

MINUTES
MEETING OF THE BOARD OF TRUSTEES
APPALACHIAN STATE UNIVERSITY

Grandview Ballroom, North Endzone Facility, Ricks Athletic Complex
Friday, December 3, 2021
9:00 a.m.

CALL TO ORDER: The Board of Trustees of Appalachian State University met in the Grandview Ballroom in the North Endzone Facility on the campus of Appalachian State University and via livestream at the call of the Chair and the Chancellor on Friday, December 3, 2021, at 9:00 a.m. Chair Kimberly M. Shepherd presided and called the meeting to order.

MEMBERS PRESENT:

James M. Barnes
John M. Blackburn
J. Jeffries Chesson
Fairley Bell Cook
Bailey K. Gardin
James E. Harris
Scott K. Lampe
James K. Reaves
Mark E. Ricks
Kimberly M. Shepherd
R. Thomas Sofield
Steven D. Wyatt

MEMBER PRESENT VIA ZOOM:

E. Bonnie Schaefer

OTHERS PRESENT:

Dawn Antonucci
Jane Barghothi
JJ Brown
Sheri Everts, Chancellor
Hank Foreman
Megan Hayes
Heather Norris

MEDIA PRESENT:

Anna Oakes, University Communications
Meagan Bruffy, University Communications

CONFLICT OF INTEREST NOTICE: Chair Shepherd read the following statement:

"Under the State Government Ethics Act, all voting members of the Board of Trustees have a duty to avoid conflicts of interest and appearances of conflicts. Looking at the agenda for

today's meeting, does anyone know that you have a conflict of interest or an interest that would give rise to the appearance of a conflict of interest? If so, please let me know now." None reported.

Chair Shepherd also read the following: As we begin the business portion of the meeting, I would like to remind everyone of the Board's expectations for conduct at our meetings. We ask that those attending today remain respectful of fellow attendees and the Board. Those attending an official meeting may not engage in conduct that is inconsistent with our bylaws or that interferes with the rights of others to observe and listen to the proceedings. Any individual who disrupts the meeting will be asked to leave and may be subject to arrest.

ROLL CALL: Chair Shepherd asked Dawn Antonucci to call roll to verify all participants joining the meeting.

APPROVAL OF ABSENCES: None to report

APPROVAL OF MINUTES: The minutes of the September 24, 2021 meeting had been delivered to all members via BoardEffect. Upon motion duly made and seconded the minutes were approved as presented.

REMARKS FROM CHANCELLOR EVERTS: (see Attachment 1).

REPORT FROM ACADEMIC AFFAIRS COMMITTEE: Chair Shepherd recognized Trustee James Barnes, Chair of the Academic Affairs Committee, for this report.

Trustee Barnes reported the Academic Affairs Committee met and considered two action items in open session. The meeting minutes from the September 24, 2021 Academic Affairs Committee meeting were unanimously approved.

La-Z-Boy Distinguished Professorship Plan

Trustee Barnes shared that Dr. Shannon Campbell, Dean of the College of Fine and Applied Arts, presented the proposed plan to establish the La-Z-Boy Distinguished Professorship. Reference was made to Exhibit A-1 in the meeting materials. The plan had been drafted consistent with the requirements of the University and Board of Governors policy, and the associated endowment fund had been established pursuant to all applicable rules and regulations set forth by the Board of Governors.

Trustee Barnes stated the Academic Affairs Committee was requesting approval of the proposed plan to establish the La-Z-Boy Distinguished Professorship as presented.

Upon motion duly made and seconded, the La-Z-Boy Distinguished Professorship was approved as presented.

Trustee Barnes stated this concluded his report from the Academic Affairs Committee (see Appendix A).

REPORT FROM ATHLETICS COMMITTEE: Chair Shepherd recognized Trustee Thomas Sofield, Chair of the Athletics Committee, for this report.

Student-Athlete Presentations

Trustee Sofield stated the Athletics Committee met and began with a presentation given by Softball student-athlete, Emma Jones, who gave the Committee insight into her transformational experience as a student-athlete at Appalachian. Emma is a Sophomore, who is a Marketing majoring in the Walker College of Business.

Presentation from Director of Athletics

Trustee Sofield stated that Director of Athletics, Doug Gillin, provided a presentation to the Committee beginning with a review of the Department of Athletics mission, and an update on academic performance, where Appalachian State University was awarded the 2020-21 Graduation Rate Award for the highest overall institutional graduation rate in the Sun Belt Conference. Recent campus and community connections were then discussed, including Appalachian State Football setting a Kidd Brewer Stadium and Sun Belt Conference record for overall attendance during the 2021 season, averaging just over thirty thousand fans per game. Appalachian State Men's Basketball also saw their largest attended game in nearly a decade when over three thousand four hundred fans were in the Holmes Convocation Center for their match up against ETSU on November 12th. Recent conference realignment news was then reviewed, as the Sun Belt Conference added four new members in Marshall, James Madison, Old Dominion and Southern Miss. To conclude the meeting, Mr. Gillin then provided the Committee with a facilities update, as construction of the new Outdoor Track & Field complex at Appalachian 105 continues to progress.

Trustee Sofield stated that this concluded his report from the Athletics Committee (see Appendix B).

REPORT FROM THE AUDIT COMMITTEE: Chair Shepherd recognized Trustee John Blackburn, Chair of the Audit Committee, for this report.

Trustee Blackburn stated the minutes from the prior Audit Committee meeting of September 24, 2021 were reviewed and approved.

Internal Audits

Trustee Blackburn stated the internal audits reviewed and discussed for this quarter were: AREH, Inc. and Athletics audits were completed. No findings were reported. Trustee Blackburn also reported that the Mountaineer Printing audit was completed. Recommendations were made for strengthening internal controls over the administration of Mountaineer Printing to ensure a clear alignment with their mission, effective management of their personnel and fund, and compliance with University policies and procedures.

Trustee Blackburn stated the follow-up reviews monitor management's implementation of recommendations from previous audits that were performed. Two follow-up reviews were performed for this quarter and the results were summarized and discussed.

Campus-Wide Reviews

Trustee Blackburn reported that campus-wide reviews were conducted in the areas of educational and technology funds, fixed assets, travel expenditures, and p-card expenditures. Also, if necessary, follow-up procedures were performed to determine the resolution of previous findings concerning the campus-wide reviews. Departmental administrators were contacted concerning the results of these reviews and the University policies and procedures were reviewed with them. Recommendations were made regarding ensuring compliance with University policy. No other significant findings to report.

External Reviews

Trustee Blackburn shared that an update was also provided on external audits currently in progress and external audits recently completed. Two Financial Audits: Appalachian Student Housing Corporation and Appalachian State University Foundation, Inc. were completed. Unmodified opinions were received on both. No findings to report.

Special Assignments

Trustee Blackburn reported that the Committee was also updated on two special assignments that the Office of Internal Audits participated in this quarter. Sorina McInturff is participating in the Council of Internal Auditing Peer Review Program, a cooperative external review program. She is currently part of a team conducting a quality review of another State agency's Internal Audit function and plans to complete the assignment in December. Additionally, the Office of Internal Audits co-hosted the 2021 UNC Auditor Association's Conference in October. Conference attendees included Internal Auditor's from all of the UNC campuses. Appalachian State's Ginny Moench, a team member with IRAP/Strategic Analytics and Institutional Research, provided an excellent presentation on utilizing Tableau.

Lastly, Trustee Blackburn also reported that Risk Manager Boris Maldonado provided the Audit Committee with an update concerning University Enterprise Risk Management.

Trustee Barnes stated that this concluded his report from the Audit Committee (see Appendix C).

REPORT FROM BUSINESS AFFAIRS: Chair Shepherd recognized Trustee James Reaves, Chair of the Business Affairs Committee, for this report.

Tuition and Fee Proposal

Trustee Reaves reported on the Tuition and Fee proposed increases for Fiscal year 2023. This information is in Exhibit D-1 in your BoardEffect materials. Tuition and Fee proposed increases are based on the UNC System guidance memo dated September 17, 2021. The memo stated that there would be no increases in residential tuition and mandatory fees. The proposed increase of

2%, or \$397 is for non-resident undergraduate tuition. The additional revenue of \$537K will be utilized to establish three new faculty, one new academic advising and two academic support positions. There is a proposed increase for miscellaneous service charges for Housing and Meal (AYCE) Plans. As discussed in previous Board meeting, Dining is moving to an "All You Care to Eat" meal plan for \$5,360 which covers 100% of meals. In a student survey, 67.5% of students prefer the AYCE plan. Housing rates will increase by 3% for existing dorms. The Standard Room rate is increasing by 3% due to old un-renovated, non-air-conditioned dorms such as Bowie and Eggers coming off line.

Upon motion duly made and seconded, the Tuition and Mandatory Fees were approved as presented.

Trustee Reaves reported the second item is a request for approval for the Wells Fargo ATM lease, which is Exhibit D-2 in your Board Effect materials. The annual rental is \$14,400 and is on the Millennial Campus.

Upon motion duly made and seconded, the Wells Fargo ATM lease was approved as presented.

Trustee Reaves reported the final action item is the request for approval for capital projects. The details of the capital projects are labeled as Exhibit D-3 in your Board Effect materials. The four capital projects for approval are:

- University Bookstore Remodeling
- Project Increase - 3rd Floor End Zone
- Project Increase - NRLP Laydown Yard
- NRLP Parking Lot Refurbishment

Upon motion duly made and seconded, the four (4) Capital projects were approved as presented.

Trustee Reaves stated this concluded his report for the Business Affairs Committee (see Appendix D).

REPORT FROM STUDENT AFFAIRS: Chair Shepherd recognized Trustee Fairley Bell Cook, Chair of the Student Affairs Committee, for this report.

Trustee Cook reported the Student Affairs Committee met and the agenda consisted of three informational presentations.

Trustee Cook reported that Mrs. Jennifer Coffey, Program Director of Student Veteran Services, spoke to the group about the Student Veteran Services and the many resources provided to our student veterans through the Major General Edward M. Reeder, Jr. Student Veteran Resource Center.

Trustee Cook shared the second informational item consisted of a presentation by Ms. Elisabeth Cavallaro, Assistant Director and Coordinator for Student Mental Wellness. Elisabeth shared ways we are engaging with students on mental wellbeing through online gaming communities.

Lastly, Trustee Cook shared that the Committee heard from Mr. Matt Dull, Associate Vice Chancellor for Student Affairs, who provided an update on several capital projects within Student Affairs. The Committee heard an update on the Housing project. The final phase of the housing project, New River Hall, is progressing on schedule and will be completed this summer. Mr. Dull also shared the progress on the Child Development Center expansion which continues to progress to meet the long-standing goal of increasing child care capacity for students, faculty, and staff.

Trustee Cook stated that this concluded her report from the Student Affairs Committee (see Appendix E).

REMARKS FROM CHAIR SHEPHERD: Chair Shepherd thanked the Committees and Chairs for their reports today and shared the next scheduled Board of Trustees Meeting for Appalachian State University will be held on Friday, March 25, 2022.

Chair Shepherd made the following statement: "I know several Trustees received an "Evite" invitation to attend a "Community Town Hall - Presentation for Trustees" event hosted by the ClimACT group and the App State chapter of the American Association of University Professors today at 6:30pm. I would like to thank these organizations for this invitation. The university shares your commitment to climate neutrality. Under UNC System policy, the Board of Trustees can designate authority to make decisions. Regarding the university's climate action plan and the adoption of policies applicable to the control and supervision of the university's electric power plant, New River Light & Power, this authority has been designated to Chancellor Everts. In order to ensure we have the most appropriate and informed advice for how we move the university forward, Chancellor Everts has assigned Chief Sustainability Officer Lee Ball to utilize the expertise on our campus and beyond, and to recommend the best course of action for the university to address these important matters.

Should you wish to move from activism to action, you will need to come to the table with Dr. Ball, and we continue to encourage your group to do so. Regardless of your decision in this regard, the university will move forward with App State's Climate Action Plan. We wish you the best, and hope you will choose to move forward with the university."

CLOSED SESSION: Chair Shepherd announced that she would entertain a motion for the Board to convene in closed session. Chair Shepherd asked that the voting Trustees, Chancellor Everts, the Provost and Vice Chancellors, General Counsel, Chief Communications Officer, Director of Emergency Management, Athletic Director, Director of Corporate and Foundation Relations and the Assistant Secretary join the voting members in closed session.

Chair Shepherd stated the livestream will be closed as we enter into closed session. Once we return to open session, the livestream will resume.

Upon motion duly made and seconded, the Board convened in closed session to:

prevent the disclosure of privileged or confidential information pursuant to North Carolina General Statute, Section 126-22 and 132-1.2(1) in accordance with [N.C.G.S. §143-318.11(a) (1)];

prevent the premature disclosure of an honorary degree, scholarship, prize, or similar award in accordance with [N.C.G.S. §143-318.11(a) (2)];

consult with the University's attorney in order to preserve the attorney-client privilege pursuant to [N.C.G.S. §143-318.11(a) (3)]; and

consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee in accordance with [N.C.G.S. § 143-318.11(a)(6)].

PUBLIC SESSION RECONVENED: Upon motion duly made and seconded, the Board reconvened in open session at 10:54 a.m.


Softball Head Coach Amendment

Chair Shepherd recognized Trustee Sofield, Chair of the Athletics Committee, for this item. Trustee Sofield stated the Athletics Committee presents the amendment to the employment contract for Shelly Hoerner as Softball Head Coach for approval. The coach's materials were included in the closed session section of BoardEffect for the Board's review.

Upon motion duly made and seconded, the amendment to the employment contract was approved as presented (see Attachment 2).

ADJOURNMENT: There being no further business, the meeting was adjourned at 10:56 a.m.

Kimberly M. Shepherd, Chair

By: 
Dawn Antonucci
Assistant Secretary

Board of Trustees
Friday, December 3, 2021

Remarks by Sheri Everts, Chancellor

Good morning. On behalf of the entire university community, I'd like to extend a warm welcome to you, Madam Chair, in your new role as Board of Trustees Chair, and offer my thanks to you for your leadership.

We began this semester with the continuing care and concern associated with gathering for a full campus experience during a global pandemic.

We have come through this semester with incredible success. We can attribute that success to a solid practice of making data-driven decisions, the benefit of established COVID safety protocols, a campus community that wants to be part of the solution and most importantly, a vaccine to inhibit the spread of the virus and diminish the impact of breakthrough cases. With 17 active cases in student and employees, we are seeing lower rates of positive test results than at this time last year, when we had 68% occupancy in our residence halls and 55% of our classes being taught in a fully remote format.

The rate of students who are fully vaccinated is 70%, and for employees that rate is 83%, significantly higher than Watauga County's rate of 58% and the state rate of 57%, although we are encouraged to see those rates rise as well. Our residence halls remain at full capacity and in-person events are regularly taking place on campus.

We have been able to hold in-person events, including Homecoming festivities, during which we recognized our Fleming Scholars with a reception in their honor. We hosted the Board of Governors on campus for a tour and research showcase that culminated with many of them joining a stadium full of Mountaineer football fans for a nationally televised win over a ranked Coastal Carolina. We honored our veterans with a week of special events, and live music concerts have included not only the very high-profile Entertainer of the Year Luke Combs concert in September, but also many events by our Hayes School of Music students and faculty, including concerts celebrating National Hispanic Heritage Month, and the annual Holiday Scholarship Concert. Basketball season is underway, and fans are energized by a terrific season last year, a strong start to the season this year, and opportunities to watch the games in person.

While we are still vigilant with safety precautions, watchful of the data, attentive to the science, and alert to information about new variants, more of our emergency operations are dedicated to recovery than to pandemic response.

By this time last year, I had a well-established team that I called my "COVID Council." This is not one of those leadership opportunities people apply to become part of for professional development or career progression. This group was formed out of emergency need, and consists of Provost Norris, Vice Chancellors Hank Foreman, J.J. Brown and Jane Barghothi, Emergency Management Director Jason Marshburn, Chief Communications Officer Megan Hayes and me. We met every day, seven days a week — sometimes multiple times each day — to manage each new crisis, respond to each new decision made at national, state or local levels, and to review new data. Through every evening, every weekend, every holiday, we remained in constant contact. Our families became used to us leaving the dinner table, stepping away from birthday celebrations, and being on call 24 hours a day, seven days a week, 365 days a year. Jason — in particular — was delivering meals and medicine to students on Thanksgiving and Christmas. Only very recently have our meetings moved to once a week. When we began our COVID response operations 688 days ago, I don't think any of us knew how often or how closely we would be working together. We have become a team that trusts one another implicitly,

challenges one another as needed, and supports one another as we have faced the worst situations imaginable. I thank this team for their tireless energy, their unparalleled professionalism and their impeccable integrity.

While our COVID Council was the core decision-making team, many others have ensured our students, faculty and staff are supported during the incredibly difficult challenges of the pandemic, including:

- Our student health team, especially Dr. Alex Howard, Dr. Taylor Rushing and Margaret Bumgarner;
- Our counseling teams for students and employees;
- Our Dean of Students team, especially Judy Haas and the case management team;
- Our campus dining team, many of whom were re-assigned to perform COVID response duties;
- Our campus services team under the leadership of Nick Katers;
- Our Academic Affairs leadership team, especially the Vice Provosts, Deans and Department Chairs;
- Our Department of Nursing faculty and students, who were on the front lines of our vaccine clinics; AND
- So many, many others.

Because of the dedication and hard work of these individuals and their teams, App State earned renewed trust from our legislature, UNC System leadership, public health agencies, local government and non-government agencies and business owners across the region, as well as current and prospective students and their families.

This trust led to record enrollment, expansion into the Hickory area and the best state budget support in recent university history.

I'd like to extend my thanks to this board and the Board of Governors, particularly Governor Philip Byers, for your advocacy and support, and to the members of the General Assembly and Governor Cooper, for the budget that will:

- provide well-deserved bonuses and across-the-board salary increases to our employees;
- allow us to break ground on the first building of the Innovation District;
- renovate classrooms and offices for enhanced student learning, AND
- continue improving the resilience of our natural ecosystems through the daylighting of Boone Creek, among other exciting projects.

On November 19th, we announced that App State will expand with a campus in the City of Hickory.

I'd like to thank Vice Chair Ricks and Board Secretary Tommy Sofield, as well as Trustees Chesson and Wyatt for being in attendance at the announcement event. Our dear friend and Board of Governors member Philip Byers, a tireless advocate for App State, was with us in spirit, and I know we all appreciate his support for this project. Notably, we also had representation from the United States Senate and House of Representatives and members of the General Assembly, in addition to Mayor of Hickory Hank Guess and many members of the Hickory City Council, and Commissioners from the three counties Hickory spans.

For more than a year, I have said that given the limitations in Boone, future expansion for our campus will be online or outside of the Boone area. Hickory is a vibrant, growing city that serves

rural, Northwest North Carolina, and it is the largest metropolitan area in the state that did not have a major, public university campus. This partnership will allow App State to continue the mission we have had since 1899 — to increase access to education for the citizens of North Carolina.

The building was most recently the headquarters of Corning Optical Communications. At five stories and nearly 226,000 square feet, the building is now officially the largest owned by App State. It features large, open spaces, a cafeteria, and nearly 700 parking spaces, as well as nearly 16 acres of land.

Located less than two miles from the Hickory airport and four miles from Interstate 40, the future App State Hickory Campus has frontage along U.S. Highway 321. The campus is close to downtown Hickory and two regional hospitals, and is only a short drive from the second North Carolina School of Science and Mathematics campus, which will open next fall in Morganton.

Catawba Valley Community College in Hickory, Caldwell Community College and Technical Institute in Hudson and Western Piedmont Community College in Morganton are all within a 30-minute drive, and all three are partners in the Aspire Appalachian Co-Admission Program, which provides a seamless pathway for students enrolled at partner community colleges to complete their degrees at App State.

Prior to the announcement of App State's future Hickory campus, our deans toured the building with Provost Norris, Vice Chancellors Foreman and Barghothi, other members of my cabinet, and me. We had a rich and engaging discussion about the possibilities for cross-disciplinary, cross-college collaborations. Our university leaders also enjoyed opportunities to discuss the needs of the area with government and local academic leaders.

In the coming weeks and months, we will continue the conversations with the Hickory community and we will seek additional input from the university's academic leaders to determine the best options for program offerings and utilization of this much-needed space.

We will also perform an audit of the building to assess energy and efficiency needs, and we have already begun conversations with city leadership about ways we can work together to advance our shared sustainability goals.

The City of Hickory has welcomed us with open arms, and Mayor Guess even presented me with a key to the city!

Media coverage of our announcement reached every corner of the state, and garnered more than 12 million views within 48 hours.

Our future Hickory campus has the potential to be the most significant advancement in App State history since becoming a UNC System institution in 1967. The possibilities are endless!

There are two very important people to whom we owe thanks for paving the way for this expansion:

- Leroy Lail is known for his ongoing advocacy of educational expansion in Hickory, particularly during his time on the UNC Board of Governors. When I arrived in Boone in 2014, Leroy immediately initiated conversations with me about the possibilities for App State in Hickory, and he and I have been working together to bring an App State campus there ever since.
- Former Trustee Don Beaver has also been a steadfast champion of this project, and his sage advice has been invaluable.

The influence of App State's stellar faculty is making real and powerful differences across our state and nation.

App State has partnered with Winston-Salem/Forsyth County Schools on a five-year, multi-million-dollar school principal pipeline initiative funded by the Wallace Foundation. The project goal is to raise student achievement in urban public schools. Research indicates that sound school leadership is second only to teaching in improving public K-12 education and student success. Of the eight, high-needs school districts across the nation chosen for this project, only one is in North Carolina. Through this initiative, App State faculty from the Reich College of Education are working closely with Winston-Salem/Forsyth County School District leaders to develop and implement a pipeline for strong K-12 leadership. They are developing coursework, resources and training to select and prepare school principals to be effective leaders who can ensure the success of students from diverse backgrounds.

Dr. Sarah Evans, assistant professor in the Department of Geological and Environmental Sciences, is leading undergraduate researchers in their study of permafrost in Alaska. Their work is helping to determine how the patterns vary in a changing climate.

Their research is funded by a \$690,000 National Science Foundation grant. Dr. Evans is partnering with faculty at Idaho State University and the University Corporation for Atmospheric Research. Using the results, Dr. Evans and Marta Toran, Outreach Coordinator and Lecturer in the Department of Geological and Environmental Sciences, will create educational outreach activities for rural K-12 students and communities throughout the Southern Appalachian Mountains and a central stretch of the Rocky Mountains in Idaho.

Last month, Chief Sustainability Officer Lee Ball, Dr. Dave McEvoy, Chair of the Department of Economics, and Dr. Martin Meznar, associate dean for global and civic engagement in the Walker College of Business, represented App State at the 26th annual United Nations Climate Change Conference in Glasgow, Scotland. This global collaboration of world leaders and influential business, academic and civic change agents is described by the United Nations as the biggest and most important climate-related conference in the world. Drs. Ball, McEvoy and Meznar are working to include our students in future conferences and are exploring ways App State can employ this significant global platform to address the threats of climate change and build resilience — on our campus and beyond.

App State's Student Support Services staff have secured funding from the U.S. Department of Education that is expected to reach \$1.7 million over five years. The grant is supporting first-generation and low-income college students at App State. Our Student Support Services program, which has helped retain and graduate these students for nearly 50 years, provides students with academic support, specialized instruction and proactive advising, and career development and financial literacy coaching. It also includes scholarship aid. The program's latest Annual Federal Performance Report showed that 97% of the student participants entered the fall 2021 semester in good academic standing, and that student participants have improved graduation and retention rates. With nearly one-third of our undergraduate students eligible for exceptional financial need, this program is a critical component in our ability to change lives in North Carolina with access to education.

Scholarship aid, both need-based and merit-based, allows us to further this important mission begun by our founders in 1899.

Gifts and pledges received for the 2021 fiscal year totaled nearly \$25 million, up more than 14% from 2020, and new commitments exceeded \$28 million, an increase of nearly 8% from 2020. For the current fiscal year, we have closed four, \$1 million gifts thus far. For this fiscal year, we are just over \$1 million ahead of where we were this time last year in gifts and pledges received.

Alumni engagements, which include in-person meetings, activities and events, exceeded more than 2,500 to date for this semester.

Our investments are also performing well. For the 2021 fiscal year, we saw a 39% return on the Foundation's endowment pool. This is an historic high.

Jane and her team, in particular, Executive Director of Alumni Affairs Stephanie Billings, are doing an incredible job. Thank you, Jane and Stephanie and their teams!

As part of Phase Three of our new residence halls project, New River Hall is well underway and construction of the building is on schedule to be completed in July — in time for students to move in for the Fall 2022 semester. New River Hall replaces Justice Hall, which was demolished over the summer and early fall. Demolition of Gardner and Coltrane residence halls was completed last month, and that area is being developed for surface parking. New River Hall will have 750 beds in a modern, air-conditioned building with a mix of suite-style and apartment-style units. As an added health and safety measure, we are phasing out large bath and shower areas shared by multiple students in our new residence halls, which lowers the risk of exposure to illness.

Our new and improved Career Development Center's location in the heart of the Student Union is supporting the center's enhanced programming, evening hours and expanded services — including more diversity-focused career initiatives — to help better meet the needs of our students. The new center features:

- open seating and work areas for students;
- multipurpose spaces for engagement with Career Guides and peer leaders; and
- interview rooms so students can engage with employers in professional settings.

Our Child Development Center expansion project is making headway. Excavation work for the expansion site area is complete and footing work is underway.

The expansion will add five additional classrooms, a kitchen, laundry facilities, and additional parking and sidewalks around the new and existing buildings. The sections of the pre-fabricated building are expected to arrive within a few days. Once construction is completed, the process for obtaining inspections and additional permits required for child care certification will begin. The center currently provides care for 68 children from infancy through pre-school, and will be licensed for 55 additional children.

The recently passed state budget includes \$54 million in the current fiscal year to begin work on App State's Innovation District. Our future Innovation District is an ambitious enterprise that will have a lasting and powerful impact on the region. This exciting, long-term project has been included in the university's master planning since 2016, and numerous faculty and staff have worked to develop a vision for it with input from students and alumni. The Innovation District will embrace multiple disciplines and include collaborations both on campus and with the community. It will bring together expertise found in the Appalachian Energy Center, the Center for Appalachian Studies, the Research Institute for Environment, Energy, and Economics, the Center for Entrepreneurship, and the Small Business and Technology Development Center.

The first building of the Innovation District will be the Conservatory for Biodiversity Education and Research, which will serve as a vital link between the campus and the regional community through education, research and outreach. New facilities also in discussion include:

- spaces for research, teaching and demonstration;

- greenhouse rooms;
- workspace for multidisciplinary projects;
- renewable energy labs;
- conference rooms; and
- expanded exhibition and studio spaces.

I'd like to thank Hank Foreman, in his role as Vice Chancellor of External Affairs and Strategic Initiatives, for leading this important project, and also Corporate and Foundation Relations Director George Baldwin for his work in helping coordinate the current planning process.

In September, I reported to you that next month, App State and App's electric utility, New River Light & Power, which serves nearly 9,000 residential and commercial customers in and around the Town of Boone, will begin purchasing its electricity from Carolina Power Partners. This new partnership opens greater renewable energy opportunities, and we will immediately increase our renewable energy purchase portfolio from just under 2% to 15%. With this conversion, we also anticipate a cost savings of about half a million dollars. This effort is the result of many people across the university working to renegotiate energy contracts as part of our overall commitment to reduce our use of fossil fuels. As part of these efforts, we are also working on an agreement that will convert the purchased electricity for Leon Levine Hall to 100% solar early next year.

Work on the university's comprehensive strategic plan also continues, and I would like to thank the many people who have been engaged with the University's Planning and Priorities Council, and especially Chief Sustainability Officer Lee Ball, for chairing the large and diverse team that is working together to review and re-envision our strategic directions for the future.

The University's Planning and Priorities Council has been holding listening sessions with campus and meeting with key constituency groups, including the Faculty Senate Executive Committee. They will use the feedback from these sessions to inform the initial drafts of the plan next semester, and will again seek feedback from campus prior to presenting the plan to me, and then to you, for final approval.

Last month, my COVID Council and I concluded a series of meetings we have held each week with leadership representatives from Faculty Senate, Staff Senate, the Council of Chairs, Deans and the Student Government Association to discuss COVID operations. We also discussed what we might expect to see in the spring semester.

- We remain collectively focused on using our mitigation tools to decrease the spread and the impact of COVID-19 on our campus — the most important being the vaccine.
- We will continue our efforts to increase vaccination rates, require testing for those who aren't fully vaccinated and maintain enhanced cleaning and sanitization measures.
- We will continue to make data-driven decisions and follow CDC and state and local public health guidelines.
- Our faculty, staff and students have shown they are conscientious and considerate, and we are confident they will continue to do what it takes to keep our campus and community as safe as possible.

I know many of us will be leaving this afternoon to travel to the Sun Belt Football Championship game in Louisiana. After Saturday's win over Georgia Southern, we head into the post-season with a 10-and-2 season, and Doug and Shawn assure me we're ready for a win over the Ragin' Cajuns tomorrow. I will note that only four FBS programs have won more than nine games every season

since 2015: Alabama, Oklahoma, Clemson and App State.

I will also note that last month, App State was awarded the Institutional Graduation Rate Award for having the highest overall graduation rate in the Sun Belt Conference. This award recognizes the academic success of not only our student-athletes but of all of our students, and it speaks directly to the culture of academic excellence at App State. We are so proud to lead the conference with our overall graduation rate. Congratulations are in order for our outstanding students, faculty and staff for achieving this honor.

If you are looking for a way to support our students, faculty and staff during this holiday season, I encourage you to consider two giving opportunities in particular:

- The Mountaineer Food Hub and Free Store is a campuswide effort, coordinated by the Office of Sustainability, to address food insecurity within our campus community. It serves primarily students, but is also open to staff and faculty, and has become an even more important resource during the COVID pandemic. The food hub provides staple foods, fresh produce, bread, breakfast items and personal care products. In addition to its main location in the Office of Sustainability, there are satellite locations throughout campus, and the Office of Sustainability ensures they all stay stocked. The “free store” also carries interview clothing, winter gear, school supplies, household items and various other goods.
- Additionally, Our AppKIDS program, which is organized by our Staff Senate, supports local children in need with an annual shopping trip, providing them with winter clothing, school supplies and hygiene items. Using donated funds, App State faculty and staff volunteer their time to host the children, spending the day getting to know them, and ensuring they are able to take home items that they need, and I am honored to provide each child with a book. For many of the children, this event is the only time of year they are able to get new clothes. This year, a generous donation allowed us to ensure that each child could also choose a gift for themselves. Those of us who have volunteered to spend time with these children can tell you it is one of the most rewarding experiences a person can have. It has been going strong for 41 years, and has helped generations of local children. Some of our staff who were beneficiaries of this program as children, now volunteer as shoppers.

If you wish to support these important efforts, you can do so at give.appstate.edu or you can speak with Jane after the meeting today.

In closing, I would like to invite each of you to attend our Fall Commencement ceremonies one week from today, on Friday, December 10. Nearly 1,700 graduating students will participate by walking across the commencement stage to honor one of the most significant achievements in their lifetimes. This is the ultimate celebration of the work we all do together, and the reason we are all here. It is without a doubt, my favorite time of the year.

We will hold three ceremonies (reduced a bit from our Spring Commencement and university record of 13 ceremonies!)

- At 9 a.m., we will hold a ceremony for graduates of the Beaver College of Health Sciences and Walker College of Business.
- At 1 p.m., we will hold a ceremony for graduates of the College of Arts and Sciences, Hayes School of Music, and Reich College of Education.
- At 5 p.m., we will hold a ceremony for the College of Fine and Applied Arts and the Williams School of Graduate Studies.

Each ceremony will be livestreamed for those who cannot attend in person.

ATTACHMENT 1

As we near the completion of an incredibly successful semester, I would like to thank each of you for your unwavering support of App State's students, faculty and staff. We have much to celebrate in 2021, and much to anticipate in 2022 and beyond.

Madam Chair, this concludes my remarks.

MINUTES
MEETING OF THE ACADEMIC AFFAIRS COMMITTEE
APPALACHIAN STATE UNIVERSITY
BOARD OF TRUSTEES

Thursday, December 2, 2021
Meeting Room A
Grandview Ballroom

CALL TO ORDER: The Academic Affairs Committee of the Board of Trustees of Appalachian State University met at the call of the Chairperson, James Barnes, on Thursday, December 2, 2021, at 2:00 p.m. in Meeting Room A of the Grandview Ballroom on the campus of Appalachian State University in Boone, North Carolina. Chairperson James Barnes presided and called the meeting to order.

MEMBERS PRESENT:

James Barnes, Chairperson
Bonnie Schaefer
John Blackburn
Bailey Gardin

OTHERS PRESENT:

Jane Barghothi
Cindy Barr
Kathy Brown
Shannon Campbell
Jennifer Chrisohon
James Douthit
Mark Ginn
Jamie Harris
Marie Hoepfl
Marie Huff
Heather Langdon
Mike McKenzie
Michael Madritch
Heather Norris
Sue Polanka
Neva Specht
Melba Spooner
Jeff Vahlbusch
Sandra Vannoy
Tom Van Gilder
Steven Wyatt

CONFLICT OF INTEREST NOTICE: Chairperson Barnes read the following statement:
“Under the State Government Ethics Act, all voting members of the Board of Trustees have a duty to avoid conflicts of interest and appearances of conflicts. Looking at the agenda for today’s

meeting, does anyone know that you have a conflict of interest or an interest that would give rise to the appearance of a conflict of interest? If so, please let me know now."

EXPECTATION OF CONDUCT NOTICE: Chairperson Barnes read the following statement:
As we begin the business portion of the meeting, I would like to remind everyone of the Subcommittee's expectations for conduct at our meetings. We ask that those attending today remain respectful of fellow attendees and the Subcommittee. Those attending an official meeting may not engage in conduct that is inconsistent with our Bylaws or that interferes with the rights of others to observe and listen to the proceedings. Any individual who disrupts the meeting will be asked to leave and may be subject to arrest.

APPROVAL OF MINUTES: A motion was made by Bonnie Schaefer and seconded by John Blackburn to approve the meeting minutes from the Academic Affairs Committee meeting on September 24, 2021. The motion was approved unanimously.

APPROVAL OF PLAN TO ESTABLISH THE LA-Z-BOY PROFESSORSHIP

Dr. Shannon Campbell, Dean of the College of Fine and Applied Arts, presented the plan to establish the La-Z-Boy Professorship.

A motion was made by John Blackburn and seconded by Bailey Gardin to approve the distinguished professorship plan as presented and to recommend it to the full Board for approval. The motion was approved unanimously.

PRESENTATION BY THE COLLEGE OF FINE AND APPLIED ARTS

Dr. Shannon Campbell, Dean of the College of Fine and Applied Arts, shared a presentation with the Committee on the College's diverse array of programs, highlighting its creative and successful faculty, students, and alumni.

ADJOURNMENT: There being no further business, Chair Barnes requested a motion to adjourn. A motion to adjourn was made by Jamie Harris and seconded by Bailey Gardin. The motion was approved unanimously and the meeting adjourned.

Respectfully submitted,

Kathy Brown
Recording Secretary

MINUTES
MEETING OF THE ATHLETICS COMMITTEE
APPALACHIAN STATE UNIVERSITY
BOARD OF TRUSTEES

Friday, December 2, 2021
Meeting Room B
North End Zone Facility
Livestream at: chancellor.appstate.edu/bot/

CALL TO ORDER: The Athletics Committee of the Board of Trustees of Appalachian State University met at the call of the Chair on Friday, December 2, 2021, at 3:00 p.m. in meeting room B, North End Zone facility on the campus of Appalachian State University in Boone, North Carolina. Mr. Thomas Sofield, presided and called the meeting to order.

MEMBERS PRESENT:

Thomas Sofield, Chair
James Barnes
Jeff Chesson
Scott Lampe
Mark Ricks
Kim Shepherd

OTHERS PRESENT:

George Baldwin
Sharon Bell
David Cook
Sheri Everts
Doug Gillin
Paul Meggett
Heather Norris
Toussaint Romain

CONFLICT OF INTEREST NOTICE: Chair Sofield read the following: "Under the State Government Ethics Act, all voting members of the Board of Trustees have a duty to avoid conflicts of interest and appearances of conflicts. Looking at the agenda for today's meeting, does anyone know that you have a conflict of interest or an interest that would give rise to the appearance of a conflict of interest? If so, please let me know now." [None reported.]

EXPECTATION OF CONDUCT NOTICE: Chair Sofield also read the following: "As we begin the business portion of the meeting, I would like to remind everyone of the Committee's expectations for conduct at our meetings. We ask that those attending today remain respectful of fellow attendees and the Committee. Those attending an official meeting may not engage in

conduct that is inconsistent with our Bylaws or that interferes with the rights of others to observe and listen to the proceedings. Any individual who disrupts the meeting will be asked to leave and may be subject to arrest.”

APPROVAL OF MINUTES: The minutes of the September 24, 2021 Athletics Committee meeting were delivered to all Athletic Committee members prior to the meeting. There were no corrections. Chair Sofield called for a motion to approve the September 24, 2021 Athletics Committee meeting minutes. Upon motion made by James Barnes and seconded by Jeff Chesson, the minutes of the meeting were approved as presented.

STUDENT-ATHLETE PROFILE:

Emma Jones, a Sophomore majoring in Business Marketing, shared her student-athlete experience so far at Appalachian State University. Emma is a middle end-fielder on the App State Softball team and is originally from Jacksonville, AL. Emma praised her amazing coaches and staff and spoke about her passion for volunteerism and leadership. When asked how the Athletics Committee could potentially assist Emma and the softball team, she responded that more gameday fanbase support would be much appreciated by the team.

COMMENTS FROM DIRECTOR OF ATHLETICS:

Mr. Doug Gillin reiterated the Mission of Athletics and shared that App State was recently awarded the 2020-21 Institutional Graduation Rate Award for having the highest overall graduation rate in the Sun Belt Conference. Our athletic events continue to attract large crowds. We had over 10,000 students in attendance at the Coastal Carolina football game and we continue to break football attendance records with a total average home attendance of 30,441. Men’s basketball recently experienced the largest crowd since 2011-12.

Doug reported that several head coaches have been focusing on outreach on campus by engaging with students through handing out biscuits & donuts on campus, and our App State Baseball Team has been actively participating in a community service initiative called “Service Wednesdays” where they look for various ways to serve and give back to the community. The significant amount of University exposure through athletics and nationally televised events was also discussed and Mr. Gillin announced that a newly-hired Deputy Director of Athletics would be named soon.

CLOSED SESSION: Chair Sofield called for a motion to enter into closed session at 3:30 p.m. A motion was made by James Barnes and seconded by Jeff Chesson that the Committee adjourn the open session and convene in closed session.

The Committee convened in closed session to:

prevent the disclosure of privileged or confidential information pursuant to North Carolina Statute section 132-6.1(c), and

prevent the disclosure of privileged or confidential information pursuant to North Carolina General Statutes sections 126-22 in accordance with N.C.G.S § 143-318.11(a)(1).

The motion was seconded and unanimously approved. Chair Sofield asked that certain attendees to join the voting members in closed session.

OPEN SESSION RECONVENED: Chair Sofield reconvened open session.

ADJOURNMENT: There being no further business, the motion was made by Jeff Chesson and seconded by James Barnes to adjourn the meeting at 3:55 p.m.

THOMAS SOFIELD, Chair

By: _____
David Cook
Recording Secretary

MINUTES
MEETING OF THE AUDIT COMMITTEE
APPALACHIAN STATE UNIVERSITY
BOARD OF TRUSTEES

Thursday, December 2, 2021
Meeting Room A
North End Zone Facility
Livestream at: chancellor.appstate.edu/bot/

CALL TO ORDER: The Audit Committee of the Board of Trustees of Appalachian State University met at the call of the Chair on Thursday, December 2, 2021, at 4:00 p.m. in Meeting Room A, North End Zone Facility on the campus of Appalachian State University in Boone, North Carolina. Mr. John Blackburn, presided and called the meeting to order.

MEMBERS PRESENT:
John Blackburn, Chair
Jamie Harris
Scott Lampe
Steve Wyatt

OTHERS PRESENT:
John Adams Sheri Everts, Chancellor
Sarah Ames Oscar Gonzalez
Mark Bachmeier Tom Van Gilder
Jane Barghothi David Jamison
Sharon Bell Boris Salvador Maldonado
Talana Bell Paul Meggett
Shannon Campbell Amy Roberts
Jennifer Chrisohon Toussaint Romain
David Cook Heather Norris
Eloise Covalt Anna Oakes
John Eckman Kimberly Shepherd
Stacy Everett Jim Webb

CONFLICT OF INTEREST NOTICE: Chair Blackburn read the following: "Under the State Government Ethics Act, all voting members of the Board of Trustees have a duty to avoid conflicts of interest and appearances of conflicts. Looking at the agenda for today's meeting, does anyone know that you have a conflict of interest or an interest that would give rise to the appearance of a conflict of interest? If so, please let me know now." [None reported.]

EXPECTATION OF CONDUCT NOTICE: Chair Blackburn also read the following: "As we begin the business portion of the meeting, I would like to remind everyone of the Committee's expectations for conduct at our meetings. We ask that those attending today remain respectful of fellow attendees and the Committee. Those attending an official meeting may not engage in conduct that is inconsistent with our Bylaws or that interferes with the rights of others to observe and listen to the proceedings. Any individual who disrupts the meeting will be asked to leave and may be subject to arrest."

APPROVAL OF MINUTES: The minutes of the September 24, 2021 Audit Committee meeting were delivered to all Audit Committee members prior to the meeting. There were no corrections. Chair Blackburn called for a motion to approve the September 24, 2021 Audit Committee meeting minutes. Upon motion made by Scott Lampe and seconded by Steve Wyatt, the minutes of the meeting were approved as presented.

SUMMARY OF 2021-2022 AUDIT PLAN AND RECENT INTERNAL AUDIT ACTIVITY UPDATE:

Ms. Eloise Covalt, Chief Audit Officer, provided the Committee with the 2021-2022 Audit Plan in-progress and a summary of recent internal audit activity. Copies of all internal audit reports completed this quarter were provided to the Committee. Ms. Covalt provided a summary of the following internal audits:

- Appalachian Real Estate Holdings, Inc. - No written findings reported
- Athletics - No written findings reported
- Mountaineer Printing (MP) - Recommendations included strengthening internal controls and administration of MP to ensure a clear alignment with their mission, effective management of their personnel and fund, and compliance with University policies and procedures. Mountaineer Printing has been discontinued as a self-supporting operation, effective 12/31/21.
- Bookstore follow-up review - A follow-up to the prior audit was found to be partially resolved.
- SD Farm follow-up review - A follow-up to the prior audit was found to be partially resolved.
- Educational and Technology Funds (Quarterly Review as of September 2021) - Certain items of non-compliance with policy reported. Corrections or strengthening of internal controls recommended and resolution is in progress.
- P-Card (Quarterly review as of September 2021) - We noted four instances of insufficient documentation for food purchases. We recommended completing the required documentation detailing the event business purpose and the participants.
- Fixed Assets (Quarterly review as of September 2021) - No written findings reported
- Travel Disbursements (Quarterly Review as of September 2021) - One instance in which the expense report approval workflow indicated a supervisor was not included as first level approver. We recommended future compliance with University policy. Additional system training is being planned by Business Systems.

SUMMARY OF EXTERNAL AUDITS COMPLETED AND IN-PROGRESS:

Ms. Eloise Covalt, Chief Audit Officer, provided the Committee with a summary regarding recent external audit activity. Copies of all external audit reports completed this quarter were provided to the Committee. Ms. Covalt provided a summary of the following external audits:

In Progress:

- OSA - Financial Audit for FY 2021.
- Athletics NCAA Agreed Upon Procedures. Anticipated completion: 12/2021.

Completed:

- Appalachian Student Housing Corporation: An audit of the financial statements – June 30, 2021. Unmodified opinion: financial statements are fairly presented, and in accordance with accounting principles generally accepted in the United States of America. External Auditor: Apple, Koceja & Assoc.

- ASU Foundation Audit. An audit of the financial statements – June 30, 2021. Unmodified opinion: financial statements are fairly presented, and in accordance with accounting principles generally accepted in the United States of America. External Auditor: Elliot Davis.

QUALITY ASSURANCE REVIEW ASSESSMENT TEAM:

App State Internal Auditor, Sorina McInturff, is participating in the Council of Internal Auditing Peer Review Program, a cooperative external review program. She is currently part of a team conducting a quality review of another State agency's Internal Audit function and plans to complete the assignment in December. Peer Review Teams create client and staff surveys, interview selected members of the State agency being reviewed, evaluate the conformance to the Standards, review quality and process improvements, provide a summary of issues and recommendations (if appropriate), and draft a review report.

UNC AUDITOR'S ASSOCIATION CONFERENCE HOST:

ASU OIA co-hosted the 2021 UNCAA Conference this quarter (October 2021). This was a 3-day (4 hours each day) virtual program. Attendees included Internal Auditors from all of the UNC campuses. App State's Ginny Moench (Strategic Analytics and Institutional Research) provided an excellent presentation on utilizing Tableau.

ENTERPRISE RISK MANAGEMENT PROGRAM UPDATE:

Mr. Boris Salvador Maldonado, Enterprise Risk Manager, updated the Committee on some of the partnership-building and outreach initiatives that he has been involved with since assuming his new role a few months ago. Mr. Salvador Maldonado has been actively engaging with internal stakeholders such as the university motor pool, police, environmental health and safety, and he has assumed some Committee work. The University recently secured insurance on the Hickory campus building; and lastly, Mr. Salvador Maldonado introduced student intern Oscar Gonzalez to the group.

CLOSED SESSION: Chair Blackburn called for a motion to enter into closed session at 4:30 p.m. A motion was made and seconded that the Committee adjourn the open session and convene in closed session to prevent the disclosure of privileged or confidential information pursuant to North Carolina Statute section 132-6.1(c) and to consult with our attorney to preserve the attorney-client privilege pursuant to North Carolina General Statute § 143-318.11(a)(3). The motion was unanimously approved. Chair Blackburn asked that certain attendees join the voting members in closed session.

OPEN SESSION RECONVENED: Chair Blackburn reconvened open session. Chancellor Everts presented Eloise Covalt with a gift and thanked her again for her many years of service to Appalachian State University.

ADJOURNMENT: There being no further business, the motion was made by Scott Lampe and seconded by Steve Wyatt to adjourn the meeting at 4:48 p.m. The motion was unanimously approved.

JOHN BLACKBURN, Chair

By: _____
David Cook / Sarah Ames
Recording Secretary

MINUTES
MEETING OF THE BUSINESS AFFAIRS COMMITTEE
APPALACHIAN STATE UNIVERSITY
BOARD OF TRUSTEES

Thursday, December 2, 2021
Meeting Room B
North End Zone Facility

CALL TO ORDER: The Business Affairs Committee of the Board of Trustees of Appalachian State University met at the call of the Chairperson and the Chancellor on Thursday, December 2, 2021, at 2:00 p.m. in the End Zone Facility - Meeting Room B. Mr. James K. Reaves presided.

MEMBERS PRESENT:

J. Jeffries Chesson
Fairley Bell Cook
James K. Reaves - via zoom
Mark E. Ricks
R. Thomas Sofield

OTHERS PRESENT:

John Adams
George Baldwin
Sharon Bell
J.J. Brown
Crawford Cleveland
Pam Cline
Mathew Dockham - via zoom
Matt Dull
John Eckman
Chancellor Sheri Everts
Stacy Everett
Hank Foreman
Megan Hayes
David Jamison
Nick Katers
Paul Meggett
Michelle Novacek
Anna Oakes
Jeff Pierce
Diane Pitts
Amy Roberts

CONFLICT OF INTEREST NOTICE:

Mr. James K. Reaves, read the following: "Under the State Government Ethics Act, all voting members of the Board of Trustees have a duty to avoid conflicts of interest and appearances of conflicts. Looking at the agenda for today's meeting, does anyone know that you have a conflict of interest or an interest that would give rise to the appearance of a conflict of interest? If so, please let me know now." [None reported]

The following statement was also read, "As we begin the business portion of the meeting, I would like to remind everyone of the Committee's expectations for conduct at our meetings. We ask that those attending today remain respectful of fellow attendees and the Committee. Those attending an official meeting may not engage in conduct that is inconsistent with our Bylaws or that interferes with the rights of others to observe and listen to the proceedings. Any individual who disrupts the meeting will be asked to leave and may be subject to arrest."

APPROVAL OF MINUTES:

The minutes of the September 24, 2021, meeting of the Business Affairs Committee had been reviewed and upon motion made and seconded, were approved as submitted.

PROPOSED 2022-2023 STUDENT TUITION AND FEES INCREASES

Interim Chief Financial Officer/Associate Vice Chancellor for Finance and Administration, Sharon Bell, gave an overview of the proposed tuition and fee increases for FY 2022 which will be submitted to the Board of Governors for approval. The following tuition and fees increases were proposed:

Campus-Based Tuition Increases:

Undergraduate Non-Resident	\$ 397.00	(2% increase)
Total	\$ <u>397.00</u>	

Chancellor Approved Fees:

Housing	\$ 949.00	(20.1% increase)
Dining	<u>2,468.00</u>	(85.3% increase)
Total	\$<u>3,417.00</u>	(44.9.0% increase)

Following discussion, the motion was made and seconded to approve the proposed FY 2022 increases for tuition and fees.

The motion carried.

LEASE APPROVAL:

Sharon Bell, Interim Chief Financial Officer/Associate Vice Chancellor for Finance and Administration, presented the following lease information for approval:

Wells Fargo ATM - 402 Rivers Street

Address:	402 Rivers Street
Term:	January 1, 2022- December 31, 2022
Rental Amount:	\$14,400 per year; \$1,200 per month
Purpose:	The university is leasing a 6' x 9' area to Wells Fargo in order to provide easily-accessible ATM service for the convenience of students, faculty, staff and the general community.

Following discussion, the motion was made and seconded to approve this lease as presented.

The motion carried.

CAPITAL PROJECTS APPROVAL

Sharon Bell, Interim Chief Financial Officer/Associate Vice Chancellor for Finance and Administration, recognized Nick Katers, Associate Vice Chancellor for Facilities Management. Mr. Katers presented the following capital projects for approval:

1. University Bookstore Remodeling	\$5,000,000
2. New River Light and Power Company - Parking Lot Refurbishment	650,000
3. New River Light and Power Company - Laydown Yard - (Increase from \$499,000 to \$550,000)	51,000
4. North End Zone 3 rd Floor Build Out - (Increase from \$499,764 to \$650,000)	<u>150,236</u>
TOTAL	<u>\$5,851,236</u>

Following discussion, the motion was made and seconded to approve the capital projects as presented.

The motion carried.

CAPITAL PROJECTS UPDATE:

Nick Katers, Associate Vice Chancellor for Facilities Management, gave a capital projects update.

ADJOURNMENT:

There being no further business, the meeting adjourned at 2:30 p.m.

Respectfully submitted,

Diane Pitts
Recording Secretary

MEETING OF THE STUDENT AFFAIRS COMMITTEE
APPALACHIAN STATE UNIVERSITY
BOARD OF TRUSTEES

Thursday, December 2, 2021
North End Zone
Athletics Complex

CALL TO ORDER: The Student Affairs Committee of the Board of Trustees of Appalachian State University met at the call of the Chairperson on Thursday, December 2, 2021, at 3:00 p.m. Chair Failey Bell Cook presided and called the meeting to order.

MEMBERS PRESENT IN PERSON:

Fairley Bell Cook
Bailey Gardin
James Harris
Steve Wyatt

OTHERS PRESENT:

Jane Bargothe
James Barnes
Cindy Barr
John Blackburn
J.J. Brown
Quson Brown
Erin Bunton
Elisabeth Cavallaro
Jennifer Chrisohon
Jennifer Coffey
Matt Dull
Lori Eggers
Judy Haas
Beth Holcomb
Alex Howard
Rodo Leone
Heather Jo Mashburn
Brandon Nelson
Karla Rusch
Lamont Sellers
Moriah Stegall
Brad Vest

CONFLICT OF INTEREST NOTICE: Chair Cook read the following statement: "Under the State Government Ethics Act, all voting members of the Board of Trustees have a duty to avoid

conflicts of interest and appearances of conflicts. Looking at the agenda for today's meeting, does anyone know that you have a conflict of interest or an interest that would give rise to the appearance of a conflict of interest? If so, please let me know now."

EXPECTATIONS OF CONDUCT: Chair Cook read the following statement regarding conduct at the meeting: "As we begin the business portion of the meeting, I would like to remind everyone of the Committee's expectations for conduct at our meetings. We ask that those attending today remain respectful of fellow attendees and the Committee. Those attending an official meeting may not engage in conduct that is inconsistent with our Bylaws or that interferes with the rights of others to observe and listen to the proceedings. Any individual who disrupts the meeting will be asked to leave and may be subject to arrest."

ROLL CALL: Chair Cook asked Lori Eggers to call roll to verify all participants present.

APPROVAL OF MINUTES: Chair Cook stated the September 17th, 2021 Student Affairs Committee minutes were provided as an attachment in BoardEffect. A motion was made, seconded, and verified by roll call vote. The minutes were approved as presented.

STUDENT VETERANS CENTER: Ms. Jennifer Coffey, Program Director of Student Veteran Services, provided a brief history of the Student Veterans Center. She shared services and resources that are available to student veterans. Ms. Coffey was joined by student veteran Quson Brown who shared his experiences with the Student Veterans Center.

WELLNESS INITIATIVES: Ms. Elisabeth Cavallaro, Assistant Director and Coordinator for Student Mental Wellness, presented on ways Student Wellness is engaging with students on mental wellbeing through online gaming programs. She presented different games and ways our staff and students communicate through the gaming communities on different topics related to mental health.

CAPITAL PROJECTS UPDATE: Lastly, Mr. Matt Dull, Associate Vice Chancellor for Student Affairs, then provided an update on capital projects within Student Affairs. Mr. Dull shared updates and images on the Housing project and the Child Development Center expansion. Mr. Dull informed the Committee the final phase of the Housing project, New River hall, is in progress at the former location of Justice Hall and is on schedule to be completed summer 2022. Mr. Dull shared the timeline and images of the Child Development Center expansion which is scheduled for completion in August 2022. The Child Development Center expansion will include five additional classrooms, kitchen and laundry facilities, and will increase child care capacity for students, faculty and staff.

ADJOURNMENT: There being no further business, a motion was made, seconded, and approved to adjourn the meeting.

Respectfully submitted,

Lori Eggers
Recording Secretary

**FIRST AMENDMENT TO EMPLOYMENT AGREEMENT
FOR SOFTBALL HEAD COACH**

THIS FIRST AMENDMENT TO THE EMPLOYMENT AGREEMENT FOR SOFTBALL HEAD COACH (“First Amendment”) is made by between Appalachian State University (“Appalachian”) and Shelly Hoerner (“Coach”), collectively referred to as the “Parties,” and shall be effective as of December 3, 2021. This First Amendment is intended to modify that certain Employment Agreement between the Parties with an effective date of November 22, 2019 (the “Agreement”).

For and in consideration of the mutual promises and covenants set forth herein, the Parties agree to modify the Agreement as follows:

1. Section 2 of the Agreement is hereby amended and restated to read as follows:

“2.0 Term:

2.1 The employment conferred herein is for a stated, definite term commencing on November 22, 2019 and terminating on June 30, 2025, subject to the EHRA Policies and the conditions stated herein.”

2. Section 3.1 of the Agreement is hereby amended and restated to read as follows:

“3.1.1 Annual Salary: The annual salary (“Annual Salary”) for the work performed in this position during the stated term is payable in approximately equal monthly installments, less customary and applicable deductions and withholdings. Subject to all necessary approvals required by University policies the total Annual Salary shall be as follows:

- i. prorated from November 22, 2019 – June 30, 2020: Eighty-Eight Thousand Dollars (\$88,000);
- ii. from July 1, 2020 – June 30, 2021: Ninety Thousand Dollars (\$90,000);
- iii. from July 1, 2021 – June 30, 2022: Ninety-Two Thousand Dollars (\$92,000);
- iv. from July 1, 2022 – June 30, 2023: Ninety-Four Thousand Seven Hundred and Sixty Dollars (\$94,760);
- v. from July 1, 2023 – June 30, 2024: Ninety-Seven Thousand Six Hundred and Three Dollars (\$97,603);
- vi. from July 1, 2024 – June 30, 2025: One Hundred Thousand Five Hundred and Thirty-One Dollars (\$100,531);

3. Section 6.3.1 of the Agreement is hereby amended and restated to read as follows:

“6.3.1 In the event of a termination without cause pursuant to this Section, Appalachian shall pay Coach liquidated damages in lieu of any and all other legal remedies or equitable relief on the decreasing graduated scale below based on the date in which notice of termination is given:

Termination Notice Provided Before	Amount to be Paid in Damages
July 1, 2020	\$70,400
July 1, 2021	\$54,000
July 1, 2022	\$73,600
July 1, 2023	\$56,856
July 1, 2024	\$39,041
July 1, 2025	\$20,106

Appalachian will make such payment on or before the expiration of ninety (90) days following the effective date of termination.”

4. Section 7.3 of the Agreement is hereby amended and restated to read as follows:

“7.3 Coach acknowledges that Coach’s acceptance of employment from any other person or entity with or without first obtaining the permission of the Director of Athletics constitutes a breach of this Agreement. In the event of such breach, Coach shall pay or cause to be paid to Appalachian liquidated damages in lieu of any and all other legal remedies or equitable relief on the decreasing graduated scale below for the contract year in which notice of termination is given:

Termination Notice Provided on or Before	Amount to be Paid in Damages
July 1, 2020	\$70,400
July 1, 2021	\$54,000
July 1, 2022	\$73,600
July 1, 2023	\$56,856
July 1, 2024	\$39,041
July 1, 2025	\$20,106

Coach (or subsequent employer) will make such payment to Appalachian on or before the expiration of ninety (90) days following the effective date of termination.”

5. Incentive Compensation Addendum is hereby amended and restated to read as follows:

1. Academic Performance of Softball Team (the "Sports Team")

- 1.1. In years in which the Single Year Academic Progress Rate (APR) is 950 or above, Coach will receive additional compensation in the amount of One Thousand Two Hundred and Fifty Dollars (\$1,250).
- 1.2. In years in which the Single Year Academic Progress Rate (APR) is 985 or above, Coach will receive additional compensation in the amount of Two Thousand Five Hundred Dollars (\$2,500).
- 1.3. Coach shall receive additional compensation of Two Thousand Five Hundred Dollars (\$2,500) for each academic year (fall and spring term combined) that the aggregate team grade point average is 3.0 or above, as determined by the Director of the Academic Support Program for Student-Athletes.
- 1.4. During each academic year, only additional compensation may be earned under either section 1.1 or 1.2, but not both.

2. Competitive Team Success

- 2.1. In years in which the Sports Team wins outright or shares the regular season Conference championship, Coach will receive additional compensation in the amount of Five Thousand Dollars (\$5,000) for coaching in the games.
- 2.2. In years in which Appalachian's softball team advances to the NCAA Regionals, Coach will receive additional compensation in the amount of Five Thousand Dollars (\$5,000).
- 2.3. In years in which Appalachian's softball team advances to the NCAA Super Regionals, Coach will receive additional compensation in the amount of Five Thousand Dollars (\$5,000).
- 2.4. In years in which Appalachian's softball team advances to the NCAA College World Series, Coach will receive additional compensation in the amount of Five Thousand Dollars (\$10,000).
- 2.5. In years in which Coach is named the Conference Coach-of-the-Year, in addition to the compensation specified above, Coach will receive additional compensation in the amount of Five Thousand Dollars (\$5,000).

3. Camp/Clinic Compensation

Coach may earn income derived from Coach's operation of camps and/or clinics on behalf of Appalachian. Such camps or clinics will be conducted using Appalachian service marks, trademarks, and other indicia, and must be operated on property owned or leased by Appalachian. Camps or clinics subject to this Section will only be allowed with the prior written approval of the Director of Athletics, and will be conducted in accordance with all applicable Appalachian policies, including those requiring the payment of fees for use, if any, of Appalachian facilities, indicia or other property. To the extent any such camp or clinic is operated through Appalachian or is otherwise under the sponsorship of Appalachian, Coach's compensation therefrom will be the net proceeds of the payment of fees by camp or clinic participants after completion of the

camp or clinic, less Appalachian's expenses for facility use, administrative support, and/or sponsoring the camp or clinic. Appalachian expressly makes no guarantee of any compensation to Coach from such activities.

4. *Compensation Subject to Withholding*

All incentive compensation paid under the provisions of this Addendum will be subject to customary and applicable deductions and withholdings, including but not limited to State and federal income tax withholdings.

5. *Time of Payment*

All amounts owed to Coach pursuant to this Addendum shall be paid within sixty (60) days of the close of the Sport Team's season or the satisfaction of the condition stated if such condition occurs after the close of the season. If Coach is terminated (for cause or without cause) or voluntarily terminates his/her employment agreement early, Coach will only receive Incentive Compensation that was earned prior to Coach's end of employment and shall not be eligible for any Incentive Compensation after the last date of employment."

6. **Unless specifically modified by this Amendment, all of the terms set forth in the Agreement shall remain in full force and effect.**

[Signature page to follow]

IN WITNESS WHEREOF, the Parties have executed this Amendment to be effective as of the date first written above.

Appalachian State University

Coach

By: _____
Douglas P. Gillin
Director of Athletics

By: _____
Shelly Hoerner

Sheri Everts
Chancellor

APPROVED by the Board of Trustees of Appalachian State University at its meeting on Friday, December 3, 2021.

Chair, Board of Trustees
Appalachian State University

Date

CC: Office of General Counsel
Office of Human Resources
Payroll