immediate debt service savings for the University. The issuance of the 2022-A Taxable Bond has already been authorized by the Board pursuant to the refunding authorization resolution of the Board adopted on September 10, 2021, in connection with the approval of the University's fiscal year 2022 budget.

(d) The Raymond James proposal also provides the University with the option to issue a tax-exempt refunding bond to Raymond James in 2024 (when federal income tax law would allow the University to issue tax-exempt refunding bonds) to refund the 2022-A Taxable Bond. This option is granted by way of a Forward Delivery Agreement (the "Forward Delivery Agreement") to be entered into by the University and Raymond James. The Forward Delivery Agreement also locks in the interest rate on the tax-exempt bond at today's interest rates, which eliminates the University's risk that interest rates in 2024 are higher than they are today.

(e) In order for the University to take advantage of the option and the interest rate lock provided in the Forward Delivery Agreement, it is necessary for the Board to adopt this resolution authorizing the Agreement.

**Section 2. Authorization of Forward Delivery Agreement.** The Board does hereby authorize and direct the President of the University to execute and deliver, for and in the name and behalf of the University, to Raymond James, the Forward Delivery Agreement in substantially the form presented to the meeting at which this resolution is adopted and to be attached as Exhibit I to the minutes of said meeting (which form is hereby adopted in all respects as if set out in full in this resolution), with such changes, deletions and additions as may be approved by the President consistent with the terms of this resolution.

**Section 3. Authorization as to Related Matters.** The President of the University, the Vice President for Business and Finance/CFO of the University, the Secretary of the Board and the Chair of the Finance Committee are hereby authorized to execute such further certifications or other documents and to take such other action as any of them may deem appropriate or necessary for the consummation of the bond refunding that is the subject of this resolution.

Exhibit I

**FORWARD DELIVERY AGREEMENT**

**between**

**AUBURN UNIVERSITY**

**and**

**RAYMOND JAMES CAPITAL FUNDING, INC.,**

**Dated as of April \_\_, 2022**

## **FORWARD DELIVERY AGREEMENT**

This FORWARD DELIVERY AGREEMENT is dated as of April \_\_, 2022 (the “Forward Delivery Agreement”), between the AUBURN UNIVERSITY (the “University”) and RAYMOND JAMES CAPITAL FUNDING, INC., and its permitted successors and assigns (the “Lender”);

WITNESSETH:

WHEREAS, the University has on the date hereof issued and the Lender has purchased a \$ \_\_\_\_\_,000 Auburn University Taxable General Fee Revenue Refunding Bond, Series 2022-A (the “Taxable Bond”);

WHEREAS, in order to further reduce debt service related to the Taxable Bond, the University desires to enter into this Forward Delivery Agreement in order to obtain a right to issue and sell to the Lender the Tax-Exempt Bond (hereinafter defined);

WHEREAS, in connection with the sale and issuance of the Taxable Bond to the Lender, the Lender is willing to offer to purchase the Tax-Exempt Bond as more particularly described in the Indenture (hereinafter defined) and in Schedule I attached hereto pursuant to the terms and provisions of this Forward Delivery Agreement for the purpose of refunding and redeeming the Taxable Bond;

NOW THEREFORE, in consideration of the mutual agreements herein contained, each of the parties hereto agrees as follows:

## ARTICLE I

### DEFINITIONS

**Section 1.01. Definitions.** (a) Unless otherwise required by the context, the following capitalized words and terms used herein shall have the following meanings:

“Forward Delivery Agreement” means this Forward Delivery Agreement, dated as of April \_\_, 2022, between the University and the Lender, including any supplements or amendments hereto.

“Forward Delivery Option” means the right of the University to issue and sell the Tax-Exempt Bond to the Lender pursuant to and subject to the terms of this Forward Delivery Agreement and the Indenture.

“Indenture” means the General Fee Revenue Trust Indenture dated as of June 1, 1985, as amended and supplemented from time to time, including, but limited to, the Twenty-Fifth Supplemental Fee Indenture between the University and The Bank of New York Mellon Trust Company, N.A., as trustee and a subsequent supplemental indenture to be executed and delivered in conjunction with the issuance of the Tax-Exempt Bonds, if applicable.

“Purchase Price” means an amount equal to the principal amount of the Tax-Exempt Bond, but not to exceed the outstanding principal amount of the Taxable Bond on the Settlement Date.

“Settlement Date” means any Business Day designated by the University for the issuance and delivery of the Tax-Exempt Bond to the Lender.

“Taxable Bond” has the meaning set forth in the preambles to this Forward Delivery Agreement.

“Tax-Exempt Bond” means the University’s General Fee Revenue Refunding Bond, Series 2024-A.

(b) In addition to the capitalized words and terms set forth in subsection (a) of this Section, all capitalized words and terms used herein and not otherwise defined shall have the meanings assigned below or the Indenture.

## ARTICLE II

### TERMS OF TRANSACTION

**Section 2.01. Forward Delivery Option Rights and Terms.** (a) Subject to the conditions precedent set forth in Article III hereof, the Lender hereby grants to the University the option to sell to the Lender at the Purchase Price all, but not less than all, of the Tax-Exempt Bond. The University may exercise the Forward Delivery Option by (i) designating a Settlement Date and notifying the Lender and the Trustee in writing of such Settlement Date no less than thirty (30) days prior to the Settlement Date, (ii) designating the Settlement Date as the redemption date for the Taxable Bond and notifying the Lender in writing of its election to redeem the Taxable Bond on the Settlement Date, (iii) delivering to the Trustee prior to the Settlement Date, an amount equal to the accrued interest on the Taxable Bond to the Settlement Date, (iv) causing the Tax-Exempt Bond to be issued and delivered to the designated office of the Bank by 1:00 p.m., New York time, on the Settlement Date against payment therefor (or deemed payment therefor by exchanging the Taxable Bond therefor), and (v) irrevocably directing the Lender to apply (or deem to apply) the Purchase Price of the Tax-Exempt Bond, together with the amounts described in clause (iii) above, to redeem the Taxable Bond on the Settlement Date.

(b) On the Settlement Date, the Lender shall pay (or will be deemed to pay) the Purchase Price of the Tax-Exempt Bond against delivery thereof to the Lender and shall simultaneously deliver the Taxable Bond to the University against payment (or deemed payment) of the redemption price therefor (such redemption price to be equal to 100% of the then outstanding principal amount of the Taxable Bond, plus accrued interest thereon to the redemption date).

(c) The University may terminate the Forward Delivery Option at any time during the term of this Forward Delivery Agreement, but only prior to [June 1, 2024], by so notifying the Lender in writing.

## ARTICLE III

### CONDITIONS PRECEDENT

**Section 3.01. Conditions Precedent.** The Lender's obligation to pay the Purchase Price for the Tax-Exempt Bond upon the University's exercise of the Forward Delivery Option is subject to the performance by the University of each of the requirements set forth in Section 2.01 hereof and this Article.

(a) **Taxable Bond Closing.** The Taxable Bond shall have been issued and purchased by the Lender pursuant to the Indenture.

(b) **Documentary Requirements.** The obligation of the Lender to pay the Purchase Price for the Tax-Exempt Bond is also subject to the conditions precedent that the Lender shall have received, on or before the Settlement Date, the items listed below in form and substance satisfactory to the Lender:

(i) an opinion of Bond Counsel, dated as of the Settlement Date, addressed to the Lender, in substantially the form set forth in Exhibit A attached hereto;

(ii) an opinion of counsel to the University, dated as of the Settlement Date, addressed to the Lender, in substantially the form set forth in Exhibit B attached hereto;

(iii) certified copies of all proceedings of the University relating to the approval or authorization of the Tax-Exempt Bond, the Indenture (which may be a part of the proceedings of the University relating to the approval and authorization of the Taxable Bond);

(iv) the Tax-Exempt Bond, which shall have been duly authorized, executed and authenticated in accordance with the provisions of the Indenture;

(v) a duly executed Tax Certificate and IRS Form 8038G; and

(vi) such additional certificates (including appropriate incumbency, signature and no-litigation certificates), instruments, opinions or other documents as the Lender may reasonably request.

(c) **Forward Delivery Option Exercise Requirement.** There shall not be any Change in Law, rule or regulation (or the interpretation or administration thereof) known to the Lender or the University that prevents the consummation of the performance of the Forward Delivery Option or the sale or issuance of the Tax-Exempt Bond. As used in this Forward Delivery Agreement, "Change in Law" means (i) any change in or addition to applicable federal or state law, whether statutory or as interpreted by the courts, including any changes in or new rules, regulations or other pronouncements or interpretations by federal or state agencies, (ii) any legislation enacted by the Congress of the United States or introduced therein or recommended for passage by the President of the United States (if such enacted, introduced or recommended legislation has a proposed effective date that is on or before the date of Closing), (iii) any law, rule or regulation proposed or enacted by any governmental body, department or agency (if such proposed or enacted law, rule or regulation has a proposed effective date that is on or before the

date of Closing) or (iv) any judgment, ruling or order issued by any court or administrative body, which in the case of any of (i), (ii), (iii) or (iv) would make the issuance, sale or delivery of the Tax-Exempt Bond illegal (or have the retroactive effect of making such issuance, sale or delivery illegal, if enacted, adopted, passed or finalized), or prevent the issuance of any of the opinions referenced in Section 3(b) herein at the Settlement Date; provided, however, that such change in or addition to law, legislation, law, rule or regulation or judgment, ruling or order shall have become effective, been enacted, introduced or recommended, been proposed or enacted or been issued as the case may be, after the date of this Forward Delivery Agreement.

(d) **Terms of Tax-Exempt Bond.** The Tax-Exempt Bond shall have the terms described in the Indenture and as included in Schedule I attached hereto and in all respects (other than as set forth in the Indenture and Schedule I and other than with respect to tax- exemption and interest rate) shall have the same security and substantially the same terms as the Taxable Bond, except as otherwise agreed to between the University and the Lender.

## ARTICLE IV

### REPRESENTATIONS, WARRANTIES AND COVENANTS

**Section 4.01. Representations and Warranties of the University.** The University hereby represents and warrants to the Lender the following:

(a) The University is validly existing as a public corporation and instrumentality under the laws of the State of Alabama, and is authorized and empowered to execute and deliver this Forward Delivery Agreement and to perform its obligations hereunder. The University has complied with all provisions of applicable law in all material matters relating to the execution and delivery of this Forward Delivery Agreement.

(b) This Forward Delivery Agreement has been duly authorized, executed and delivered by the University and is a legal, valid and binding obligation of the University enforceable in accordance with its terms, except as enforcement thereof may be limited by bankruptcy, insolvency, reorganization, moratorium or similar laws affecting the enforcement of creditors' rights generally and by general equitable principles.

(c) The University is not in violation of any applicable constitutional provision, law or administrative rule or regulation of the State of Alabama or of the United States of America or in default under any agreement, resolution, indenture or instrument to which the University is a party or by which the University or its property is bound, the effect of which violation or default would materially affect the ability of the University to perform its obligations under this Forward Delivery Agreement, and no event has occurred and is continuing which with the passage of time or the giving of notice, or both, would constitute such a violation or default hereunder.

(d) The execution and delivery of this Forward Delivery Agreement and performance of the obligations of the University hereunder do not and will not conflict with, result in the creation or imposition of any lien, charge or encumbrance upon any of the assets of the University (other than as specified in the Indenture) pursuant to the terms of, or constitute a default under, any agreement, indenture or instrument to which the University is a party or by which the University or its property is bound, or result in a violation of any applicable constitutional provision, law or administrative regulation or any order, rule or regulation of any court or governmental agency having jurisdiction over the University or its property, except as provided and permitted by such documents.

(e) No consent, authorization or order of, or filing or registration with, any court or governmental agency not already obtained or made is required for the execution, delivery and performance of this Forward Delivery Agreement or the consummation of the transactions contemplated hereunder, and any such consent, authorization or order so obtained is in full force and effect (provided no representation or warranty is expressed as to any action required under federal or Alabama or other state securities or blue sky laws in connection with the purchase of the Tax-Exempt Bond by the Lender).

(f) Any certificate signed by an authorized officer of the University and delivered to the Lender shall be deemed a representation and warranty of the University to the Lender as to the statements made therein.

(g) There is no litigation or any other proceeding before or by any court, public board, agency or body, pending or, to the best knowledge of the University, threatened against or affecting the University or any of the members or officers of the University in their respective capacities as such (nor, to the best knowledge of the University, is there any basis therefor), wherein an unfavorable decision, ruling or finding would in any way materially adversely affect (i) the transactions contemplated by this Forward Delivery Agreement, (ii) the organization, existence or powers of the University or the title to the office of any of the members or officers of the University, or (iii) the validity or enforceability of this Forward Delivery Agreement (or any other agreement or instrument of which the University is a party or used or contemplated for use in the consummation of the transactions contemplated hereby).

(h) The University represents and warrants to and agrees with the Lender that, as of the date hereof (i) the purchase and sale of the Taxable Bond and Tax-Exempt Bond pursuant to this Forward Delivery Agreement is an arm's-length commercial transaction between the University and the Lender, (ii) in connection therewith and with the discussions, undertakings and procedures leading up to the consummation of such transaction, the Lender is not a fiduciary of the University, (iii) the Lender has not assumed an advisory or fiduciary responsibility in favor of the University with respect to the transaction contemplated hereby or the discussions, undertakings and procedures leading thereto and the Lender has no obligation to the University with respect to the transaction contemplated hereby except the obligations expressly set forth in this Agreement and (iv) the University has consulted with its own legal, financial and other advisors to the extent it has deemed appropriate. The Lender has financial and other interests that differ from those of the University.

(i) The covenants, representations and warranties contained in the Indenture are incorporated herein by references, and such provisions may not be amended without the written consent of the Lender.

(j) The University hereby covenants to provide its audited financial statements to the Lender within 210 days of the end of each fiscal year of the University and provide its annual budget within 30 days of adoption to the Lender.

**Section 4.02. Representations and Warranties of the Lender.** The Lender hereby represents and warrants to the University as follows:

(a) (1) The Lender is familiar with the University; (2) the Lender has been furnished financial information about the University; (3) the University has made available to the Lender the opportunity to obtain additional information to verify the accuracy of the information supplied and to evaluate the merits and risks of purchasing the Taxable Bond and the Tax-Exempt Bond; (4) the Lender had the opportunity to ask questions of and receive answers from representatives of the University, including officers, attorneys and accountants, concerning the terms and provisions of the Tax- Exempt Bond, the information supplied to the Lender and the University's condition, financial and otherwise; (5) the University has provided the Lender

information responsive to all of the Lender's requests therefor; and (6) the Lender is agreeing to purchase the Tax-Exempt Bond for its own account and has no current intent to sell, transfer or other dispose of any interest in the Tax-Exempt Bond.

(b) The Lender is capable of evaluating the merits and risks of purchasing the Tax-Exempt Bond and has agreed to purchase the Tax-Exempt Bond although no formal offering material has been provided to it in connection therewith.

(c) The Lender acknowledges that it may need to bear the risks of this investment for an indefinite period of time, because any sale or assignment of the Tax-Exempt Bond may not be possible or, if possible, may be at a price below that which it is paying for the Tax-Exempt Bond.

(d) The Lender has conducted its own investigation relating to the University, the Combined Enterprise System and the Tax-Exempt Bond and acknowledges that it is not relying on any party or person other than the University to furnish or verify information relating to the University, the Combined Enterprise System and the Tax-Exempt Bond.

(e) The Lender is duly authorized to execute and deliver and perform its obligations under the Forward Delivery Agreement, and the Forward Delivery Agreement, when executed and delivered, will be a binding and enforceable obligation of the Lender enforceable against the Lender in accordance with its terms, except as may be limited by bankruptcy, insolvency, reorganization, moratorium or other similar laws and usual equitable principles.

**Section 4.03. Payment of Expenses.** The University shall pay, or cause to be paid, all fees, expenses and other costs incident to the authorization, issuance, printing, execution and delivery, as the case may be, of the Tax-Exempt Bond, this Forward Delivery Agreement and the other related financing documents, including, without limitation, (i) any registration, filing, allocation, recording and other fees and expenses; and (ii) the reasonable fees and expenses of Bond Counsel, financial advisor to the University and counsel to the Lender.

In the event that the Tax-Exempt Bond is not issued and delivered to the Lender pursuant to the terms of this Forward Delivery Agreement for whatever reason, the University shall have no further obligation to the Lender or any other party under this Forward Delivery Agreement, except for the obligations of the University as expressly provided for in this Section.

**ARTICLE V  
TERMINATION**

**Section 5.01. Termination.** (a) This Forward Delivery Agreement shall terminate if (i) the University fails to deliver the Tax-Exempt Bond to the Lender by June 1, 2024 or to notify the Lender of a designated Settlement Date by May 1, 2024, (ii) the University terminates the Forward Delivery Option pursuant to Section 2.01(c) hereof or (iii) the Taxable Bond is no longer outstanding.

(b) The Lender shall have the right to terminate this Forward Delivery Agreement and the Forward Delivery Option by notifying the University in writing of its election to do so if an event of default has occurred and is continuing under the Indenture.

**ARTICLE VI  
MISCELLANEOUS**

**Section 6.01. Limitation of Liability of the University.** The members, council members, officers and employees of the University shall not be personally liable under this Forward Delivery Agreement.

**Section 6.02. Fees; Expenses.** The University shall be responsible for all of Lender's fees, expenses and costs related to this Agreement and the transactions occurring hereunder, including outside attorney fees. Additionally, the University shall pay the Lender a fee equal to 0.25% of the par amount of the Taxable Bond on the date hereof.

**Section 6.03. Counterparts.** This Forward Delivery Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

**Section 6.04. Notices.** Any notice or other communication to be given under this Forward Delivery Agreement may be given by delivering the same in writing by first-class mail, postage prepaid, to the following addresses:

University:

Any party hereto may, by notice given hereunder to the other parties hereto, designate any further or different address to which subsequent notices, certifications or other communications shall be sent.

**Section 6.05. Governing Law.** This Forward Delivery Agreement shall be governed by, and construed in accordance with, the laws of the State of Alabama.

**Section 6.06. Severability.** In the event any provision of this Forward Delivery Agreement shall be held invalid or unenforceable by a court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof.

**Section 6.07. Amendments.** This Forward Delivery Agreement shall not be amended, modified or supplemented without the prior written consent of all parties hereto.

**Section 6.08. Successors and Assigns.** This Forward Delivery Agreement shall inure to the benefit of and be binding upon the parties and their respective successors and assigns. Neither this Forward Delivery Agreement nor any interest or obligation in or under this Forward Delivery Agreement may be transferred by any party without the prior written consent of the other parties, except in connection with the Lender's right to sell, assign and transfer the Tax-Exempt Bond or fractional interests in the Tax-Exempt Bond as permitted by the Indenture.

IN WITNESS WHEREOF, the parties have caused this Forward Delivery Agreement to be duly executed and delivered by their duly authorized officers as of the date first written above.

Raymond James Capital Funding, Inc.

By: \_\_\_\_\_  
Vice President

[Signature page to Forward Delivery Agreement relating to the \$[Amount] Auburn University Taxable General Fee Revenue Refunding Bond, Series 2022-A]

AUBURN UNIVERSITY

By: \_\_\_\_\_  
Name/Title:

## SCHEDULE I

Title of Tax-Exempt Bond:	Auburn University General Fee Revenue Refunding Bond, Series 2024-A
Principal Amount of Tax-Exempt Bond:	Equal to the outstanding principal amount of the Taxable Bond as of the Settlement Date.
Final Maturity Date:	June 1, 2035.
Interest Rate:	2.20% (subject to adjustment as provided in the Indenture).
Principal Installments:	Same as remaining principal installments for the Taxable Bond on the Settlement Date.
Tax Treatment:	Interest on the Tax-Exempt Bond shall not be includable in gross income for Federal or State of Alabama income tax purposes.
Security:	Same as the Taxable Bond.
Other Provisions of Tax-Exempt Bond:	All as specified in the Indenture as applicable to the Tax-Exempt Bond.
Form of Tax-Exempt Bond:	One fully registered, physical bond which will be subject to the transfer restrictions provided for in the Taxable Bond and the Indenture.
Registered Owner:	Raymond James Capital Funding, LLC or any subsequent registered owner of Taxable Bond.
Optional Redemption:	The Tax-Exempt Bond will be subject to optional redemption as provided in the Indenture.

**EXHIBIT A**

**FORM OF OPINION OF BOND COUNSEL**

\_\_\_\_\_, 2024

Raymond James Capital Funding, Inc.  
St. Petersburg, Florida

Auburn University  
Auburn, Alabama

Re: \$ \_\_\_\_\_ General Fee Revenue Refunding Bond, Series [2024-A] issued by  
Auburn University

Ladies and Gentlemen:

We have acted as bond counsel to Auburn University (the "University") in connection with the issuance by the University of \$ \_\_\_\_\_ principal amount of its General Fee Revenue Refunding Bond, Series 2024-A (the "Series 2024-A Bond"), dated the date hereof. In such capacity, we have examined such law and such certified proceedings and other documents as we have deemed necessary to render this opinion.

The Series 2024-A Bond is issued pursuant to the authority of the Constitution and laws of the State of Alabama and a General Fee Revenue Indenture dated as of June 1, 1985, between the University and The Bank of New York Mellon Trust Company, N.A. as successor trustee (the "Trustee"), as previously supplemented and as further supplemented by a Twenty-\_\_\_\_\_ \* Supplemental General Fee Indenture dated as of \_\_\_\_\_ 1, 2024 (as so supplemented, the "Indenture" or "General Fee Revenue Indenture"). Under the Indenture, the University has pledged for payment of the Series 2024-A Bond (a) the gross revenues from certain general tuition fees levied against all students of the University (excluding that portion of such fees designated for athletic purposes and allocated to the Athletic Department of the University and excluding any other fee designated for a special purpose) (the "General Fees"), and (b) the gross revenues derived by the University from certain student fees levied against students at the Auburn Main Campus and Auburn Montgomery Campus, respectively, by duly adopted resolutions of the Board of Trustees (the "Pledged Student Fees") and (c) the gross fees derived by the University from operation of the housing and dining facilities owned by the University (the "Housing and Dining Revenues"). Under the Indenture, the University has further pledged for payment of the Series 2024-A Bond, on a subordinate basis to certain outstanding bonds of the University, the gross revenues derived by the University from its intercollegiate athletic program and that portion of the general tuition fees levied against all students of the University at the Auburn Main Campus, designated for athletic purposes and allocated to the Athletic Department of the University (the "Athletic Program Revenues"; together with the General Fees, the Pledged Student Fees and the Housing and Dining Revenues, the "Pledged Revenues"). In the Indenture, the University has reserved the right to issue

obligations secured by pledges of the Athletic Program Revenues, the Housing and Dining Revenues, and the General Fees and Pledged Student Fees derived from the Auburn Montgomery Campus that are prior to the pledge of such revenues for the benefit of the Series 2024-A Bond and any other bonds issued under the Indenture, upon compliance with the terms set forth in the Indenture. The Series 2024-A Bond is not payable from any other funds or revenues of the University. Under the Indenture, the Pledged Revenues do not include any other fee or charge designated for a special purpose by resolution of the Board of Trustees of the University (the "Board"), unless provided otherwise by Board resolution.

As to questions of fact material to our opinion, we have relied upon the representations of the University contained in the Indenture and in the certified proceedings and other certifications of officials of the University and others furnished to us without undertaking to verify the same by independent investigation.

Based upon the foregoing, we are of the opinion that, under existing law:

1. The University is validly existing as a public corporation and instrumentality of the State of Alabama with the power to enter into the Indenture, to perform the agreements on its part contained therein and to issue the Series 2024-A Bond.

2. The Indenture has been duly authorized, executed and delivered by the University and constitutes a valid and binding obligation of the University enforceable upon the University in accordance with its terms, subject to certain limitations described below.

3. The Indenture creates a valid lien on the Pledged Revenues and other funds held by the Trustee under the Indenture as security for the Series 2024-A Bond on a parity with all other bonds heretofore issued under the Indenture and with any additional bonds hereafter issued under the Indenture (as permitted therein); subject in the case of the Athletic Program Revenues to a prior pledge by the University under its Athletic Revenue Trust Indenture dated as of September 15, 1985, as supplemented, and in the case of the Athletic Program Revenues, the Housing and Dining Revenues, and the General Fees and Pledged Student Fees derived from the Auburn Montgomery Campus to any pledges of such revenues hereafter made for other senior obligations permitted to be issued upon compliance with the terms set forth in the Indenture.

4. The Series 2024-A Bond has been duly authorized, executed and delivered by the University and is a valid and binding limited obligation of the University, payable solely from the Pledged Revenues and other funds provided therefor in the Indenture.

5. Interest on the Series 2024-A Bond is excludable from gross income for federal income tax purposes and will not be included in computing the federal alternative minimum tax. The opinion set forth in the preceding sentence is subject to the condition that the Issuer comply with all requirements of the Internal Revenue Code of 1986, as amended, that must be satisfied subsequent to the issuance of the Series 2024-A Bond in order that interest thereon be, or continue to be, excluded from gross income for federal income tax purposes. The Issuer has covenanted to comply with all such requirements. Failure to comply with certain of such requirements may cause interest on the Series 2024-A Bond to be included in gross income for federal income tax purposes retroactive to the date of issuance of the Series 2024-A Bond.

6. Interest on the Series 2024-A Bond is exempt from State of Alabama income taxation.

The rights of the owners of the Series 2024-A Bond and the enforceability of the Series 2024-A Bond and the Indenture may be limited by bankruptcy, insolvency, reorganization, moratorium and other similar laws affecting creditors' rights generally and by equitable principles, whether considered at law or in equity.

We are of the further opinion that the University is, under existing provisions of the Constitution of Alabama as construed by the Supreme Court of Alabama, exempt from all suits, but that the agents and employees of the University may, by mandamus, under certain circumstances be compelled to apply the Pledged Revenues to the payment of the Series 2024-A Bond in accordance with the provisions of the Indenture.

Neither the principal of nor the interest on the Series 2024-A Bond nor the aforesaid pledge or any other agreements contained in the Indenture constitute an obligation of any nature whatsoever of the State of Alabama and neither the Series 2024-A Bond nor any obligation arising from said pledge or other agreements are payable out of any moneys appropriated to the University by the State of Alabama. The Indenture does not constitute a mortgage on any property of the University and no foreclosure or sale proceedings with respect to any property of the University shall ever be had under authority of the Indenture.

We express no opinion regarding tax consequences arising with respect to the Series 2024-A Bond other than as expressly set forth herein.

This opinion is given as of the date hereof and we assume no obligation to update or supplement this opinion to reflect any facts or circumstances that may hereafter come to our attention or any changes in law that may hereafter occur.

Respectfully,

Balch & Bingham LLP

**EXHIBIT B**

**OPINION OF UNIVERSITY COUNSEL**

\_\_\_\_\_, 2024

Raymond James Capital Funding, Inc.  
St. Petersburg, Florida

The Bank of New York Mellon Trust Company,  
N.A.  
Birmingham, Alabama

**Re: \$ \_\_\_\_\_ General Fee Revenue Refunding Bond, Series [2024-A], issued  
by Auburn University**

I have acted as counsel for Auburn University, an Alabama public corporation (the "Issuer"), in connection with the issuance of the above-referenced bond (the "Bond"). The Bond is being acquired from the Issuer by Raymond James Capital Funding, Inc. (the "Lender") to evidence a loan from the Lender to the University. The Bond is being issued under and pursuant to the terms of a General Fee Revenue Trust Indenture dated as of June 1, 1985 (the "Original Indenture"), between the Issuer and The Bank of New York Mellon Trust Company, N.A., as trustee, as previously supplemented and amended and as further as supplemented by the Twenty-\_\_\_\_\_ Supplemental General Fee Indenture dated as of \_\_\_\_\_ 1, 2024 (the "Twenty-\_\_\_\_\_ Supplemental Indenture and together with the Original Indenture as previously supplemented and amended herein the "Indenture"). Capitalized terms not otherwise defined herein shall have the meaning assigned in the Indenture.

I have examined the following: pertinent proceedings of the Issuer; certificates executed by officers of the Issuer; and such other certificates, proceedings, opinions, proofs and documents as I have deemed necessary in connection with the opinions hereinafter set forth. As to various questions of fact material to this opinion, I have relied upon certificates of officers of the Issuer.

For purposes of this opinion, I have assumed the genuineness of all signatures and the authenticity of all documents submitted as originals, the conformity to original documents of documents submitted as copies and the authenticity of the originals of such latter documents. I have further assumed the due authorization, execution and delivery of each of such documents by, or on behalf of, all parties thereto, other than the Issuer. Whenever an opinion herein is qualified by the phrase "to the best of my knowledge," or any similar phrase implying a limitation on the basis of knowledge, it is intended to indicate that the undersigned has no current actual knowledge to the contrary of such matters so qualified based upon the certification of

Issuer officers. I have not, however, undertaken any other independent investigation or due diligence to determine such matters. Nothing herein shall be deemed to be intended as an express or implied waiver of the sovereign immunity of the Issuer. This opinion letter is limited to the federal law of the United States, the law of the State of Alabama, and the general business law of the State of Alabama, and no opinion is expressed with respect to the laws of any other state or jurisdiction.

Based on the foregoing and upon such investigation as I have deemed necessary, I am of the opinion that:

1. The Issuer is duly organized as a public corporation under the applicable law of the State of Alabama.

2. The Issuer has the power to issue the Bond and to otherwise consummate the transaction contemplated by the Twenty-\_\_\_\_\_ Supplemental Indenture (the "Transaction").

3. By proper action of its governing body, the Issuer has duly authorized the Transaction.

4. To the best of my knowledge, no consents, approvals, authorizations and orders of governmental authorities are required to be obtained by the Issuer as a condition to the consummation of the Transaction.

5. The Indenture and the Bond constitute legal, valid and binding obligations of the Issuer.

6. To the best of my knowledge, after reasonable inquiry, there is no action, suit, proceeding, inquiry or investigation pending before any court or governmental authority, or threatened against or affecting the Issuer or its properties, that (i) involves the consummation of the Transaction or (ii) could have a materially adverse effect upon the Issuer's financial condition or operations.

7. The Indenture creates a valid lien on the Pledged Revenues. I express no opinion about the priority of the lien of the Indenture on the Pledged Revenues.

The rights of the owners of the Bond and the enforceability of the Bond and the Indenture may be limited by bankruptcy, insolvency, reorganization, moratorium and other similar laws affecting creditors' rights generally and by equitable principles, whether considered at law or in equity.

I am of the opinion that the Issuer is, under existing provisions of the Constitution of Alabama as construed by the Supreme Court of Alabama, exempt from all suits, but that the agents and employees of the Issuer may, by mandamus, under certain circumstances, be compelled to apply the Pledged Revenues to the payment of the Bond in accordance with the provisions of the Indenture.

This opinion is given as of the date hereof, and I assume no obligation to update or supplement this opinion to reflect any facts or circumstances that may hereafter come to my attention or any changes in law that may hereafter occur.

Very truly yours,

**AUBURN UNIVERSITY**

By: \_\_\_\_\_

Jaime S. Hammer  
General Counsel

## RESOLUTION

### POSTHUMOUS AWARDING OF THE BACHELOR OF INTERDISCIPLINARY STUDIES DEGREE TO CHRISTINE GOOTEE

WHEREAS, Mrs. Christine Gootee, an undergraduate student in the Bachelor of Interdisciplinary Studies degree program at Auburn University at Montgomery, passed away on January 27, 2022; and

WHEREAS, Mrs. Gootee passed away before she could complete the final requirements for a Bachelor of Interdisciplinary Studies degree; and

WHEREAS, the coordinator of the Interdisciplinary Student degree program, the Associate Provost for Undergraduate Studies, the Provost, and the Chancellor recommend that the Bachelor of Interdisciplinary Studies degree be awarded posthumously.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the degree of Bachelor of Interdisciplinary Studies is hereby granted posthumously to Mrs. Christine Gootee in recognition of her academic achievements as a student at Auburn University at Montgomery.

BE IT FURTHER RESOLVED that the Board hereby expresses its sympathy and condolences to the family of Mrs. Christine Gootee in this period of sadness and that a copy of this resolution be presented to them so that they will know of this action and the university's deep loss.

## RESOLUTION

### REVISIONS TO BOARD OF TRUSTEES POLICY D-12: CONSTRUCTION OF STATUES, MONUMENTS, AND OTHER ITEMS OF RECOGNITION

WHEREAS, the Board of Trustees of Auburn University deems it to be best for promoting the interest, mission, and vision of Auburn University that the Board of Trustees adopts and maintains consolidated, comprehensive, policies and procedures pursuant to which its affairs may be governed; and

WHEREAS, a recent review of the current Board Policy D-12, "Construction of Statues, Monuments, and Other Items of Recognition," as well as a comparison to similar policies of peer universities, revealed that most institutions utilize a designated review committee to ensure consistent application of the policy, a practice which would more often ensure that the creation of statues, monuments, or other items of recognition is consistent with the mission of the institution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that the existing Board Policy D-12, "Construction of Statues, Monuments, and Other Items of Recognition," is hereby revised as attached hereto in Exhibit 1.

**EXHIBIT 1**

REVISED BOARD OF TRUSTEES POLICY D-12,  
“CONSTRUCTION OF STATUES, MONUMENTS,  
AND OTHER ITEMS OF RECOGNITION”

[Attached]

**D-12. CONSTRUCTION OF STATUES, MONUMENTS, AND OTHER ITEMS OF RECOGNITION POLICY**

Statues or monuments will be erected on the University property only for persons, entities, or event that has made outstanding, meritorious and long-lasting contributions to the University, or who otherwise have strong connections to the University and have attained the highest level of distinction in their fields of endeavor. Other types of recognitions, including but not limited to plaques and historical markers, will be erected only in recognition of significant events of lasting importance to the University. Beginning April 2022, the Board of Trustees will consider requests or proposals of items submitted under this policy (if and as submitted) only at its April meeting, every other year.

**POLICY PROCEDURES**

Requests or proposals for erecting any statue, monument, or other type of permanent display of recognition on the University property must be made in writing to the Executive Vice President for Advancement by the administrative head, dean, director, Vice President, or Provost of the relevant program, school, campus, or other are of the University to which the person being recognized is most closely associated. When the erecting of statues, monuments, or other types of recognition on campus is a part of a private fundraising effort or campaign, all aspects of the fundraising and commemoration process must be ~~included process will be~~ considered including, without limitation, commissioning and building the statue, monument, or other recognition, preparing the erection site, and erecting the piece.

Upon receipt of a request or a proposal described in the preceding paragraph, the Executive Vice President for Development shall review the request or proposal with the Statue and Monuments Committee. The Statue and Monuments Committee shall be comprised of leaders representing the Office of the President, Office of the Provost, Campus Facilities, Faculty, Staff, Auburn Advancement and Auburn Athletics. The Statue and Monuments Committee shall review and submit such request or proposal and shall submit a copy of the same, together with its recommendation regarding what action the University should take with respect to such request or proposal, to the University President.

When the request is to place a plaque or similar recognition at the site of a building, structure or other location that has previously been named for, or has otherwise been designated to honor or commemorate, the person, entity, or event to be identified on such plaque by prior action of the Board of Trustees, the University President is authorized to approve the placement of the same without further action of the Board of Trustees. In all other cases, upon receipt of a request or proposal and the recommendation of the Statue and Monuments Committee Vice President for Development as described in the preceding paragraph, the University President ~~should will~~ review and may submit a copy of the same, together with ~~its his or her~~ recommendation regarding what action the University should take with respect to such request or proposal, to the *President Pro Tem* of the Board of Trustees.

If, upon receipt and review of the request or proposal and the recommendations of the Statue and Monuments Committee Vice President for Development and the University President as described in the preceding paragraphs, the *President Pro Tem* of the Board of Trustees concurs that the request or proposal should be submitted to the full Board of Trustees for final review and approval, then the *President Pro Tem* of the Board of Trustees shall forward a copy of the request or proposal, together with the recommendations of the Statue and Monuments Committee through the Executive Vice President for Development and the University President and any other relevant or supporting information, to each member of the Board of Trustees for further review, and such item shall be placed on the agenda for the next meeting of the Board of Trustees for which the agenda has not yet been fixed.

CONSTRUCTION OF STATUES, MONUMENTS, AND OTHER ITEMS OF RECOGNITION POLICY

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Final approval of any statue, monument, or other type of recognition be erected on campus must be obtained by a vote in an open session of at least seventy-five percent (75%) of the members of the Board of Trustees who are present at such meeting and who are entitled to vote on the matter. Notwithstanding the forgoing, issues, concerns, and objections, if any, concerning approving the request or proposal or relating the general reputation and character of any person, entity, or event to be commemorated pursuant to the request or proposal, shall be discussed in an executive session of the Board of Trustees. For the avoidance of doubt, no person or entity may promise or make any promise, binding offer, or commitment concerning the erecting of any statue, monument, or other type of recognition that would require approval by the Board of Trustees pursuant to this policy without first obtaining the approval of the Board of Trustees prior to making such promise, binding offer, or commitment regarding the same.

ADOPTED: April 20, 2012

REVISED: April 17, 2015

REVISED: April 16, 2021

REVISED: April 22, 2022

## RESOLUTION

### CONSTRUCTION OF A STATUE AT SAMFORD STADIUM-HITCHCOCK FIELD AT PLAINSMAN PARK IN HONOR OF FRANK THOMAS

WHEREAS, Frank Thomas, a member of Auburn University's baseball team from 1987-1989, has been the program's most accomplished player through a distinguished 19-year career in major league baseball; and

WHEREAS, his 521 home runs and 1,704 runs batted in while turning in a .301 career batting average and .419 on-base percentage solidified his nickname "The Big Hurt" and led to his selection to five All-Star Games, two American League Most Valuable Player awards, and four Silver Slugger awards; and

WHEREAS, Frank Thomas is the university's first and only former athlete to be inducted into the National Baseball Hall of Fame, following a celebrated career in which the Chicago White Sox retired his No. 35 jersey in 2010; and

WHEREAS, amid a strong interest in celebrating the university's baseball history and legacy, Auburn Athletics seeks to honor Frank Thomas and create an Auburn destination that celebrates Auburn Baseball's past while encouraging future generations of student-athletes.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Auburn University that a statue be constructed at Samford Stadium-Hitchcock Field at Plainsman Park in recognition of the many accomplishments of Frank Thomas as both an exceptional collegiate and professional athlete who represents the best of Auburn Athletics.

**PROPOSED AWARDS AND NAMINGS  
APRIL 22, 2022 BOARD MEETING  
AUBURN UNIVERSITY BOARD OF TRUSTEES**

Time will be allotted for discussion of the list of proposed awards and namings.