

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

APRIL 22, 2022

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

- I. Call to Order and Opening Remarks
- II. Committee Meetings
  - A. Property and Facilities Committee | Chairperson DeMaioribus
    - 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
    - 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 | Chairperson Huntley
    - 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 | Chairperson Harbert

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 | Chairperson Smith

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

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 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 **[Tabled]**
3. Approval of Frank Thomas Statue
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, April 22, 2022 at 9:00 a.m. in the Legacy Ballroom of The Hotel at Auburn University and Dixon Conference Center.

After calling the meeting to order, *President Pro Tempore* welcomed Mrs. Caroline Aderholt and Mr. Zeke Smith to their first meeting in their capacities as members of the Board of Trustees. *President Pro Tempore* Dumas stated that Ms. Caroline Aderholt holds the District 7 seat, previously held by Ms. Sarah Newton and that Mr. Zeke Smith holds an at large seat, previously held by Mr. Charles McCrary.

*President Pro Tempore* Dumas then 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:

Ms. Caroline M. Aderholt; Mr. Michael A. DeMaioribus; Mr. Robert W. Dumas; Mr. Raymond J. Harbert; Ms. Elizabeth H. Huntley; Mr. James R. Pratt, III; Mr. James W. Rane; Mr. Quentin P. Riggins; Mr. B.T. Roberts; Mr. M. Clark Sahlie; Mr. James H. Sanford; Mr. Wayne T. Smith; Mr. Zeke W. 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, the outgoing Auburn University Student Government Association President; and Mr. Jon Waggoner, Secretary to the Board of Trustees. Mr. Jake Haston, the incoming Auburn University Student Government Association President, joined the Board at the table for the reconvened meeting.

The following persons were also in attendance at the meeting: Gen. Ronald Burgess, Executive Vice President; Dr. Vini Nathan, Interim 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 of Engagement and Executive Director of the Auburn Alumni Association; Dr. Joffrey Gaymon, Vice President for Enrollment; Dr. Jared White, Executive Director of Governmental Affairs; Mr. Allen Greene, Director of Athletics; Mr. Jim O'Connor, Vice President for Information Technology and Chief Information Officer; and Dr. Jennifer Adams, Executive Director of Public Relations.

*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. Samantha McNeilly, President of the AUM Faculty Senate; Ms. Susan Terino, President of the AUM Staff Council; Ms. Cheryl Casey, Chair of the Auburn University Foundation Board of Directors; Ms. LuAnne Hart, Vice President and President-Elect of the Auburn Alumni Association; and Ms. Makeda Nurradin, 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  
PROPERTY AND FACILITIES COMMITTEE OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, APRIL 22, 2022 AT 9:10 A.M.**

Chairperson DeMaioribus convened the meeting of the Property and Facilities Committee of the Auburn University Board of Trustees on Friday, April 22, 2022 at 9:10 a.m. in Legacy Ballroom of The Hotel at Auburn University and Dixon Conference Center.

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

Mr. King first discussed the Auburn University at Montgomery Science Laboratory Facility Renovation project. Mr. King stated that the proposed project would renovate a two-story, 57,000 square foot building on a five-acre parcel owned by Auburn University at Montgomery located at 8140 AUM Drive, Montgomery, Alabama. Mr. King indicated that the facility would provide a lobby and commons area, biology and chemistry laboratories, research laboratories, active learning and classroom spaces, and faculty offices. Mr. King reported that, in addition to the interior renovations, the project would also support exterior building improvements, new landscaping, parking, and a bus drop-off pavilion.

Mr. King reminded the Board that at its meeting on February 4, 2021, the Board adopted a resolution that approved the initiation of the project; at its meeting on April 16, 2021 the Board adopted a resolution that approved the firm, Williams Blackstock Architects of Birmingham, Alabama as the architect for the project; and at its meeting on November 12, 2021, the Board adopted a resolution that authorized the execution of the abatement of hazardous material within the building and demolition of the existing building's interior.

Mr. King stated that the estimated total project cost is \$28.0 million.

Mr. King stated that the request before the Board is to adopt a resolution providing final approval of the Auburn University at Montgomery Science Laboratory Facility Renovation project.

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.

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

Mr. King then discussed the Neville Arena – New Practice Gym project. Mr. King stated that the Athletics Department proposed the construction of a second practice gym and renovation of the existing team support spaces. Mr. King explained that the proposed project would allow both the men and women's basketball programs to conduct practices at times that are advantageous to student-athletes and also bring their facilities up to Southeastern Conference competitive standards.

Mr. King reminded the Board that at its meeting on February 4, 2022, the Board adopted a resolution that approved the initiation of the project and authorized the commencement of the architect selection process. Mr. King indicated that, since that time, the Auburn Arena was renamed as the Neville Arena. Mr. King shared that, as a result of the renaming, the project subsequently will be referred to as the Neville Arena – New Practice Gym project.

Mr. King stated that the request before the Board is to adopt a resolution approving the selection of Goodwyn Mills Cawood of Auburn, Alabama as the architect for the project.

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. Roberts, and the committee approved the motion by a voice vote.

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

Mr. King then discussed the Kreher Preserve and Nature Center – New Environmental Education Building project. Mr. King stated that the College of Forestry and Wildlife Sciences 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. Mr. King explained that these programs represent a major component of the college's public outreach strategy. Mr. King indicated that the new facility would include indoor and outdoor instructional space. He also commented that the project would feature cross laminated timber (CLT) as its primary structural material, a product important to the state of Alabama timber industry.

Mr. King then stated that, in order 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. Mr. King reminded everyone that Leers Weinzapfel has designed several university facilities in recent years, and their expertise in designing CLT structures and nature preserve buildings would greatly facilitate the successful completion of the project.

Mr. King stated that 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.



Mr. King stated that the request before the Board is to adopt a resolution approving the initiation of the project and the selection of the firm, Leers Weinzapfel Associates of Boston, Massachusetts as the architect for the project.

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

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

Mr. King then discussed the Parkerson Mill Greenway – Phase III project. Mr. King stated that Facilities Management proposed the construction of the Parkerson Mill Greenway – Phase III project 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. Mr. King explained that this project would add new transportation and recreation amenities to the campus and allow for future greenway extensions as the southern portion of the campus continues to develop and expand.

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

Mr. King stated that the request before the Board is to adopt a resolution approving the initiation of the project and authorizing the commencement of the engineer selection process.

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.

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

Mr. King then discussed the College of Veterinary Medicine Chilled Water Plant – Chiller Replacement project. Mr. King stated that Facilities Management proposed 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. Mr. King indicated that the proposed project would replace four smaller chillers with two larger, more energy efficient chiller, improving the reliability of the plant and also increase the plant's capacity. Mr. King stated that the schedule of the proposed project would run from July 2022 through January 2023.

Mr. King stated that the estimated total project cost is \$7.9 million, to be financed by the existing bonds and energy reinvestment funds.

Mr. King stated that the request before the Board is to adopt a resolution approving the project and authorizing its execution.

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. Riggins, and the committee approved the motion by a voice vote.

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

Mr. King then discussed the Solon Dixon Forestry Education Center – Entrance Road Paving and Parking Lot Resurfacing project. Mr. King stated that the College of Forestry and Wildlife Sciences proposed a project to resurface the asphalt entrance road to the Solon Dixon Education Center as well as some connected parking areas within the center. Mr. King indicated that the repaving work would complete needed maintenance and repairs to the road system, providing a safer entry and access into the center. Mr. King stated that the planned schedule for the project is to complete the work in the summer of 2022.

Mr. King stated that the estimated total project cost is \$950,000, to be financed by the College of Forestry and Wildlife Sciences.

Mr. King stated that the request before the Board is to adopt a resolution approving the project and authorizing its execution.

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

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

Finally, Mr. King discussed the proposed real estate acquisition of land on the Indian Hills Golf Course. Mr. King explained that Auburn University has owned and operated the Auburn University Regional Airport since 1939. He indicated that, 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. He further explained that 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 to grow its volume of operations. Mr. King stated that, in order to complete the safety area expansion, the airport must acquire a portion of the Indian Pines Golf Course. Mr. King explained that Auburn University, on behalf of the airport, would purchase approximately 11 acres from the City of Opelika and the City of Auburn. Mr. King shared that FAA as well as 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. Mr. King indicated that approximately \$2.5 million of that amount would be provided by the FAA and \$230,000 would go toward the purchase of the real property.

Mr. King shared that the amount listed above is consistent with an MAI appraisal obtained by Auburn University. Mr. King stated that Auburn University would not be required to contribute financially to the purchase price of the real property. Mr. King remarked that all documents consummating the purchase of the property shall be reviewed, as to form, by legal counsel for Auburn University.

Mr. King stated that the request before the Board is to adopt a resolution approving the acquisition of 11 acres of real property located at the Indian Pines Golf Course in Auburn, Alabama.

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. 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**

Chairperson DeMaioribus thanked Mr. King for his reports, and with there being no further items, recessed the committee meeting at 9:30 a.m.

**MINUTES OF A MEETING OF THE  
ACADEMIC AFFAIRS COMMITTEE OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, APRIL 22, 2022 AT 9:30 A.M.**

Chairperson Huntley convened the meeting of the Academic Affairs Committee of the Auburn University Board of Trustees on Friday, April 22, 2022 at 9:30 a.m. in the Legacy Ballroom of The Hotel at Auburn University and Dixon Conference Center.

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

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

Dr. Nathan reported that the College of Nursing proposed a new Ph.D. in Nursing to support the increasing demand for professional nurses and nurse educators. Dr. Nathan stated that the proposed program will address the health care needs across the state of Alabama and beyond, providing the advanced education and clinical experiences necessary to develop more strategic patient and population-centered care. Dr. Nathan indicated that the proposed program requires 60 hours of graduate coursework beyond the Bachelor of Science in Nursing.

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. Sanford, and the committee approved the motion by a voice vote.

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

Dr. Nathan reported that the College of Forestry and Wildlife Sciences proposed a change in nomenclature to better reflect the breadth of academic, research, outreach, and extension programs currently supported by the college. Dr. Nathan stated that, 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. Dr. Nathan indicated that the proposed renaming reflects the college's strategic emphasis on environmental management, science, and policy and enhances the college's visibility and extramural funding.

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. Roberts, and the committee approved the motion by a voice vote.

Chairperson Huntley thanked Dr. Nathan for her reports, and with there being no further items, recessed the committee meeting at 9:35 a.m.

**MINUTES OF A MEETING OF THE  
FINANCE COMMITTEE OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, APRIL 22, 2022 AT 9:35 A.M.**

Chairperson Harbert convened the meeting of the Finance Committee of the Auburn University Board of Trustees on Friday, April 22, 2022 at 9:35 a.m. in the Legacy Ballroom of The Hotel at Auburn University and Dixon Conference Center.

After calling the committee meeting to order, Chairperson Harbert called upon Ms. Shomaker for discussion of the following Finance Committee agenda items:

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

Ms. Shomaker first discussed the proposed tuition and fee rates for Auburn University and Auburn University at Montgomery for the Fall 2022 semester.

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

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

Ms. Shomaker then discussed the proposed housing rates for the Auburn University main campus for the 2022-2023 academic year.

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. Wayne Smith, and the committee approved the motion by a voice vote.

**3. Bond Refunding**

Ms. Shomaker then discussed the proposed bond refunding.

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

Chairperson Harbert thanked Ms. Shomaker for her reports, and with there being no further items, recessed the committee meeting at 9:45 a.m.

**MINUTES OF A MEETING OF THE  
EXECUTIVE COMMITTEE OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, APRIL 22, 2022 AT 9:45 A.M.**

Chairperson W. Smith convened the meeting of the Executive Committee of the Auburn University Board of Trustees on Friday, April 22, 2022 at 9:45 a.m. in the Legacy Ballroom of The Hotel at Auburn University and Dixon Conference Center.

After calling the committee meeting to order, Chairperson W. Smith called upon Dr. Stockton for discussion of the first Executive Committee agenda item.

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

Dr. Stockton stated that a request is before the Board to award posthumously the Bachelor of Interdisciplinary Studies Degree to Christine Gootee, upon recommendation of the faculty and administration of Auburn University at Montgomery.

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

Chairperson W. Smith then called upon Mr. Morris for discussion of the second and third Executive Committee agenda items.

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

Mr. Morris stated that 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 items of recognition to be erected on Auburn University's campus. Mr. Morris commented that the addition of the committee would provide necessary oversight and ensure that the Board policy is consistent with those of Auburn's peer institutions.

Following a brief discussion, Mr. Rane moved to table the item. The motion was seconded by Mr. DeMaioribus, and the committee approved the motion by a voice vote.

**3. Approval of Frank Thomas Statue**

Mr. Morris indicated that the Athletics Department proposed a project to honor Frank Thomas, Auburn University'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 the Auburn campus. Mr. Morris stated that the statue will serve as an inspiration for the entire Auburn Family and for future generations of student-athletes.

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

Chairperson W. Smith then discussed the final Executive Committee agenda item as follows:

**4. Proposed Awards and Namings**

Chairperson W. Smith shared that the final item was a list of 11 proposed awards and namings.

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.

With there being no further items, Chairperson W. Smith recessed the committee meeting at 9:50 a.m.

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

### **Alumni**

Lead Trustee Zeke Smith began his report by stating that the Auburn Alumni Association will hold the following AMBUSH events with Coach Bryan Harsin and Coach Bruce Pearl: April 26, 2022 in Atlanta, Georgia; May 2, 2022 in Mobile, Alabama; May 3, 2022 in Montgomery, Alabama; and May 5, 2022 in Huntsville, Alabama. Additional information and registration details may be found on the Auburn Alumni Association website.

Lead Trustee Zeke Smith then announced the 2022 Alumni Association Board of Directors as follows: LuAnne Hart, President; Jeffrey Moore, Vice President; Erin Dunlap, Director; Becky Liner, Director; Dawn Oliver, Director; Tony Torbert, Director.

Lead Trustee Zeke Smith concluded his report by sharing that nominations for the 2023 Lifetime Achievement and Young Alumni Achievement Awards are currently open and will close on May 23, 2022. He stated that nomination materials and additional information may be found on the Auburn Alumni Association website.

### **Governmental Affairs Committee**

Chairperson Rane began by his report by sharing an update regarding state governmental affairs.

Chairperson Rane stated that the 2022 legislative session adjourned on April 7, 2022 following a busy three months. Chairperson Rane indicated that the university is incredibly proud that over all four divisions—the Auburn University main campus, the Auburn University at Montgomery campus, the Alabama Agricultural Experiment Station, and the Alabama Cooperative Extension System—when taking continuing and one-time appropriations into account. Chairperson Rane stated that, in total, the university will receive just north of \$51 million.

Chairperson Rane then reported that, as a result of legislative action, Auburn University at Montgomery will receive a historic one-time appropriation of \$14.3 million to assist with the funding of the STEM laboratory construction.

Chairperson Rane then reported that there are ongoing conversations about a special legislative session later this year regarding dispersion of additional American Rescue Plan Act money, through no date has been set. Chairperson Rane stated that the Governmental Affairs team will continue to monitor the situation as it develops.

Chairperson Rane then shared an update regarding federal governmental affairs.

Chairperson Rane stated that the Fiscal Year 2022 Appropriations have been approved. He also indicated that the United States Senate approved Judge Ketanji Brown Jackson to the Supreme Court of the United States. Chairperson Rane then stated that several Ukraine-related



legislative provisions have been approved, including economic and military aid to the Ukraine and the imposition of economic sanctions against Russia and various Russian citizens.

Chairperson Rane then reported that the congressional agenda for the remainder of 2022 is uncertain. He stated other than a possible Electoral Reform Act, customary annual legislation is expected.

Chairperson Rane concluded his report by sharing that Auburn-related projects were presented to the Alabama congressional delegation in a timely and fulsome manner. He also stated that Mr. Andy Newton, Auburn's newly named Director of Federal Relations, and several Alabama congressional staff members have engaged in discussions regarding Auburn's federal agenda for Fiscal Year 2023.

### **Research and Technology Committee**

Chairperson Sahlie began his report by sharing that over 400 undergraduate and graduate students, representing Auburn University and AUM, presented their research and creative scholarship at the annual Auburn Research Student Symposium on Monday, March 28, 2022. Chairperson Sahlie stated that university-wide and college-specific awards were handed out to the top-ranked presenters at the awards luncheon on Thursday, April 7, 2022.

Chairperson Sahlie then reported that the Auburn University College of Veterinary Medicine has been awarded a five-year, \$24 million contract by the United States Department of Homeland Security and Technology Directorate to advance detection canine sciences and enhance operational threat detection capabilities. Chairperson Sahlie indicated that the contract will support initiatives in Auburn's recently established transdisciplinary Detection Canine Sciences, Innovation, Technology, and Education (DCSITE) program, which will serve as the primary academic resource to the DHS Science and Technology Directorate for expertise in all areas of detection canine sciences. Chairperson Sahlie commented that the program will leverage Auburn's nearly 30 years of expertise in canine performance sciences and will promote interdepartmental, interagency, and multi-institutional collaboration.

Chairperson Sahlie then shared that recent grants and contracts from Lockheed Martin and NASA—totaling more than \$14 million—will allow the university's National Center for Additive Manufacturing to expand the scope of its work to include high-temperature thermal and mechanical characterizations on materials necessary for next-generation harsh environment applications.

Chairperson Sahlie then reported that Dr. Courtney Leiser, an assistant professor in the Department of Biological Sciences, and Dr. Alvaro Sanz-Saez, an assistant professor in the Department of Crop, Soil, and Environmental Sciences, have been awarded nearly \$438,000 from the United States Department of Agriculture to lead a collaborative research project exploring why soybeans lose nutrients as carbon dioxide levels in the air increase. Chairperson Sahlie stated that soybean crops generate over \$150 million of revenue annually for Alabama farmers.

Chairperson Sahlie concluded his report by stating that Auburn's new Venture Accelerator is FlashTract, the fastest growing provider of billing and payment software for the construction industry. Chairperson Sahlie shared that, in February, the company announced \$15 million in Series A financing led by Addition and Shine Capital. Chairperson Sahlie indicated that the company, launched in 2018, was co-founded by students from Auburn's Samuel Ginn College of Engineering. Chairperson Sahlie stated that FlashTract's success marks the second time in recent months that a new venture accelerator startup company has garnered major investment attention, following Yellow Card's \$15 million in Series A financing in late 2021.

*President Pro Tempore* Dumas thanked the committee chairpersons and lead trustees for their reports. He then indicated that the committee meetings and trustee reports were complete.

**MINUTES OF A REGULAR MEETING OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, APRIL 22, 2022 AT 10:00 A.M.**

*President Pro Tempore* Dumas convened the regular meeting of the Board of Trustees on Friday, April 22, 2022 at 10:00 a.m. in the Legacy Ballroom of The Hotel at Auburn University and Dixon Conference Center.

After convening the regular meeting, *President Pro Tempore* Dumas reminded everyone that today was the last meeting for Mr. Rett Waggoner, the outgoing president of the Auburn University Student Government Association, and Mr. Keenan Carter, the outgoing president of the Auburn University at Montgomery Student Government Association, in their respective official capacities as ex officio board members. As previously indicated, Mr. Carter was absent from the meeting. Following the announcement, *President Pro Tempore* Dumas invited Mr. Rett Waggoner to deliver final remarks to the Board.

Mr. Rett Waggoner shared that “serving as the voice of the student body and a representative on the Board...has taught me some of the most important lessons I have learned. He thanked the board members for their “sacrificial and noble service to the university.” He said, “As a result of joining you at this table, I have learned the great lengths the Board goes to in order to make Auburn better.” He expressed that [serving as an ex officio board member], has been “a great pleasure to serve among a group of such selfless and impressive individuals.” Mr. Rett Waggoner concluded his remarks by thanking the Board for their steadfast support of and care for the student voice.

*President Pro Tempore* Dumas congratulated Mr. Rett Waggoner on an exemplary job and thanked him for his work during the past year, stating, “You have done an incredible job, Rett. The Board was especially impressed with your efforts on the Presidential Search Advisory Committee. You represented your peers exceptionally well. Please know we are proud of the work you have done and look forward to your future success.

Mr. Rett Waggoner then introduced Mr. Jake Haston, the incoming Auburn University Student Government Association President. *President Pro Tempore* Dumas welcomed Mr. Haston, sharing that the Board looks forward to working with him.

*President Pro Tempore* Dumas then asked General Counsel Hammer if there was any pending litigation that needed to be discussed in an executive session. 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. Wayne Smith. The motion was seconded by Mr. Sahlie, and the Board approved the motion by a voice vote. *President Pro Tempore* Dumas recessed the regular meeting of the Board of Trustees at 10:10 a.m.

**MINUTES OF A RECONVENED MEETING OF THE  
AUBURN UNIVERSITY BOARD OF TRUSTEES  
FRIDAY, APRIL 22, 2022 AT 10:55 A.M.**

*President Pro Tempore* Dumas reconvened the meeting of the Board of Trustees on Friday, April 22, 2022 at 10:55 a.m. in the Legacy Ballroom of The Hotel at Auburn University and Dixon Conference Center.

Before approving the respective meeting minutes, *President Pro Tempore* Dumas delivered remarks in honor of Mr. Milton Taff, a longtime supporter of Auburn University. *President Pro Tempore* Dumas highlighted Mr. Taff's many contributions to Auburn stating, "Mr. Taff was a man of outstanding character and service. He epitomized what it truly means to be an Auburn man." Following his comments, *President Pro Tempore* Dumas asked for a moment of silence to honor Mr. Taff's life and legacy.

*President Pro Tempore* Dumas then asked for a motion to adopt the minutes of the February 4, 2022 meeting. A motion was received from Mr. Rane. The motion was seconded by Mr. DeMaioribus, 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 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.

Following the approval of the minutes of the February 4, 2022 Board Meeting, *President Pro Tempore* Dumas asked for a motion to approve the resolution regarding the awarding of degrees for the Spring 2022 semester. A motion was received from Mr. Rane. The motion was seconded by Mr. Sahlie, and the resolution was approved by a voice vote.

The following resolution was approved:

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.

### **Property and Facilities Committee**

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

The following resolutions were approved in the consent agenda:



## 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 I); 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.

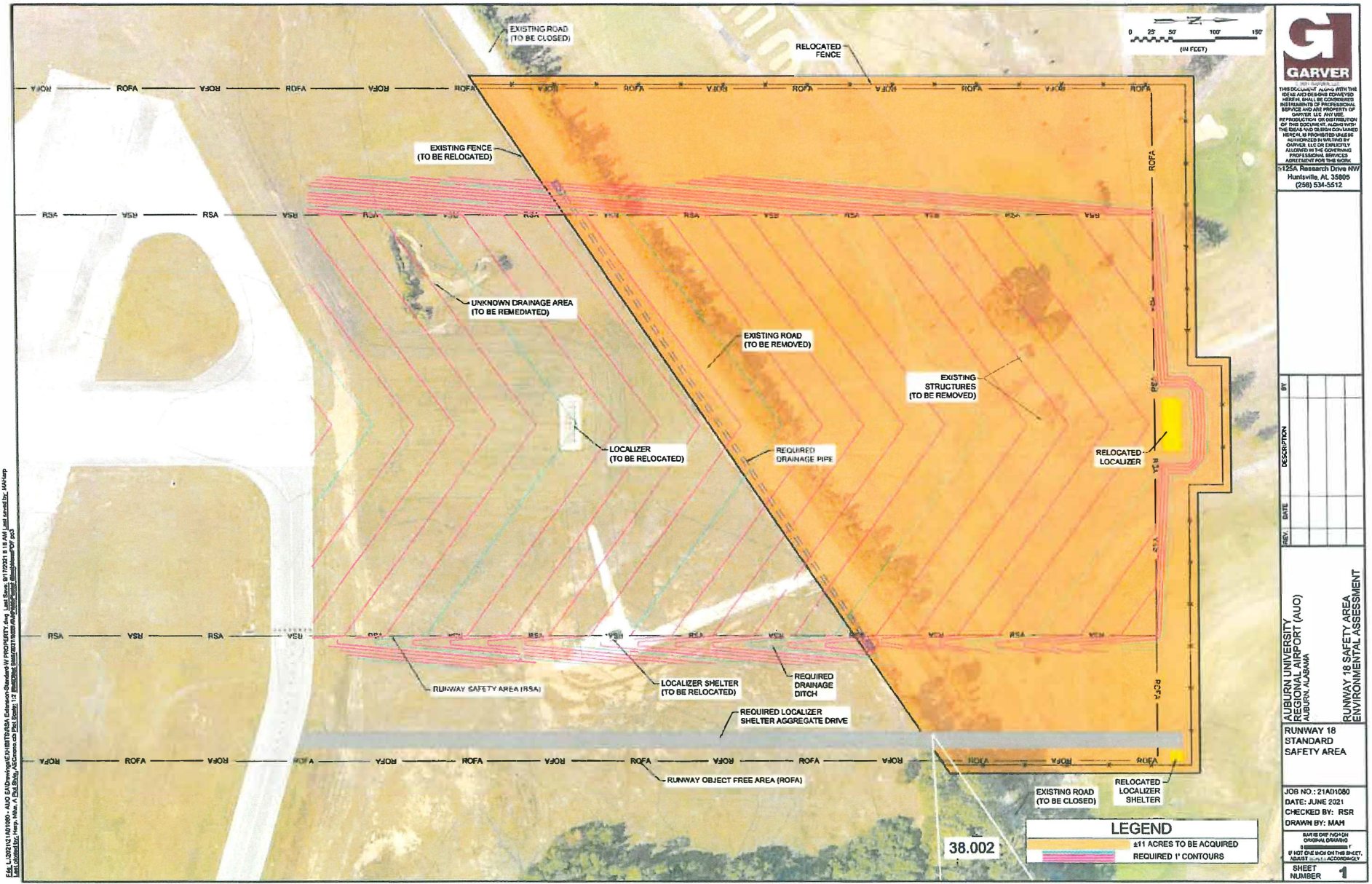
**EXHIBIT 1**

INDIAN PINES GOLF COURSE

[Attached]



# Exhibit 1



### **Academic Affairs Committee**

Chairperson Huntley indicated that the Academic Affairs Committee met earlier and discussed two action items. Chairperson Huntley moved for approval of the Academic Affairs Committee's two action items. The motion was seconded by Mr. Wayne Smith, and the resolutions were approved by a voice vote.

The following resolutions were approved:

## 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.

### **Finance Committee**

Chairperson Harbert indicated that the Finance Committee met earlier and discussed three action items. Chairperson Harbert moved for approval of the Finance Committee's three action items. The motion was seconded by Mr. Pratt, and the resolutions were approved by a voice vote.

The following resolutions were approved:

## 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 1

**AUBURN UNIVERSITY TUITION STRUCTURE  
PROPOSED FALL 2022**

	Fall 2021		Fall 2021		Fall 2022 <i>PROPOSED</i>		Fall 2022 <i>PROPOSED</i>	
<b>Tuition and Student Services Fee</b>	<b>RESIDENT</b>		<b>NON-RESIDENT</b>		<b>RESIDENT</b>		<b>NON-RESIDENT</b>	
Credit Hour Tuition - Undergraduate to 12 hours*	\$ 420.00		\$ 1,260.00		\$ 433.00		\$ 1,299.00	
Credit Hour Tuition - Graduate/Professional to 9 hours*	\$ 560.00		\$ 1,680.00		\$ 577.00		\$ 1,731.00	
Student Services Fee (all semesters)	\$ 873.00		\$ 873.00		\$ 892.00		\$ 892.00	
Student Services Fee - GRA/GTA (fall/spring)	\$ 715.00		\$ 715.00		\$ 734.00 <sup>1</sup>		\$ 734.00	
Student Services Fee - GRA/GTA (summer)					\$ 350.00		\$ 350.00	

**Non-Credit/Specialty Fees**

Auburn Abroad Fee	\$ 708.00		\$ 708.00		\$ 729.00 <sup>2</sup>		\$ 729.00	
Auditing Fee/Special Course Fee - Undergraduate per course	\$ 420.00		\$ 1,260.00		\$ 433.00 <sup>2</sup>		\$ 1,299.00	
Auditing Fee - Graduate/Professional per course	\$ 560.00		\$ 1,680.00		\$ 577.00 <sup>2</sup>		\$ 1,731.00	
Clearing for Graduation	\$ 450.00		\$ 450.00		\$ 450.00		\$ 450.00	
College of Veterinary Medicine Clinical Rotation Fee	\$ 708.00		\$ 708.00		\$ 729.00 <sup>2</sup>		\$ 729.00	
Continuous Enrollment Fee - Graduate	\$ 450.00		\$ 450.00		\$ 450.00		\$ 450.00	
International Student Fee	\$ 130.00		\$ 130.00		\$ 130.00		\$ 130.00	
Music Fee (full hour lessons)	\$ 246.00		\$ 246.00		\$ 246.00		\$ 246.00	
Music Fee (half-hour lessons)	\$ 163.00		\$ 163.00		\$ 163.00		\$ 163.00	

**Professional Fees, Program Fees, Differential Tuition\*\***

College of Architecture, Design, & Construction (per semester)	\$ 2,160.00		\$ 2,160.00		\$ 2,160.00		\$ 2,160.00	
College of Business FR/SO (per semester)	\$ 300.00		\$ 300.00		\$ 309.00 <sup>2</sup>		\$ 309.00	
College of Business FR/SO Summer (per semester)	\$ 100.00		\$ 100.00		\$ 103.00 <sup>2</sup>		\$ 103.00	
College of Business JR/SR (per semester)	\$ 600.00		\$ 600.00		\$ 618.00 <sup>2</sup>		\$ 618.00	
College of Business JR/SR Summer (per semester)	\$ 175.00		\$ 175.00		\$ 180.00 <sup>2</sup>		\$ 180.00	
College of Business Graduate - per credit hour	\$ 210.00		\$ 210.00		\$ 216.00 <sup>2</sup>		\$ 216.00	
College of Engineering FR (per semester)	\$ 431.00		\$ 431.00		\$ 444.00 <sup>2</sup>		\$ 444.00	
College of Engineering SO/JR/SR (per semester)	\$ 753.00		\$ 753.00		\$ 776.00 <sup>2</sup>		\$ 776.00	
College of Human Sciences - Interior Design (per semester)	\$ 2,091.00		\$ 2,091.00		\$ 2,154.00 <sup>2</sup>		\$ 2,154.00	
College of Human Sciences - Hospitality Management (per semester)					\$ 500.00 <sup>2</sup>		\$ 500.00	
College of Veterinary Medicine (per semester)	\$ 6,542.00		\$ 8,542.00		\$ 6,542.00		\$ 8,542.00	
Honors College (per semester)	\$ 250.00		\$ 250.00		\$ 250.00		\$ 250.00	
College of Nursing - per clinical credit hour	\$ 200.00		\$ 200.00		\$ 200.00		\$ 200.00	
College of Pharmacy (per semester)	\$ 5,283.00		\$ 5,283.00		\$ 5,283.00		\$ 5,283.00	

\* No additional charge for credit hours exceeding 12/9 hours

\*\* Professional fees, program fees, differential tuition in addition to regular credit hour tuition

<sup>1</sup> Includes the same components as the student services fee with the exception of the proration fee.<sup>2</sup> Indexed with the rate of the tuition increase for resident students.



EXHIBIT 1

AUBURN UNIVERSITY STUDENT SERVICES FEE  
PROPOSED FALL 2022

Student Services Fee

	21-22	22-23	Change
Special Building Fund	\$ 17.00	\$ 18.00 <sup>2</sup>	\$ 1.00
Student Activity	\$ 54.00	\$ 56.00 <sup>2</sup>	\$ 2.00
Mental Health	\$ 41.00	\$ 42.00 <sup>2</sup>	\$ 1.00
Student Swim Complex	\$ 14.00	\$ 14.00 <sup>2</sup>	\$ -
Student Center Bond	\$ 85.00	\$ 85.00	\$ -
Student Center Operation	\$ 9.00	\$ 9.00 <sup>2</sup>	\$ -
Transit Fee	\$ 176.00	\$ 181.00 <sup>2</sup>	\$ 5.00
Athletics Fee	\$ 101.00	\$ 104.00 <sup>2</sup>	\$ 3.00
Proration Fee	\$ 158.00	\$ 158.00	\$ -
Campus Rec & Wellness	\$ 218.00	\$ 225.00 <sup>2</sup>	\$ 7.00
Total	\$ 873.00	\$ 892.00	\$ 19.00

Student Services Fee - GRA/GTA

	21-22	22-23	Change
Special Building Fund	\$ 17.00	\$ 18.00 <sup>2</sup>	\$ 1.00
Student Activity	\$ 54.00	\$ 56.00 <sup>2</sup>	\$ 2.00
Mental Health	\$ 41.00	\$ 42.00 <sup>2</sup>	\$ 1.00
Student Swim Complex	\$ 14.00	\$ 14.00 <sup>2</sup>	\$ -
Student Center Bond	\$ 85.00	\$ 85.00	\$ -
Student Center Operation	\$ 9.00	\$ 9.00 <sup>2</sup>	\$ -
Transit Fee	\$ 176.00	\$ 181.00 <sup>2</sup>	\$ 5.00
Athletics Fee	\$ 101.00	\$ 104.00 <sup>2</sup>	\$ 3.00
Campus Rec & Wellness	\$ 218.00	\$ 225.00 <sup>2</sup>	\$ 7.00
Total	\$ 715.00	\$ 734.00	\$ 19.00

**EXHIBIT 2**

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

[Attached]

## EXHIBIT 2

### AUBURN UNIVERSITY AT MONTGOMERY TUITION STRUCTURE PROPOSED FALL 2022

	Fall 2021		Fall 2021		Fall 2022 <i>PROPOSED</i>		Fall 2022 <i>PROPOSED</i>	
<b>Tuition and Student Services Fee</b>	<b>RESIDENT</b>		<b>NON-RESIDENT</b>		<b>RESIDENT</b>		<b>NON-RESIDENT</b>	
Credit Hour Tuition - Undergraduate	\$	333.00	\$	748.00	\$	343.00	\$	770.00
Credit Hour Tuition - Graduate	\$	421.00	\$	947.00	\$	434.00	\$	975.00
Administrative Service Fee	\$	35.00	\$	35.00	\$	35.00	\$	35.00
Student Activity Fee	\$	170.00	\$	170.00	\$	170.00	\$	170.00
Student Health Fee	\$	25.00	\$	25.00	\$	25.00	\$	25.00
Technology Fee **	\$	10.00	\$	10.00	\$	10.00	\$	10.00
First-Time Student Orientation Fee	\$	125.00	\$	125.00	\$	125.00	\$	125.00
Athletic *	\$	7.00	\$	7.00	\$	7.00	\$	7.00

#### **Non-Credit/Specialty Fees/Professional Fees**

Biology Fees **	\$	8.00	\$	8.00	\$	8.00	\$	8.00
Clinical Laboratory Fees **	\$	8.00	\$	8.00	\$	8.00	\$	8.00
Fine Arts Fees **	\$	8.00	\$	8.00	\$	8.00	\$	8.00
Geographic Information Systems Fees **	\$	8.00	\$	8.00	\$	8.00	\$	8.00
Physical Science/Chemistry Fees **	\$	8.00	\$	8.00	\$	8.00	\$	8.00
Speech & Hearing Fees **	\$	8.00	\$	8.00	\$	8.00	\$	8.00
Nursing Clinical Fees (per clinical hour)	\$	200.00	\$	200.00	\$	200.00	\$	200.00
Hybrid Course Fee **	\$	20.00	\$	20.00	\$	20.00	\$	20.00
Online Course Fee **	\$	40.00	\$	40.00	\$	40.00	\$	40.00
University Affiliation Fee	\$	135.00	\$	135.00	\$	135.00	\$	135.00
Graduation Fee (Undergraduate)	\$	85.00	\$	85.00	\$	85.00	\$	85.00
Graduation Fee (Undergraduate)	\$	98.00	\$	98.00	\$	98.00	\$	98.00
Dept. of Communication Disorders Professional Fee	\$	200.00	\$	200.00	\$	200.00	\$	200.00
Dept. of Medical Laboratory Science Professional Fee	\$	200.00	\$	200.00	\$	200.00	\$	200.00
School of Nursing Graduate Professional Fee	\$	200.00	\$	200.00	\$	200.00	\$	200.00

\* First 12 hours undergraduate and 9 hours graduate

\*\* Fees are charged on a per credit hour basis

**EXHIBIT 3**

***FOR INFORMATION USE ONLY***

OTHER FEES AND CHARGES  
2022-2023 NEW TUITION/FEE/CHARGE REQUEST

[Attached]

\*for informational use only\*

EXHIBIT 3

**OTHER FEES & CHARGES**

**2022-2023 NEW TUITION/FEE/CHARGE REQUEST**

---

<b>College</b>	<b>Fee Name</b>	<b><u>Proposed</u></b>
College of Forestry & Wildlife Sciences	WILD 2400 Course Fee	\$150
College of Human Sciences	Hospitality Management Program Fee	\$500
College of Human Sciences	HOSP 2350 Course Fee	\$375
College of Human Sciences	HOSP 2400 Course Fee	\$500
College of Liberal Arts	SLHS 7500 Course Fee	\$127

## 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
160 Ross	Double	\$5,100	\$5,210
	Quad	\$4,880	\$4,980
191 College	Double	\$6,100	\$6,230
191 College	Quad	\$5,900	\$6,020
191 College	Quad w/double occupancy	\$4,880	\$4,980
Cambridge	Single	\$4,620	\$4,720
	Double	\$3,760	\$3,840
Hill	Single	\$3,990	\$4,070
	Double	\$3,180	\$3,250
Quad	Single	\$4,620	\$4,720
	Double	\$3,760	\$3,840
South Donahue	Single	\$6,160	\$6,290
	Double	\$6,050	\$6,180
	Quad	\$6,050	\$6,180
Village	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

## **Executive Committee**

Chairperson W. Smith indicated that the Executive Committee met earlier and discussed four action items, three of which were passed to the full Board for consideration (Executive Committee agenda items #1, #3, and #4). Chairperson W. Smith moved for approval of the Executive Committee's three action items (agenda items #1, #3, and #4). The motion was seconded by Mr. Pratt, and the resolutions were approved by a voice vote.

*Note: Executive Committee agenda item #2 "Approval of Revisions to Board Policy D-12: Construction of Statues, Monuments, and Other Items of Recognition" was tabled following a motion during the Executive Committee meeting.*

The following resolutions were approved:



## 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

### 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.

## RESOLUTION

### NAMING THE BATTING CAGES AT PLAINSMAN PARK AS THE ELIZABETH S. BLANKENSHIP BATTING CAGES

WHEREAS, Elizabeth S. Blankenship was born in Bessemer, Alabama, in 1919, and was a lifelong Auburn fan, attending many football, basketball, and baseball games; and

WHEREAS, Elizabeth was the proud mother and grandmother of four Auburn graduates, including her daughter Kathy, a 1968 graduate; her son Ken, a 1979 graduate; her grandson Donny, a 2008 graduate; and her grandson Devin, a 2010 graduate; and

WHEREAS, Elizabeth moved to Auburn in 1974 and became the fraternity house mother for Sigma Phi Epsilon, a position she held for 15 years; and

WHEREAS, Elizabeth worked part-time for Anders bookstore and performed volunteer work for her local Catholic church; and

WHEREAS, Elizabeth totally emersed herself in Auburn sports throughout her life before passing away in February 2011, at the age of 91; and

WHEREAS, Elizabeth's son Ken Blankenship is a member of the Tigers Unlimited Oaks Society and has made a generous gift to honor his mother in support of Auburn's baseball program.

NOW, THEREFORE, BE IT RESOLVED that the batting cages at Plainsman Park be named the Elizabeth S. Blankenship Batting Cages in honor of the Blankenship Family's generous support and ongoing dedication.

## RESOLUTION

### NAMING THE LEFT STAIRCASE ON THE OUTDOOR STAGE AT THE JAY AND SUSIE GOGUE PERFORMING ARTS CENTER AT AUBURN UNIVERSITY AS THE PARADICE FAMILY STAIRCASE

WHEREAS, David Paradise received a bachelor's degree in Information and Computer Science with honor and master's degree in Industrial Management from Georgia Institute of Technology, and a doctoral degree from Texas Tech University in Management Information Systems; and

WHEREAS, David is the Harbert Eminent Scholar in Information Systems and Business Analytics and Professor of Management Information Systems at the Harbert College of Business at Auburn University and serves on the Gogue Center Development Council; and

WHEREAS, Prior to joining Auburn in 2015, David was on the faculty at Florida State University and Texas A&M University, has served in various higher education administrative roles, and has authored or coauthored over 50 papers, book chapters, and books; and

WHEREAS, Cheri Paradise has a life-long deep love for music, dance, and the arts; and

WHEREAS, David and Cheri have a wonderful family that includes Dr. Jennifer Mauney and husband Matthew, and son Lieutenant Daniel Alden, USN and wife Geraldine; and

WHEREAS, David and Cheri believe the Gogue Center is an extraordinary asset that strengthens our community; improves quality of life; creates access to the arts for a wide range of people; and exposes children to the importance of art in their lives.

NOW, THEREFORE, BE IT RESOLVED that the Left Staircase on the Outdoor Stage at the Jay and Susie Gogue Performing Arts Center at Auburn University be named The Paradise Family Staircase in recognition of David and Cheri's generous support of Auburn University and the performing arts.

## RESOLUTION

### NAMING THE TECHNICAL GALLERIES ON THE OUTDOOR STAGE AT THE JAY AND SUSIE GOGUE PERFORMING ARTS CENTER AT AUBURN UNIVERSITY AS THE ROSEMARY AND JOEY PIERSON EAST AND WEST TECHNICAL GALLERIES

WHEREAS, Joey Pierson graduated in 1986 from Auburn University with a bachelor's degree in Business Administration with a concentration in Accounting;

WHEREAS, Upon graduating from Auburn, Joey joined Arthur Young (now Ernst & Young) as a staff accountant in the audit division where he spent almost 15 years practicing both audit and tax; and

WHEREAS, In 2001, Joey joined Tacala, LLC, the largest Taco Bell franchisee in the country, as Chief Financial Officer and in 2012 with the backing of a private equity firm, he and his management team purchased the company with Joey serving as Co-CEO and CFO of the company. To date, Tacala has over 330 Taco Bell locations in the Southeast and Texas; and

WHEREAS, Rosemary moved to Auburn in 1999 and spent 10 years supporting Auburn Athletics as a coach's wife. With a heart for helping others, she is a devoted community volunteer and supports many philanthropic causes in Auburn and across the state; and

WHEREAS, Joey and Rosemary married in October 2021. Joey has a daughter and son, Abby and Nathan. Rosemary has four daughters, Bently, Dillan, Sydney (deceased), and Lucy Gran; and

WHEREAS, This generous gift is to celebrate Rosemary's deep love for the performing arts and the extraordinary impact it has on Auburn students and the community.

NOW, THEREFORE, BE IT RESOLVED that the name Rosemary and Joey Pierson shall be placed on the East and West Technical Galleries on the Outdoor Stage at the Jay and Susie Gogue Performing Arts Center at Auburn University in recognition of their generous support of Auburn University and the performing arts.

## RESOLUTION

### NAMING THE MAIN ENTRANCE AT THE JAY AND SUSIE GOGUE PERFORMING ARTS CENTER AT AUBURN UNIVERSITY AS THE BAUMAN FAMILY ENTRANCE

WHEREAS, The Bauman Family Foundation was founded in 1997, and was originally named the Robert P. and Patricia J. Bauman Family Foundation; and

WHEREAS, The early mission of the foundation was to support institutions that held special meaning to its founders, Patsy and Bob Bauman, whose giving centered on education, health and wellness, arts and humanities, and local community and family; and

WHEREAS, Over the years, the foundation was renamed the Bauman Family Foundation and other areas of giving were added to its mission including sciences, learning disabilities and behavioral health, the environment, and human services; and

WHEREAS, Directors of the Bauman Family Foundation are Robert P. Bauman, Elizabeth H. Bauman, and John N. Bauman III, and each director allocates support to their own list of institutions; and

WHEREAS, John and Jennifer Bauman are the parents of Emma Hunt-Bauman, a 2022 graduate of Auburn University; and

WHEREAS, Since 2018, John and Jen have served on Auburn's Student Affairs Development Board and made generous contributions to support Wheelchair Basketball, Student Counseling Services, Student Media, and the Ever Auburn Scholarship; and

WHEREAS, John and Jen Bauman have made a generous gift to support the Gogue Performing Arts Center because of their deep commitment to serving others and their desire to make a lasting impact on the lives of Auburn students and the university.

NOW, THEREFORE, BE IT RESOLVED that the Main Entrance at the Jay and Susie Gogue Performing Arts Center at Auburn University be named The Bauman Family Entrance in recognition of John and Jen Bauman's generous support of Auburn and the performing arts.

## RESOLUTION

### NAMING A TEAM ROOM ON THE SECOND FLOOR OF HORTON-HARDGRAVE HALL AS THE A.P. MOLLER – MAERSK TEAM ROOM

WHEREAS, A.P. Moller - Maersk is an integrated container logistics company working to connect and simplify its customers' supply chains. As the global leader in shipping services, the company operates in 130 countries and employs approximately 95,000 people; and

WHEREAS, as a good corporate citizen, A.P. Moller - Maersk's understands the importance of education in building stronger communities and establishing the next generation workforce; and

WHEREAS, A.P. Moller - Maersk partners with many educational institutions across the country through financial support and employee involvement, assisting schools and universities at all educational levels to provide quality education; and

WHEREAS, the company also shows its support through their continued participation in the Harbert College of Business Career Fairs and by hiring our students for internships and career opportunities after graduation; and

WHEREAS, A.P. Moller - Maersk also established the A.P. Moller - Maersk Endowed Scholarship in the Raymond J. Harbert College of Business in support of Supply Chain students; and

WHEREAS, A.P. Moller - Maersk is passionate about the direction of the Harbert College and the Supply Chain Program and are committed to its continued progress.

NOW, THEREFORE, BE IT RESOLVED that a team room on the second floor of Horton-Hardgrave Hall be named the A.P. Moller – Maersk Team Room in honor of A.P. Moller - Maersk's generous support and ongoing dedication.

## RESOLUTION

### NAMING AN OFFICE ON THE FOURTH FLOOR OF HORTON-HARDGRAVE HALL AS THE SANJAY PATEL OFFICE IN HONOR OF JOE COLLAZO

WHEREAS, Dr. Sanjay Patel earned his MD from Medical College Baroda, Maharaja Sayajirao University of Baroda Medical School in 1991. Dr. Patel is a Neonatal-Perinatal Medicine Specialist in Odessa, TX; and

WHEREAS, Dr. Patel and his wife Hatel Sanjay Patel's commitment to the Harbert College and Auburn University is evident through this gift made in honor of Dr. Joe Collazo; and

WHEREAS, Dr. and Mrs. Patel are passionate about the direction of the Harbert College and the Graduate Executive Programs and are committed to the continued progress; and

WHEREAS, Dr. and Mrs. Patel are naming this room in honor of Joe Collazo who currently serves as the Assistant Director of the Harbert College Graduate Executive Programs.

NOW, THEREFORE, BE IT RESOLVED that an office on the fourth floor of Horton-Hardgrave Hall be named the Sanjay Patel Office in honor of Joe Collazo and in recognition of Dr. and Mrs. Patel's generous support and ongoing dedication.



## RESOLUTION

### NAMING A ROOM ON THE SECOND FLOOR OF HORTON-HARDGRAVE HALL AS THE MICHAEL ROBINSON ROOM

WHEREAS, Mr. Kurt Ewing O'Brien earned his bachelor's degree in business from Indiana University in 1989 and his Master of Real Estate Development degree through the Harbert College of Business in 2014; and

WHEREAS, Mr. O'Brien's commitment to the Harbert College and Auburn University is evident through his service on the Master of Real Estate Development Advisory Board; and

WHEREAS, Kurt also established the Michael Robinson Endowed Fund for Excellence in the Harbert College of Business in honor of Michael Robinson; and

WHEREAS, Kurt is passionate about the direction of the Harbert College and the Master of Real Estate Development Program and is committed to the continued progress; and

WHEREAS, Kurt is naming this room in honor of Michael Robinson who is one of the founding directors of the Master of Real Estate Development Program and a professor in the College of Architecture, Design and Construction at Auburn.

NOW, THEREFORE, BE IT RESOLVED that a team room on the second floor of Horton-Hardgrave Hall be named the Michael Robinson Room in honor of Michael Robinson and in recognition of Kurt O'Brien's generous support and ongoing dedication.

## RESOLUTION

### NAMING AN INTERVIEW ROOM IN THE TONY AND LIBBA RANE CULINARY SCIENCE CENTER AS THE SALLY AND JIM HILL INTERVIEW ROOM

WHEREAS, the Auburn University Hospitality Management Program is held in high acclaim regionally, nationally and internationally and has increasing demand for graduates; and

WHEREAS, such acclaim and increasing interest in the program and the study options of Culinary Science, Hotel and Restaurant Management, and Event Management has necessitated the construction of a facility to provide state-of-the-art learning for students; and

WHEREAS, Auburn University and the College of Human Sciences has initiated a campaign to construct such a facility; and

WHEREAS, Sally Jones Hill, a 1963 graduate of the Auburn University College of Liberal Arts; and James Madison Hill, a 1964 graduate of the Auburn University College of Veterinary Medicine; and

WHEREAS, Sally and Jim are renown for being owners, and Jim veterinarian, of Seattle Slew the 1977 winner of the Triple Crown; and

WHEREAS, Sally is a member of the College of Human Sciences Dean's Advisory Board, and President Emerita of the Women's Philanthropy Board; and

WHEREAS, the Tony and Libba Rane Culinary Science Center combines Sally and Jim's passion for helping students with their desire to give back to Auburn University.

NOW, THEREFORE, BE IT RESOLVED that an Interview Room in the Tony and Libba Rane Culinary Science Center be named the Sally and Jim Hill Interview Room in honor of Sally and Jim Hill's generous support and ongoing dedication to Auburn University.

## RESOLUTION

### NAMING EXTERIOR COLUMN #12 AT THE TONY AND LIBBA RANE CULINARY SCIENCE CENTER AS THE CARY AND PICK FAMILIES COLUMN

WHEREAS, the Auburn University Hospitality Management Program is held in high acclaim regionally, nationally and internationally and has increasing demand for graduates; and

WHEREAS, such acclaim and interest in the program and the study options of Culinary Science, Hotel and Restaurant Management, and Event Management has necessitated the construction of a state-of-the-art learning facility for students; and

WHEREAS, the Cary and Pick Families have a long history in Auburn owning and developing properties since the late 1900's; and

WHEREAS, Frances Pick Dillard and her son, Charles Pick, have each been engaged with service to numerous organizations at Auburn University; and

WHEREAS, the Cary and Pick Families have a long history of philanthropic support for numerous colleges, organizations and programs at Auburn University, including gifting of the historic Halliday Cary Pick House leading to the establishment of The Cary Center for the Advancement of Philanthropy and Non-Profit Studies in the College of Human Sciences; and

WHEREAS, the Cary and Pick Families have committed support to the Tony and Libba Rane Culinary Science Center for all that it will offer Auburn University students, alumni, friends, the surrounding community, and beyond.

NOW, THEREFORE, BE IT RESOLVED that exterior column #12 at the Tony and Libba Rane Culinary Science Center be named the Cary and Pick Families Column in honor of the Cary and Pick families' generous support and ongoing dedication to Auburn University.

## RESOLUTION

### NAMING THE LIBRARY AND SIXTH FLOOR LOBBY IN THE TONY AND LIBBA RANE CULINARY SCIENCE CENTER AS THE RANE FAMILY LIBRARY AND SIXTH FLOOR LOBBY

WHEREAS, the Auburn University Hospitality Management Program is held in high acclaim regionally, nationally and internationally and has increasing demand for graduates; and

WHEREAS, such acclaim and interest in the program and the study options of Culinary Science, Hotel and Restaurant Management, and Event Management has necessitated the construction of a state-of-the-art learning facility for students; and

WHEREAS, James William Rane, Sr., a 1968 graduate of the Raymond J. Harbert College of Business with a Bachelor of Science degree in Business Administration and also earned a Doctor of Law degree from Samford University; and

WHEREAS, Mr. Rane, a current member of the Auburn University Board of Trustees, led successful careers as a private practice attorney, Judge, Henry County, Alabama and founded Great Southern Wood Preserving, Inc. in 1970, continuing to serve as President and CEO; and

WHEREAS, James William Rane, Sr., made the lead gift to Auburn University in memory of his parents, Tony and Libba Rane, to initiate construction of the Tony and Libba Rane Culinary Science Center, and continues to support the project.

NOW, THEREFORE, BE IT RESOLVED that the library and sixth floor lobby in the Tony and Libba Rane Culinary Science Center be named the Rane Family Library and Sixth Floor Lobby in honor of James William Rane, Sr.'s generous support and ongoing dedication to Auburn University.

## RESOLUTION

### NAMING THE DIRECTOR OF BREWING SCIENCE AND OPERATIONS OFFICE IN THE TONY AND LIBBA RANE CULINARY SCIENCE CENTER AS THE ANTHONY TORBERT DIRECTOR OF BREWING SCIENCE AND OPERATIONS OFFICE

WHEREAS, the Auburn University Hospitality Management Program is held in high acclaim regionally, nationally and internationally and has increasing demand for graduates; and

WHEREAS, such acclaim and interest in the program and the study options of Culinary Science, Hotel and Restaurant Management, and Event Management has necessitated the construction of a state-of-the-art learning facility; and

WHEREAS, Anthony Torbert is a 1990 graduate of the Raymond J. Harbert College of Business with a Bachelor of Science degree in Accountancy; and

WHEREAS, Anthony remains actively engaged with his alma mater through the Atlanta Auburn Club having held the offices of treasurer and president;

WHEREAS, Anthony has philanthropically supported Auburn University impacting areas that include: the Auburn Alumni Association, Atlanta Auburn Club, Raymond J. Harbert College of Business, Auburn Athletics and the Auburn Band; and

WHEREAS, Anthony committed to support the Tony and Libba Rane Culinary Science Center for the impact it will have on Auburn University students, alumni, friends, the surrounding community, and beyond.

NOW, THEREFORE, BE IT RESOLVED that the Director of Brewing Science and Operations Office at the Tony and Libba Rane Culinary Science Center be named the Anthony Torbert Director of Brewing Science and Operations Office in honor of Anthony Torbert's generous support and ongoing dedication to Auburn University.

Following the conclusion of the committee reports and the approval of action items, *President Pro Tempore* Dumas delivered remarks recognizing and honoring Dr. Gogue's service as university president.

*President Pro Tempore* Dumas stated,

"Of course, all of you know this, but this is not Dr. Gogue's first term as president. After a notable and impressive 10-year presidency, Jay retired in 2017. However, at the Board's request, he returned to his former position of which he is currently serving.

Not even a full year into his second term, the university faced the many challenges presented by the pandemic. The Auburn Family needed strong and decisive—yet calm and reassuring—leadership and guidance, and that's exactly what Jay gave us.

The numerous accomplishments of Dr. Gogue during the pandemic are merely the beginning of a litany of Jay's incredible work...Jay was instrumental in the early days of Auburn's achievement of receiving its status as an R1 institution. Many are familiar with the rigor required to earn this high honor, and it would not have happened without the role Jay played in this process.

Also under his prowess, Auburn reached its highest number of admissions applications, more than 52,000. This feat has promised to create the most qualified and capable freshman class in the history of the university.

Most of all, he continuously serves as a living example of what it means to live the Auburn Creed. Not many people would return from retirement, but in a time of great need, Jay faithfully, graciously, and gracefully served Auburn.

I could truly go on for hours detailing every way Jay has served Auburn's students, faculty, staff, alumni, supporters, and community.

Words simply aren't enough. Jay, you have changed Auburn University for the better and we are forever indebted to you for your many years of service.

We also want to express our deepest thanks to Susie for her wonderful Southern hospitality, coupled with her sincere love for Auburn. Susie, you have truly made an impact on the entire Auburn Family.

Both you represented and served Auburn exceptionally well. We are excited for both of you as you re-enter retirement and wish you the happiest time together.

I know I speak for everyone when I say that you both will be missed."

Following *President Pro Tempore* Dumas' remarks, numerous board members shared similar sentiments, thanking Dr. Gogue for his outstanding leadership and guidance during his time as president.

Dr. Gogue then shared his own remarks. He thanked the Board for their confidence, steadfast support, and assistance over the years. He concluded his remarks by stating that it was an honor and privilege to serve Auburn University in this capacity.

*President Pro Tempore* Dumas then indicated that with there being no further items for review, the meeting was recessed at 11:30 a.m.

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Jon G. Waggoner", written over a horizontal line.

Jon G. Waggoner  
Secretary to the Board of Trustees