



LOCAL ADVISORY BOARD
MEETING

April 16, 2019

Executive Conference Room



Chief Executive Officer

UNM Gallup Local Advisory Board Meeting
Room GH1216 --- 705 Gurley Avenue
April 16, 2019 --- 1:00 PM
Gallup, NM 87301

Agenda

- I Call to Order, Confirmation of a Quorum, Adoption of the Agenda – Local Advisory Board Chair Ralph Richards
- II Vote to Approve Minutes: March 19, 2019 Regular Meeting – Ralph Richards
- III Certification that matters described in the Work Session Agenda were discussed, and if necessary, final action on the matters discussed that are required to be taken in Open Session of the Local Board meeting..
- IV Public Comment Related to Items on the Agenda (limit 3 min. per speaker)
All speakers must sign in with the Recording Secretary
- V Comments from Local Advisory Board Members
- VI CEO Report - James Malm
 - a. UNM Gallup Campus Summary of Current and Plant Funds Report: 2019 Period 9
 - b. Fiscal Year 2019 Endowment Spending Distribution Reports
- VII New Business
- VIII Old Business
 - a. Vote and discuss a letter of support from all the Branch Campus' Board Presidents to Board of Regents President Brown, President Stokes and Interim Provost Wood.
- IX Public Comments Not Related to Items on the Agenda (limit 3 min. per speaker)
All speakers must sign in with the Recording Secretary
- X Adjourn

Dates to Remember

- May 1 UNM Gallup Seventh Annual Scholarship Awards Ceremony --
Gurley Hall Commons from 2:00 PM to 4:00 PM
- May 10 Spring Commencement - Angelo Di Paulo Public School Stadium at 6:00 PM
- May 21 UNMG Local Board Meeting in GH1216 at 1pm
- May 27 Memorial Day - UNMG Closed
- June 18 UNMG Local Board Meeting in GH1216 at 1pm

If you are an individual with a disability who is in need of a reader, amplifier, qualified language interpreter, or any other form of auxiliary aid or service to attend or participate in the meeting, please contact the Chief Executive Office (505-863-7501) as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Chief Executive Office if a summary or other type of accessible format is needed.

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UNM GALLUP LOCAL ADVISORY BOARD MINUTES

Tuesday, March 19, 2019
Executive Conference Room 1216

1:00 PM
Gallup, NM 87301

UNM GALLUP LOCAL BOARD

Table with 2 columns: Name and Initials. Rows include Teri Garcia (A), Olin Kieyoomia (A), Gerald O'Hara (P), Ralph Richards (P), Priscilla Smith (P).

UNM-GALLUP STAFF AND GUESTS:

Table with 2 columns: Name and Title. Rows include James Malm (CEO), Dan Primozic (Dean of Instruction), Robert Griego (Director Business Operations), Marilee Petranovich (Sr. Public Relations Specialist), Brittany Babycos (Sr. Institutional Researcher), Jerry Dominguez (UNM Branch Campus Liaison), Rayel Holyan (UNMG Student), Shawna Yellowhair (UNMG Student), Rob Hunter (MCHS CEO), Christy Butler (Executive Assistant).

AGENDA ITEM I - Call to Order, Confirmation of Quorum, Adoption of Agenda

Chair Ralph Richards called the March 19, 2019 regular meeting of the UNM-Gallup Local Advisory Board to order at 1:03 PM with roll call. A quorum was present.

Motion was made by Priscilla Smith to approve the UNM Gallup Local Advisory Board Agenda as presented. Motion was seconded by Gerald O'Hara and approved by unanimous roll call vote at 1:03 PM.

AGENDA ITEM II – Approval of Minutes

Motion made by Priscilla Smith to approve the November 20, 2018 Board Regular meeting minutes as presented, seconded by Gerald O'Hara. Motion approved by unanimous roll call vote at 1:03 PM.

Motion made by Priscilla Smith to approve the January 8, 2019 Board Regular meeting minutes with correction for Item IX reporting of the vote. Priscilla Smith opposed the use of funds for the Physical Plant, seconded by Gerald O'Hara. Motion approved by unanimous roll call vote at 1:03 PM.

AGENDA ITEM III – Public Comment Related to Items on the Agenda (limit 3 min)

None

AGENDA ITEM IV –Comment from Local Board Members

The Board asked about the high school recruiting schedule and the scholarship process so they can understand the process. James Malm said that we could bring in experts from the UNM Foundation to explain everything about the endowment scholarships and how they work. This information will be addressed at the April meeting.

Report was given by Ralph Richards and Gerald O'Hara on the UNM Day and Gallup McKinley Day at the legislature. Both members felt it was a successful endeavor for advocating the campus. We had very good meeting with Secretary Kate O'Neill regarding the Operating Agreement. She agreed that all the community college CEO/Executive Director should be titled as President. We should send a letter to Secretary O'Neill from all the UNM Local Advisory Boards giving support for the title change. The Governor's Round Table went very well. Ralph spoke on the funding formula.

AGENDA ITEM V–Chief Executive Officer's Report – James Malm spoke on the duties and responsibilities of the Local Advisory Board one of which is to approve the annual budget for the Gallup campus to be sent to the Board of Regents for final approval. We will have no tuition and fees increase for this budget. He then turned the budget over to Robert Griego to address the budget.

AGENDA ITEM VI – Vote & Discussion on Presentation FY 2019-2020 UNMG Budget – Ralph Richards.

Robert Griego spoke on the FY 2019-2020 Budget and responded to the Board questions. After discussion, motion made by Gerald O'Hara to approve the UNMG Budget FY 2019-2020 as presented seconded by Priscilla Smith. Motion approved by unanimous roll call vote at 2:07 PM.

AGENDA ITEM VII – New Business

- a. Work Session on April 16 10:00 AM – 12:00 PM to discuss endowments and scholarships with UNM Foundation. Investment & Policy Report to be explained so the Board understands the report.

- b. Agenda Item for next local Advisory Board meeting regarding changing the title of the CEO to President. Letter of support from all the Branch Campus' Board Presidents in support of the title change.

AGENDA ITEM VIII –Old Business

None

AGENDA ITEM IX – Public Comments Not Related to Items on the Agenda (limit 3 min. per speaker

None

AGENDA ITEM X – Adjourn

Priscilla Smith made motion to adjourn, seconded by Gerald O'Hara and passed by unanimous roll call vote at 2:31 PM.

Ralph Richards, Chair

Christy Butler, Executive Assistant
Board Recording Secretary

Priscilla Smith, Secretary

**Exhibit 1 - UNM GALLUP Campus
Summary of Current and Plant Funds**

		Original		Revised		Actuals 2019	
		Budget 2019		Budget 2019		PERIOD 09	
		PERIOD 09		PERIOD 09		PERIOD 09	
		Unrestricted	Restricted	Unrestricted	Restricted	Unrestricted	Restricted
Revenues	Instruction and General	14,772,351	742,610	14,807,811	742,610	11,424,052.07	.00
	Student Social and Cultural Ex 15	79,120	0	79,120	2,800	71,723.00	.00
	Research Ex 16	0	0	0	0	.00	.00
	Public Service Ex 17	12,773	1,008,620	17,773	1,008,620	37,775.00	.00
	Student Aid Ex 19	0	0	0	0	14,642.04	.00
	Auxiliaries Ex 20	1,224,626	0	1,224,626	0	765,700.51	.00
Subtotal Current Funds		16,088,870	1,751,230	16,129,330	1,754,030	12,313,892.62	.00
TOTAL Revenues		16,088,870	1,751,230	16,129,330	1,754,030	12,313,892.62	.00
Beginning Balance	Instruction and General	4,344,561	0	0	0	6,197,830.94	.00
	Student Social and Cultural Ex 15	38,142	0	0	0	64,423.95	.00
	Public Service Ex 17	306,979	0	0	0	318,444.51	.00
	Internal Services Ex 18	11,630	0	0	0	3,640.21	.00
	Student Aid Ex 19	185,543	0	0	0	276,587.23	.00
	Auxiliaries Ex 20	201,945	0	0	0	169,928.90	.00
Subtotal Current Funds		5,088,800	0	0	0	7,030,855.74	.00
TOTAL Beginning Balance		5,088,800	0	0	0	7,030,855.74	.00
Total Available	Instruction and General	19,116,912	742,610	14,807,811	742,610	17,621,883.01	.00
	Student Social and Cultural Ex 15	117,262	0	79,120	2,800	136,146.95	.00
	Research Ex 16	0	0	0	0	.00	.00
	Public Service Ex 17	319,752	1,008,620	17,773	1,008,620	356,219.51	.00
	Internal Services Ex 18	11,630	0	0	0	3,640.21	.00
	Student Aid Ex 19	185,543	0	0	0	291,229.27	.00
	Auxiliaries Ex 20	1,426,571	0	1,224,626	0	935,629.41	.00
Subtotal Current Funds		21,177,670	1,751,230	16,129,330	1,754,030	19,344,748.36	.00
TOTAL Total Available		21,177,670	1,751,230	16,129,330	1,754,030	19,344,748.36	.00

**Exhibit 1 - UNM GALLUP Campus
Summary of Current and Plant Funds**

		Original		Revised		Actuals 2019	
		Budget 2019		Budget 2019		PERIOD 09	
		PERIOD 09		PERIOD 09		PERIOD 09	
		Unrestricted	Restricted	Unrestricted	Restricted	Unrestricted	Restricted
Expenditures	Instruction and General	14,149,016	742,610	14,172,115	742,610	9,642,218.32	.00
	Student Social and Cultural Ex 15	79,120	0	79,120	2,800	14,419.75	.00
	Research Ex 16	0	0	0	0	.00	.00
	Public Service Ex 17	12,773	1,008,620	17,773	1,008,620	33,211.22	.00
	Internal Services Ex 18	0	0	0	0	4,852.16	.00
	Student Aid Ex 19	100,000	0	100,000	0	73,281.00	.00
	Auxiliaries Ex 20	1,184,626	0	1,184,626	0	885,085.05	.00
Subtotal Current Funds		15,525,535	1,751,230	15,553,634	1,754,030	10,653,067.50	.00
TOTAL Expenditures		15,525,535	1,751,230	15,553,634	1,754,030	10,653,067.50	.00
Transfers	Instruction and General	(623,335)	0	(1,270,696)	0	(1,310,696.34)	.00
	Student Aid Ex 19	100,000	0	100,000	0	101,924.59	.00
	Auxiliaries Ex 20	(40,000)	0	(40,000)	0	.00	.00
Subtotal Current Funds		(563,335)	0	(1,210,696)	0	(1,208,771.75)	.00
TOTAL Transfers		(563,335)	0	(1,210,696)	0	(1,208,771.75)	.00
Ending Balance	Instruction and General	4,344,561	0	(635,000)	0	6,668,968.35	.00
	Student Social and Cultural Ex 15	38,142	0	0	0	121,727.20	.00
	Research Ex 16	0	0	0	0	.00	.00
	Public Service Ex 17	306,979	0	0	0	323,008.29	.00
	Internal Services Ex 18	11,630	0	0	0	(1,211.95)	.00
	Student Aid Ex 19	185,543	0	0	0	319,872.86	.00
	Auxiliaries Ex 20	201,945	0	0	0	50,544.36	.00
Subtotal Current Funds		5,088,800	0	(635,000)	0	7,482,909.11	.00
TOTAL Ending Balance		5,088,800	0	(635,000)	0	7,482,909.11	.00
Total Expenditures, Transfers and Balances		21,177,670	1,751,230	16,129,330	1,754,030	19,344,748.36	.00

Gallup Branch
Administered by the Director's Office

Endowment Name	Purpose	UNMF Account	Principal Index	Spending Index	Fair Market Value 7/1/2018	Additions (Withdrawals)	Net Investment Earnings (Loss)	Spending Distribution	Fair Market Value 9/30/2018
Allen and Leone Rollie Scholarship Fund	Scholarship	607370	751010	162023	142,478.35	0.00	2,691.65	(1,252.95)	143,917.05
Basilio DiGregorio Memorial Endowment for Entrepreneurship	Scholarship	605290	751011	751012	117,434.71	0.00	2,218.53	(1,032.72)	118,620.52
Charles Vidal Endowed Scholarship	Scholarship	605840	751004	162015	42,635.13	0.00	805.45	(374.93)	43,065.65
Desbah Largo Scholarship at the Gallup Branch	Scholarship	601510	751001	162028	28,068.15	0.00	530.25	(246.83)	28,351.57
Fred R. Tamony Endowment	Scholarship	607980	751013	751014	119,467.53	0.00	2,256.93	(1,050.60)	120,673.86
Gallup Branch Nursing Scholarship	Scholarship	630960	751005	162030	5,463.00	0.00	103.21	(48.04)	5,518.17
Mary Ann Zollinger Fund	Scholarship	630950	751000	162029	33,081.07	0.00	624.96	(290.92)	33,415.11
Myrtle Loughridge Memorial Scholarship	Scholarship	600170	751006	162027	40,954.49	0.00	773.70	(360.15)	41,368.04
United Indian Traders Association Fund	Scholarship	604440	751007	162014	53,641.78	0.00	1,013.37	(471.73)	54,183.42
UNM Gallup Entrepreneurial Professorship - Match	Faculty Support	632320	152003	152004	34,406.92	0.00	650.00	(302.57)	34,754.35
UNM-Gallup Entrepreneurial Professorship	Faculty Support	609590	152002	152004	10,322.15	0.00	195.00	(90.77)	10,426.38
Administered by the Director's Office Total :					627,953.28	0.00	11,863.05	(5,522.21)	634,294.12
Gallup Branch Total :					627,953.28	0.00	11,863.05	(5,522.21)	634,294.12

**Your endowment is shared with other schools/colleges or programs.

April 16, 2019

VIA EMAIL

Roxanna Yazzie
President, Gallup Lions Club
Roxana.Yazzie@bankofcolorado.com

Re: Lions Club House Located on UNM-Gallup Property

Dear Ms. Yazzie:

This letter is in response to your letters dated earlier this year and subsequent emails on the subject of the Lions Club House located on property belonging to the Regents of the University of New Mexico (“UNM”). I am a lawyer. If you or the Lions Club of Gallup are represented by legal counsel, please forward this letter to him or her.

Your correspondence addresses two main issues: 1) the Lions Club’s request that UNM return a \$15,000 donation intended for the renovation of the Club House; and, 2) the Lions Club’s assertion that, by planning to demolish the Club House, UNM has violated the terms of the grant of the property on which the Club House is located, causing title of the property to revert to the Lions Club. With regard to the first issue, UNM is ready and willing to return the donation. However, UNM’s position as to the second issue is that demolishing the Club House does not violate any of the conditions in the conveyance.

As a preliminary matter, the warranty deed conveying the property to UNM covers only real estate—not any improvements on that real estate. Therefore, the Club House is immaterial to the conveyance. In fact, the conveyance contemplates the possibility that UNM may demolish the Club House and expressly provides that, in this event, UNM may relocate the commemorative plaques currently in installed in the building.

You are correct that the conveyance is conditioned on UNM’s use of the property for campus purposes. However, you are incorrect that UNM’s plan to demolish the Club House constitutes abandonment of the property or a failure to use the property for campus purposes.¹ UNM intends to continue to use the property as part of its campus.

Unfortunately, remodeling the Club House is not an economically viable option. Various assessments and studies of the building report that, in order to abate the various contaminants present in the building and retrofit the facility to comply with federal and state accessibility laws would cost tens of thousands, if not hundreds of thousands, of dollars. Therefore, although UNM would prefer to maintain the building, it cannot.

¹ *Merriam-Webster* defines “campus” as “the grounds and buildings of a university, college, or school.” *Merriam-Webster On Line*, available at: <https://www.merriam-webster.com/dictionary/campus> (emphasis added).

Please let me or James Malm, CEO, UNM-Gallup, know if the Lions Club of Gallup will agree to rescind its demand for return of title to the parcel of land conveyed to UNM by the warranty deed dated July 1, 1969. Please also let us know the most convenient method to return the Lions Club's donation discussed above.

Very truly yours,

OFFICE OF UNIVERSITY COUNSEL

By:

PATRICK J. HART
Associate University Counsel