



SOUTHERN UNIVERSITY SYSTEM **BOARD OF SUPERVISORS**

MEETING

9 a.m.

Friday, October 26, 2018

2nd Floor

J.S. Clark Administration Building
Southern University and A&M College
Baton Rouge, Louisiana

Board of Supervisors

SOUTHERN UNIVERSITY BOARD OF SUPERVISORS

(Following the Personnel Affairs Committee)

Friday, October 26, 2018

Southern University Board of Supervisors Meeting

Board of Supervisors' Meeting Room

J. S. Clark Administration Building, 2nd Floor

Baton Rouge, LA

AGENDA

1. Call to Order
2. Roll Call
3. Adoption of the Agenda
4. Public Comments
5. Special Presentations/ Recognition
 - A. Above and Beyond Award
6. Action Item(s)
 - A. Approval of Minutes-September 21, 2018 Meeting of the Southern University Board of Supervisors
 - B. Approval of Committee Reports and Recommendations
 - C. Request Approval of Memorandum of Understanding Between the Southern University Law Center and the Chitimacha Tribe of Louisiana (SULC)
 - D. Request Approval of Memorandum of Understanding between the Southern University Law Center and the Governor's Office of Indian Affairs (SULC)
 - E. Request Approval of Proposed Memorandum of Understanding Between the Southern University Law Center and the Federation of Southern Cooperatives (SULC)
 - F. Request Approval of Memorandum of Understanding between the Southern University System and SU Foundation Enterprise partners for the purpose of developing, operating and managing two programs: (1) the SU Center for Corporate Strategy Solutions (SUCCESS) a Center of Excellence in Cyber Security Training and Certification and; (2) the SU Center for Corporate Strategy Solutions (SUCCESS) a Center of Excellence for Federal Procurement Services
 - G. Request Approval of Grant/Contract with East Baton Rouge Parish Office of the Public Defender (SULC)
 - H. Resolutions
7. Informational Item(s)
 - A. System President's Report
 - B. Campus Reports
8. Other Business
9. Adjournment

Southern University and A&M College System
BOARD OF SUPERVISORS MEETING
2nd Floor, J.S. Clark Administration Building
Baton Rouge, LA
9:00 a.m.
Friday, September 21, 2018
Minutes

The meeting of the Southern University Board of Supervisors was called to order by Board Chair Mrs. Ann A. Smith. The invocation was given by Rev. Joe Gant.

PRESENT

Mrs. Ann A. Smith, Mr. John Barthelemy, Atty. Tony Clayton, Dr. Leroy Davis, Mr. Raymond Fondel, Dr. Curman Gaines, Rev. Joe R. Gant, Mr. Richard Hilliard, Ms. Xavieria Jeffers, Atty. Patrick Magee, Atty. Domoine Rutledge, Dr. Leon R. Tarver II, and Dr. Rani Whitfield

ABSENT

Mr. Mike Small, Rev. Donald R. Henry and Rev. Samuel Tolbert

UNIVERSITY PERSONNEL ATTENDING

System President Ray Belton, Chief of Staff Katara Williams, Executive Vice President/Executive Vice Chancellor James Ammons, Vice President for Finance and Business Affairs Flandus McClinton, Vice President for Strategic Planning, Policy and Institutional Effectiveness Vladimir Appeaning, Vice President for External Affairs Robyn Merrick, Dr. David Adegboye, (SUNO), Dr. Bobby Phills (SUAREC), Dr. Rodney Ellis (SUSLA), and Atty. John Pierre (SULC).

BOARD COUNSEL

Attys. Winston DeCuir, Jr., and Deidre Robert

ACADEMIC AFFAIRS COMMITTEE
Friday, September 21, 2018
Southern University Board of Supervisors' Meeting
2nd Floor, J.S. Clark Administration Building
Baton Rouge, LA
Minutes

Board Chair Mrs. Ann A. Smith announce the convening of the Academic Affairs Committee. Academic Affairs Committee Chair Dr. Curman Gaines called the committee meeting to order.

Present: Dr. Curman Gaines, Mr. John Barthelemy, Rev. Joe R. Gant, Dr. Leon R. Tarver, Dr. Leroy Davis, Ms. Xavieria Jeffers, Atty. Tony Clayton and Mrs. Ann A. Smith

Absent:

AGENDA ITEM 5: ADOPTION OF THE AGENDA

Upon the motion by Rev. Joe Gant and seconded by Mr. John Barthelemy the agenda was recommended for adoption.

Motion passed

AGENDA ITEMS 6: PUBLIC COMMENTS

NONE

AGENDA ITEM 7: INFORMATIONAL ITEMS

A. Campus Fall 2018 Enrollment Update (per campus)

Dr. Belton stated that each campus chancellor will provide an update on enrollment on their respective campuses in the following order SUNO, SUSLA, SULC, and SUBR. All Chancellors made their presentations except for SUNO Chancellor Lisa Mims Devezin. In the absence of Dr. Devezin, Dr. David Adegbeye presented information for the SUNO campus. Dr. Belton stated that in the past the Board of Regents requested that each campus report the head count on the fourteenth day of class, but now the date has been changed to the end of term because some campuses have 2 or 3 terms during the semester. So, the BOR has requested universities establish a census date and the date for the SU System was no later than September 20th.

Chancellor Pierre stated that as it relates to enrollment the out of state fees are doubled the in-state fee. The SU Law Center is competitive because it has the authority to offer waivers and partial waivers to out of state students. It is also competitive because it practices wholistic admissions.

Atty. Clayton suggested that there should be someone at the System level to manage enrollment on all campuses. Dr. Ammons stated that an articulation committee is being established that will address enrollment and the transition of students from the SUSLA to the Baton Rouge campus. Dr. Belton stated that the University is in the Process of developing a system strategic plan and discussed ways to ensure the viability of the system and includes several strategies to increase enrolment on all campuses and the plan will include accountable measures and strategies to increase enrollment on all campuses. During the retreat, administrators along with Dr. Belton worked on the system strategic plan and revised strategic plans of all campuses to make sure that they are in concert with the System strategic plan and to make certain that they have measurable outcomes with the promise of increasing enrollment. The plan will be presented to members of the Board at the November Board meeting.

During the SUBR presentation by Dr. Kimberly Scott, she indicated that the business processes were off. There are challenges because of the application period and the financial aid timelines. There are also challenges because scholarships are not managed in a central location. Dr. Scott stated that she realizes that retention is a challenge for the SUSLA connect students and Dr. Willis in Enrollment Management is working on strategies to strengthen retention for the SUSLA connect students.

Dr. Gaines stated that Board members are very concerned about enrollment and it is imperative that results be brought forth.

Dr. Tarver stated that historically there has been a problem with timelines for students who apply to SUBR. He suggested that the date for application be set earlier.

In terms of online enrollment, Dr. Ammons explained that Deans have been asked to develop plans for in terms of budgets, plans for degree program development, and plans that can be delivered via technology to online. Additional training and professional development for faculty will be provided. And as many of the Universities programs that can be delivered. Dr. Belton stated that a comprehensive report on online enrollment will be forthcoming.

B. Recognition of SHEEO Participants: Project Pipeline Repair (SU Lab)

Students at Southern University Lab School Participated in the State Higher Education Executive Officers (SHEEO) program with the intent to recruit African American Males in education. Students that participated in the program Ormond Leflore, Joseph Delaney McAllister, Blaire Parker, Sherman Ruth and Braylon Valentine.

Dr. VerJanis Peoples facilitated the endeavor for the students. She stated that students at the Laboratory School have participated in the program for the past two years and participants have committed to becoming teachers. Board Chair Smith congratulated the students and applauded SU Laboratory School Director Herman Brister for a successful program.

AGENDA ITEM 8: OTHER BUSINESS

NONE

AGENDA ITEM 9: ADJOURNMENT

Upon the motion by Atty. Tony Clayton and seconded by Rev. Joe Gant the Academic Affairs Committee adjourned.

Motion passed

STUDENT AFFAIRS COMMITTEE

(Following the Academic Affairs Committee)

Friday, September 21, 2018

Southern University Board of Supervisors' Meeting

2nd Floor, J.S. Clark Administration Building

Baton Rouge, LA

Minutes

Board Chair Mrs. Ann A. Smith announce the convening of the Academic Affairs Committee. Academic Affairs Committee Chair Mr. Raymond Fondel called the committee meeting to order.

Present: Mr. Raymond Fondel, Dr. Curman Gaines, Ms. Xavieria Jeffers, Rev. Joe Gant and Mrs. Ann A Smith

Absent: Mr. Mike Small and Rev. Samuel Tolbert

AGENDA ITEM 3: ADOPTION OF THE AGENDA

Upon the motion by Rev. Joe Gant and seconded by Dr. Curman Gaines the agenda was recommended for adoption.

Motion passed

AGENDA ITEM 4: PUBLIC COMMENTS

Mackenzie Richard a sophomore civil engineering student and Top Jag student spoke in the absence of Tamika Stroud. He requested that the Board allocate more money for student scholarships and recruitment in hopes that the University's ranking would rise.

AGENDA ITEM 5: INFORMATIONAL ITEM (s)

A. Update on Homecoming (SUBR)

Student Affairs Committee Chair Raymond Fondel invited Assistant Vice Chancellor for Student Affairs Mr. Anthony Jackson to give updates on Homecoming planned by the Student Government Association. Each Board member received a schedule of events and invitations to the Miss Southern Coronation. Mr. Jackson reviewed each event and the dates and starting times.

Mr. Fondel invited Louisiana State Representatives Ted James and Barbara Carpenter to the podium. He thanked them for the support that they give to Southern University. R. Fondel extended an invitation to members of the LA Legislative Black Caucus to attend the homecoming game and Bayou Classic. Representative James who is Vice Chair of the Legislative Black Caucus gave remarks and stated that said that the Black Caucus would not be allowed to represent their districts without the help of Southern University. Representative James

said it was an honor to be recognized by the University. The Black Caucus is excited to celebrate homecoming with the University and thanked the Board for the continued relationship.

Representative Carpenter who is the treasurer of the Black Caucus also thanked members of the Board and stated that she is very proud to be an employee at the University and spoke highly of the things that Southern University has done and is doing done throughout the world.

Dr. Davis reminded the legislators that the University needs more infrastructure and roads and the University needs to improve the bluff.

Board members Whitfield, Clayton, and President-Chancellor Belton thanked the legislators for their assistance in securing resources to sustain Southern University.

President -Chancellor Belton also announced that Representative Ted James was selected to be the Grand Marshal for the 2018 Homecoming parade.

Mr. Fondel asked Chancellor Pierre to give information on the voter registration event and symposium that was held on Friday. Mrs. S Rhodes Director of External Affairs, SU Law Center gave information about the event and encouraged members of the Board to support the event. She also announced that the Lawyers Committee for Civil Rights met on Friday to discuss the importance of engaging in voter education. They also talked about making sure the students and community is not only registered to vote but is educated and participate in the voting process. On homecoming day, a group of students will be speaking with tailgaters about the importance of the voting process.

Board Member Xavieria Jeffers thanked SUNO campus for hosting all the student body presidents in the state of Louisiana. This was the first meeting and theme was voter registration and participation. One of the things that was discussed was how to use the website of the Secretary of State to view the ballot before voting. Mr. Fondel reminded everyone that students can vote early through absentee ballots.

AGENDA ITEM 6: OTHER BUSINES

NONE

AGENDA ITEM 7: ADJOURNMENT

Upon the motion by Atty. Clayton and seconded by Mrs. Smith the Student Affairs Committee was adjourned.

Motion passed

ATHLETICS COMMITTEE
(Following the Student Affairs Committee)
Friday, September 21, 2018
Southern University Board of Supervisors' Meeting
2nd Floor, J.S. Clark Administration Building
Baton Rouge, LA

Minutes

The Athletics Committee was called order by Committee Chair Atty. Tony Clayton.

Present: Atty. Tony Clayton, Mr. Raymond Fondel, Atty. Patrick Magee, Atty. Domoine Rutledge and Mrs. Ann Smith

Absent: Rev. Donald Henry and Mr. Mike Small

AENDA ITEM 3: ADOPTION OF THE AGENDA

Upon the motion by Mr. Fondel and seconded by Mrs. Ann Smith the agenda was recommended for adoption.

Motion passed

AGENDA ITEM 4: PUBLIC COMMENTS

NONE

AGENDA ITEM 5: ACTION ITEM

A. Request Approval of FY 2019 Athletic Budget (SUNO)

Upon the motion by Mr. Fondel and seconded by Mrs. Ann Smith that action item 5A Request Approval of FY 2019 Athletic Budget (SUNO) was recommended for approval.

Motion passed

AGENDA ITEM 6: OTHER BUSINES

Atty. Clayton stated that his comment is not about athletics. He stated earlier when he talked about academics his issue was with dual enrollment at Shreveport not about any other parts of enrollment.

Board Member Fondel stated that since turf was installed in Mumford Stadium the team has not lost any games and the Jaguars are undefeated at home.

AGENDA ITEM 8: ADJOURNMENT

Upon the motion by Mr. Raymond Fondel and seconded by Mrs. Smith the Athletics Committee was adjourned.

Motion passed.

FINANCE COMMITTEE
(Following the Athletics Committee)
Friday, September 21, 2018
Southern University Board of Supervisors' Meeting
2nd Floor, J.S. Clark Administration Building
Baton Rouge, LA
Minutes

The Finance Committee was called order by Committee Chair Atty. Domoine Rutledge.

Present: Att. Domoine Rutledge, Richard Hilliard, Atty. Tony Clayton, Rev. Joe Gant, Dr. Leon Tarver and Ann Smith

Absent: Rev. Donald Henry

AGENDA ITEM 3: ADOPTION OF THE AGENDA

Upon the motion by Rev. Joe Gant and seconded by Mrs. Ann Smith the agenda was adopted.

AGENDA ITEM 4: PUBLIC COMMENTS

NONE

AGENDA ITEM 5: ACTION ITEM (S)

A. Request Approval of the SUS Financial Management Plans

- 1. Southern University and A&M College at Baton Rouge (SUBR)**
- 2. Southern University at New Orleans (SUNO)**
- 3. Southern University at Shreveport (SUSLA)**
- 4. Southern University Agricultural Research and Extension Center (SUAREC)**
- 5. Southern University Law Center (SULC)**

Atty. Domoine Rutledge asked Mrs. Ann Smith how she would like to process on the item because they are lengthy. Mrs. Smith. Each campus has presented a plan that involved the deduction on expenditures. Mrs. Smith stated that there are a lot of question that the board may have. Mrs. Ann Smith stated that Dr. Silver informed them the each board member should know about each campus budget and the board should not rush through this information.

Upon the motion by Rev. Joe Gant and seconded by Richard Hilliard to adopt A 1-5
Question by Dr. Gaines, Dr. Gaines asked if there would be a vote today? Atty. Rutledge stated that there would be a vote, but that he was not averse to deferring the vote until the October meeting because of the volume of material. Board Chair Smith requested that the Finance Chair

plan a special committee meeting so that Board members may learn more about the information. Atty. Domoine Rutledge also suggested that reporting requirements be imbedded in the plans. Rev. Gant asked to amend his motion.

Upon the motion by Rev. Joe Gant and second by Dr. Tarver that the financial management plans would be presented for consideration during the October meeting.

Motion passed

AGENDA ITEM 6: INFORMATION ITEM (s)

A. Interim Financial Report

Mr. McClinton stated that the interim Financial Report is of August 31, 2018 and includes data from the registration period. The registration data will change once the census date is met. Mr. McClinton stated that in the October meeting a more realistic report would be presented. The registration and the revenue will be properly reflected.

AGENDA ITEM 7: OTHER BUSINESS

NONE

AGENDA ITEM 8: ADJOURNMENT

Upon the motion by Rev. Joe Gant and seconded by Dr. Leon Tarver the Finance Committee was adjourned.

FACILITIES AND PROPERTY COMMITTEE

(Following the Finance Committee)

Friday, September 21, 2018

Southern University Board of Supervisors' Meeting

2nd Floor, J.S. Clark Administration Building

Baton Rouge, LA

Minutes

The Facilities and Property Committee was called order by Committee Vice Chair Dr. Rani Whitfield.

Present: Dr. Rani Whitfield, Dr. Leroy Davis, Mr. Raymond Fondel, Jr., Mr. Richard Hilliard, Dr. Leon R. Tarver II, and Mrs. Ann A. Smith

Absent: Rev. Donald Henry

AGENDA ITEM 3: ADOPTION OF THE AGENDA

Upon the motion by Mr. Raymond Fondel and seconded by Mr. Richard Hilliard the agenda was recommended for adoption.

Motion passed.

AGENDA ITEM 4: PUBLIC COMMENTS

NONE

AGENDA ITEM 5: INFORMATIONAL ITEM(S)

A. Priority Project Updates (per campus)

Mr. Eli Guillory, System Director of Facilities recognized the newest member of the facilities planning team Mr. Larry Ferdinand of the Shreveport campus. He also recognized team members Linda Battiste, Terry Hall, and Jullin Renthrope and Benjamin Pugh. He gave an update on several projects that are in process. A copy of the projects and status was included in the meeting packet. \$2.2 million was received to address infrastructure and deferred maintenance issues on the campuses. Projects will be presented to Board members at the next Board meeting. He also gave an update on the erosion near the student health center. Dr. Davis asked Mr. Guillory whether the University's sewerage system is working to full capacity on the Baton Rouge campus. Mr. Guillory stated that it was designed in 1946 and the only upgrade was done in the 70's. There have been some requests made to look at the sewerage upgrades. Rev. Gant made a statement about the overgrowth of the bluff. He would like to see it cleared. Dr. Whitfield asked about the SU Laboratory School locker room and parking lot. Mr. Guillory stated that the parking lot project is in process.

AGENDA ITEM 6: OTHER BUSINESS

NONE

AGENDA ITEM 7: ADJOURNMENT

Upon the motion by Dr. Leroy Davis seconded by Mr. Raymond Fondel the Facilities and Property Committee adjourned.

Motion passed.

GOVERNANCE COMMITTEE
(Following the Facilities and Property Committee)
Friday, September 21, 2018
Southern University Board of Supervisors' Meeting
2nd Floor, J.S. Clark Administration Building
Baton Rouge, LA

Minutes

The Governance Committee was called to order by Committee Chair Dr. Leroy Davis

Present: Mr. John L. Barthelemy, Dr. Leroy Davis, Rev. Joe R. Gant, Jr., Ms. Xavieria Jeffers, and Samuel C. Tolbert, Jr. and Mrs. Ann Smith

Absent: Mr. Mike Small, Rev. Donald R. Henry, Samuel C. Tolbert

AGENDA ITEM 3: ADOPTION OF THE AGENDA

Upon the motion by Rev. Joe Gant and seconded by Ms. Xavieria Jeffers the amended agenda was recommended for adoption.

Motion passed

AGENDA ITEM 4: PUBLIC COMMENTS

NONE

AGENDA ITEM 5: ACTION ITEM (S)

A. Request Approval of Uniform Policy on Fee-Speech (SUS)

B. Request Approval of Child Abuse Reporting Policy (SUSLA)

Upon the motion by Rev. Joe Gant and second by Mrs. Ann Smith action item 5A and 5B were recommended for approval in globo.

Motion passed

AGENDA ITEM 6: OTHER BUSINESS

NONE

AGENDA ITEM 7: ADJOURNMENT

Upon the motion by Rev. Gant and seconded by Mrs. Ann Smith the Governance Committee adjourned.

Motion passed.

PERSONNEL AFFAIRS COMMITTEE

(Following the Governance Committee)

Friday, September 21, 2018

Southern University Board of Supervisors' Meeting
2nd Floor, J.S. Clark Administration Building
Baton Rouge, LA

Minutes

The Personnel Affairs Committee was called to order by Committee Chair Atty. Patrick Magee

Present: Atty. Patrick Magee, Rev. Joe R. Gant, and Mrs. Ann A. Smith

Dr. Curman Gaines and Dr. Leon R. Tarver II were not in the room for roll call

Atty. Magee added Mr. Richard Hilliard to the Personnel Affairs committee in place of Atty. Clayton so that the committee would have a quorum.

Absent: Rev. Donald R. Henry, Atty. Tony Clayton

AGENDA ITEM 3: ADOPTION OF THE AGENDA

Upon the motion by Rev. Joe Gant and seconded by Mr. Richard Hilliard the agenda was recommended for adoption.

AGENDA ITEM 4: PUBLIC COMMENTS

NONE

AGENDA ITEM 5: ACTION ITEMS

A. Request Approval of Personnel Action on Positions greater than \$60,000

Name	Position/Campus	Salary
1. Heather Freeman	Director of Outreach and Engagement - Student Affairs (SUBR) <i>(new position/reassignment)</i>	\$60,000
2. Yun Doo Lee	Assistant Professor (tenure-track) (SUNO) <i>(probationary to permanent)</i>	\$78,000
3. Akai Smith	Executive Director of Admissions/Recruitment (SUBR) <i>(replacement/reassignment)</i>	\$60,000

Upon the motion by Rev. Joe Gant and seconded by Dr. Curman Gaines agenda item 5A 1,2,3, were recommended for approval in globo.

Discussion: Dr. Leroy Davis discuss Action Item 5A3. Dr. Davis asked Mr. McClinton for an explanation item 5A3 and the budget for the previous person that held the position. Dr. Leroy Davis stated that viewing the records the position was previously budgeted for \$70,000 a year.

Vice Chancellor for Student Affairs Dr. Kimberly Scott was asked to explain the amount that was recommended for the position. She stated that in keeping with best practices in the profession. She said the previous employee grew to that \$70,000 salary over time.

Rev. Joe Gant called for the question.

Motion Passed

AGENDA ITEM 6: LEAVE APPLICATION (S)

A. Chun-Ling Huang, Paid Medical Leave (SUBR)

Upon the motion by Mrs. Ann Smith and second by Dr. Curman Gaines item 6A was recommended for approval.

Motion passed.

AGENDA ITEM 7: REQUEST APPROVAL FOR A FOUR (4) PERCENT EMPLOYEE PAY ADJUSTMENT AT THE SOUTHERN UNIVERSITY LAW CENTER (SULC)

Upon the motion by Rev. Joe Gant and second by Dr. Curman Gaines item 7 was recommended for approval.

Motion passed.

AGENDA ITEM 8: TERMINATION APPEAL FOR JAELE GORDON (*Executive Session May Be Required*)

Discussion on the appeal was led by Committee Chair Patrick Magee. Atty. Magee stated that the Southern University Board of Supervisors may meet in executive session to discuss personnel matters. Consideration of the termination appeal of Jael Gordon is such a matter. While in executive session, the Board may meet with its staff, attorneys or other persons it deems necessary. No votes or other action may be taken while in executive session.

Upon the motion by Mrs. Ann Smith and seconded by Rev. Joe Gant the Personnel Committee convened in executive session.

Roll Call

Yes Atty. Patrick Magee, Dr. Curman Gaines, Rev. Joe R. Gant, Mrs. Ann A. Smith, Mr. Richard Hilliard

No None

RECONVENTION

Committee Chair Patrick Magee stated that the Personnel Committee met in executive session to consider the appeal of Jael Gordon. While in executive session no motions were made, nor were any votes taken. He asked if there was a motion to reconvene in open session.

Upon the motion by Rev. Joe Gant and second by Dr. Curman Gaines the Board reconvened.

Roll Call

**Yes Atty. Patrick Magee, Dr. Curman Gaines, Rev. Joe R. Gant, Mrs. Ann A. Smith,
 Mr. Richard Hilliard**

No None

Motion passed

Chair Magee asked if there was a motion to overturn the termination of Jael Gordon?

No motion was made.

AGENDA 9: OTHER BUSINESS

NONE

AGENDA 10: ADJOURNMENT

Upon the motion by Rev. Joe Gant and seconded by Dr. Curman Gaines the Personnel Committee adjourned.

Motion passed

SOUTHERN UNIVERSITY BOARD OF SUPERVISORS

(Following the Personnel Committee)

Friday, September 21, 2018

Southern University Board of Supervisors' Meeting

2nd Floor, J.S. Clark Administration Building

Baton Rouge, LA

Minutes

The meeting of the Southern University Board of Supervisors was called to order by Board Chair Ann Smith.

Present: Mrs. Ann Smith, Atty. Tony Clayton, Dr. Leroy Davis, Mr. Raymond Fondel, Mr. Richard Hilliard, Atty. Patrick Magee, Atty. Domoine Rutledge, Dr. Leon R. Tarver II, Mr. John L. Barthelemy, Dr. Curman Gaines, Dr. Rani Whitfield and Ms. Xavieria Jeffers

Absent: Mr. Mike Small, Rev. Samuel Tolbert

UNIVERSITY PERSONNEL ATTENDING

System President Ray Belton, Chief of Staff Katara Williams, Executive Vice President/Executive Vice Chancellor James Ammons, Vice President for Finance and Business Affairs Flandus McClinton, Vice President for Strategic Planning, Policy and Institutional Effectiveness Vladimir Appeaning, Vice President for External Affairs Robyn Merrick, Dr. David Adegboye, (SUNO), Dr. Bobby Phills (SUAREC), Dr. Rodney Ellis (SUSLA), and Atty. John Pierre (SULC).

BOARD COUNSEL

Attys. Winston DeCuir, Jr., and Deidre Robert

AGENDA ITEM 3: PUBLIC COMMENTS

Dr. Elaine Lewnau began addressing the Board. Attorney Winston DeCuir informed the chair that the public comment must pertain to the agenda. Because Dr. Lewnau's comments did not pertain to the agenda, she was asked to step down.

AGENDA ITEM 4: SPECIAL PRESENTATIONS/RECOGNITION

A. Above and Beyond Award

B. Past National Alumni President- Attorney Preston Castille

The Above and Beyond award was presented to Ms. Marie Dotson. Ms. Dotson is an 89-year old employee with more than 30 years of service. She was presented a plaque and certificate from Board Chair Ann Smith and President-Chancellor Belton.

Atty. Preston Castille was recognized by Board Chair Ann Smith and Dr. Ray Belton for his work as former National SU Alumni President.

AGENDA ITEM 6: ACTION ITEM (s)

Upon the motion by Rev. Joe Gant and second by Atty. Patrick Magee items **6 A, 6 B, and 6 C**, were recommended for approval in globo.

Motion passed

A. Request Approval of Memorandum of Understanding between the SU Agricultural Land Grant Campus and the LA Department of Environmental Quality to establish a Pilot Student Internship Program (SUAREC)

RESOLVED by the Board of Supervisors for Southern University

B. Approval of Minutes- August 24, 2018 Meeting of the Southern University Board of Supervisors

C. Approval of Committee Reports and Recommendations

Upon the motion by Rev. Joe Gant and seconded Atty. Patrick Magee the committee reports of the Academic Affairs Committee, Athletics Committee, Facilities and Property Committee, Finance Committee, Governance Committee, Student Affairs, Personnel Affairs Committee, and were recommended for approval.

Motion passed.

RESOLVED by the Board of Supervisors for Southern University, that the actions taken by the Athletics Committee, Governance Committee, and Personnel Affairs Committee be and they are hereby approved.

1. Athletics

A. Request Approval of FY 2019 Athletic Budget (SUNO)

RESOLVED by the Board of Supervisors for Southern University that the FY 2019 Athletic Budget Southern University at New Orleans (SUNO) be and it hereby is approved.

2. Governance Committee

A. Request Approval of Uniform Policy on Free-Speech (SUS)

RESOLVED by the Board of Supervisors for Southern University, that the Uniform Policy on Free-Speech for the Southern University System (SUS) be and it hereby is approved.

B. Request Approval of Child Abuse Reporting Policy (SUSLA)

RESOLVED by the Board of Supervisors for Southern University that the Child Abuse Reporting Policy for Southern University Shreveport (SUSLA) be and it hereby is approved.

3. Personnel Affairs Committee

A. Approval of Personnel Actions on positions greater than \$60,000

- 1. RESOLVED** by the Board of Supervisors for Southern University, that the new position/reassignment of Heather Freeman as Director of Outreach and Engagement-Student Affairs SUBR, at a salary of \$60,000 be and it hereby is approved
- 2. RESOLVED** by the Board of Supervisors for Southern University, that the probationary to permanent status of Yun Doo Lee as Assistant Professor tenure-track, at Southern University at New Orleans (SUNO) at the salary of \$78,000 be and it hereby is approved
- 3. RESOLVED** by the Board of Supervisors for Southern University, that the replacement/reassignment of Akai Smith as Executive Director of Admissions/Recruitment, SUBR, at the salary of \$60,000 be and it hereby is approved
- 4. RESOLVED** by the Board of Supervisors for Southern University, that the paid medical leave for Chun-Ling Huang, SUBR be and it hereby is approved.

B. Request Approval for a four (4) percent Employee Pay Adjustment at the Southern University Law Center (SULC)

RESOLVED by the Board of Supervisors for Southern University, that the (4) percent employee pay adjustment at the Southern University Law Center, SULC be and it hereby is approved.

C. Termination Appeal for Jael Gordon

RESOLVED by the Board of Supervisors for Southern University, that the termination appeal for Jael Gordon, SUBR was held and no motions were made to overturn the termination; therefore, the decision of the University administration remains in effect.

D. Resolutions

Commendations

Robyn Merrick

Mr. Derrick Warren

Condolences

The Frances Marsh-Ellis Family

The Mildred Higgins Family

The Renard Southall Family

The Rev. Dr. Mallery Callahan Family

The D'Angelo Frazier Family

AGEND ITEM 7: INFORMATIONAL ITEMS (S)

A. System President's Report

Dr. Ray Belton extended an invitation to the Board to join him on September 26, 2018 for SU day at Baton Rouge City Hall.

B. Campus Reports (All reports were included in the meeting packet)

SUNO- Dr. David Adeboye stated that the SUNO Campus is hosting Town Hall meetings with the students. Invitations were sent to members of the Board for the ring ceremony for the SUNO women's track team.

SUSLA- Chancellor Ellis's announced the launch of the William Center for Undergraduate Achievement and announced that 30 new members were inducted into the SUSLA Alumni Chapter.

SUAREC- Dr. Phills stated that the Baker Rodeo and Trail ride held recently was a success. The event brought the town of Baker to the SU Ag Arena. Scholarship Gala will be December 8th at the convention center in downtown Baton Rouge.

SULC- Chancellor Pierre's thanked the Board for being supportive of the Law Center. James David Cain Jr who has been appointed as United States District Court Judge Western District Court of Louisiana. Chancellor will be travelling to Washington DC to accept an award on behalf of the Law Center to accept an award on behalf of the law center for advancing legal education for minorities.

SUBR-Dr. Ammons highlighted that September was a very successful month for the Engineering Programs. The program received a \$2 million donation from Entergy and a \$2 million match from the Office of the Governor. The College also received reaffirmation of its accreditation until 2022. The purpose of the system wide articulation committee is to increase enrollment across the system. He also announced an opportunity to partner with a company in cyber security. More information will be forthcoming.



SOUTHERN UNIVERSITY LAW CENTER

261 A. A. LENOIR HALL

POST OFFICE BOX 9294

BATON ROUGE, LOUISIANA 70813-9294

OFFICE OF THE CHANCELLOR

(225) 771-2552

FAX (225) 771-2474

October 10, 2018

Dr. Ray Belton-President/Chancellor
Southern University System and Baton Rouge Campus
4th Floor – J.S. Clark Administration Building

RE: MOU Between the Southern University Law Center and the Chitimacha Tribe of Louisiana

Dear Dr. Belton:

The Law Center has been having discussions with the Chitimacha Tribe of Louisiana and the four federally recognized American Indian/Native American Tribes in Louisiana to collaborate on developing a Tribal/Native American Law Program at the Law Center. There are no Tribal/Native American Law Programs in the Southeastern United States and no such programs among HBCU institutions in America.

The collaboration would include providing, interns for the Chitimacha Tribal Court, and Tribal Council. In addition, the Law Center will host a Tribal/Law Sovereignty Symposium on November 1 and 2, 2018 that will become an annual event.

I believe that creating this collaboration will be a first step in generating significant benefits for the Law Center and the other constituent institutions of the Southern University system. I respectfully request that the MOU be presented to the Southern University System Board of Supervisors for approval at its October 26, 2018 board meeting. If you have any questions, please feel free to contact me.

Yours sincerely,

John K. Pierre, Chancellor &
Vanue B. Lacour Endowed Law Professor

RECEIVED
OFFICE OF THE
PRESIDENT/CHANCELLOR
2018 OCT 10 PM 4:44
SOUTHERN UNIVERSITY
SYSTEM

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
SOUTHERN UNIVERSITY LAW CENTER
AND THE
CHITIMACHA TRIBE OF LOUISIANA**

This is a Memorandum of Understanding ("MOU") between the Southern University Law Center ("SULC") and the Chitimacha Tribe of Louisiana ("Chitimacha") to establish an "Indian Affairs Student Internship Program."

1. Background

Indian law is a highly specialized field that is rooted in the unique sovereign status of Indian tribes that has been reaffirmed in countless judicial decisions, statutes, and executive orders. Indian law centers around jurisdictional disputes arising from tribal sovereignty. Due to rapid tribal economic since the advent of Indian gaming, tribes are now major employers in the State of Louisiana. Tribal businesses include much more than gaming, and non-Indian private enterprises and state agencies routinely interact with Indian tribes. Attorneys who have studied Indian law will have an advantage when seeking employment with tribes. Attorneys that have taken Indian law but do not work for tribes will have an advantage when engaged in business involving an Indian tribe.

The Chitimacha have always been in Louisiana and is the only tribe in Louisiana that still occupies part of its ancestral homeland. The Chitimacha were federally recognized in 1916 making it the only tribe in the state to predate the Indian Reorganization Act of 1934. The Chitimacha have the oldest tribal court system in Louisiana. The Chitimacha are one of the first of the 573 federally recognized tribes to implement special domestic violence criminal jurisdiction under the Violence Against Women Reauthorization Act of 2013 and to implement enhanced sentencing authority under the Tribal Law and Order Act of 2010. In order to implement these laws and exercise its inherent sovereignty, the Chitimacha routinely work with attorneys.

The Southern University Law Center (SULC) has been providing legal education for more than seventy (70) years and is the alma mater of many of Louisiana's premier jurists. Since its inception, the SULC has maintained a reputation for balancing high standards with access and opportunity. The quest for academic excellence is shaped by a desire to educate lawyers who foster a commitment to important ideals of social justice and public service. The SULC offers a unique opportunity for students to receive a rigorous legal education in the context of a respectful, caring, and committed community of faculty and staff.

As a historically black college, the SULC sees adding an Indian Law Program (ILP) to its curriculum as a natural part of its mission. Not only does the SULC recognize the struggles American Indians have suffered as a racial minority, the SULC respects the tribes struggle for the right to self-government and cultural preservation. By working together and providing practical "hands-on" training, the Chitimacha can help the SULC educate its students for careers in Indian law.

Therefore, recognizing the reciprocal benefits that collaboration provides, the Chitimacha and the SULC hereby enter into this MOU to enhance practical training opportunities for the SULC students.

2. Chitimacha Deliverables

- a. Create externship/internship program opportunities for SULC students interested in becoming Indian law professionals; and,

- b. Engage in curricular training opportunities with the SULC faculty to enhance the skill set of SULC students interested in Indian law careers.

3. SULC Deliverables

- a. Establish an ILP that offers a 3-credit course on Federal Indian Law and hosts at least one conference per academic year on an Indian law and policy topic.
- b. Identify tribal collaboration, grant/contract opportunities related to Indian education projects, and foster and stimulate cooperation between the SULC ILP and the Chitimacha; and,
- c. Create internship opportunities and experiential learning opportunities for the SULC students related to Indian Affairs, legislation, and regulation with Chitimacha.

The Chitimacha and the SULC hereby agree to use their best efforts to ensure the success of this MOU. The MOU will become final once it is approved by the Southern University System Board of Supervisors ("the Board"), and executed by authorized representatives of the Chitimacha and the SULC.

The term of this agreement will be for five years with the option to renew for an additional number of years to be decided upon and approved by the Chitimacha and the Board. This agreement and its implementation will be reviewed annually during the pendency of its term and during any subsequent renewed additional years. Both parties have the right to terminate this agreement for convenience upon providing ninety (90) days written notice to the other party.

Signed this the _____ day of _____, 2018, by John K. Pierre, Chancellor of the Southern University Law Center, and Melissa Darden, Chairman of the Chitimacha Tribe of Louisiana.

John K. Pierre, Chancellor
Southern University Law Center

Melissa Darden, Chairman
Chitimacha Tribe of Louisiana



SOUTHERN UNIVERSITY LAW CENTER

261 A. A. LENOIR HALL

POST OFFICE BOX 9294

BATON ROUGE, LOUISIANA 70813-9294

OFFICE OF THE CHANCELLOR

(225) 771-2552

FAX (225) 771-2474

October 10, 2018

Dr. Ray Belton-President/Chancellor
Southern University System and Baton Rouge Campus
4th Floor – J.S. Clark Administration Building

RE: MOU Between the Southern University Law Center and the Governor's
Office of Indian Affairs


Dear Dr. Belton:

The Law Center has been having discussions with the Governor's Office of Indian Affairs and the four federally recognized American Indian/Native American Tribes in Louisiana to collaborate on developing a Tribal/Native American Law Program at the Law Center. There are no Tribal/Native American Law Programs in the Southeastern United States and no such programs among HBCU institutions in America.

The collaboration would include providing technical support, legislative research, interns for Tribal Courts, and Tribal Councils, and advocacy support on issues involving sovereign Tribal Nations. In addition, the Law Center will host a Tribal/Law Sovereignty Symposium on November 1 and 2, 2018 that will become an annual event and partner with the four federally recognized tribes to put on an economic development conference in the spring semester of 2019 that will become an annual event.

I believe that creating this collaboration will be a first step in generating significant benefits for the Law Center and the other constituent institutions of the Southern University system. I respectfully request that the MOU be presented to the Southern University System Board of Supervisors for approval at its October 26, 2018 board meeting. If you have any questions, please feel free to contact me.

Yours sincerely,


John K. Pierre, Chancellor &
Vanue B. Lacour Endowed Law Professor

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
SOUTHERN UNIVERSITY LAW CENTER
AND THE
GOVERNOR'S OFFICE OF INDIAN AFFAIRS**

This is a Memorandum of Understanding ("MOU") between the Southern University Law Center ("SULC") and the Governor's Office of Indian Affairs ("OIA") to establish an "Indian Affairs Student Internship Program."

1. Background

Indian law is a highly specialized field that is rooted in the unique sovereign status of Indian tribes that has been reaffirmed in countless judicial decisions, statutes, and executive orders. Indian law centers around jurisdictional disputes arising from tribal sovereignty. Due to rapid tribal economic growth since the advent of Indian gaming, tribes are now major employers in the State of Louisiana. Tribal businesses include much more than gaming, and non-Indian private enterprises and state agencies routinely interact with Indian tribes. Attorneys who have studied Indian law will have an advantage when seeking employment with tribes. Attorneys that have taken Indian law but do not work for tribes will have an advantage when engaged in business involving an Indian tribe.

In Louisiana, the Governor's Office of Indian Affairs (OIA) serves as the state's primary source of information and liaison with the tribes within Louisiana. The OIA serves tribes in Louisiana by providing assistance in navigating state, local, and national policies. To accomplish its mission, the OIA works with attorneys, anthropologists, archeologists, and other professionals.

The Southern University Law Center (SULC) has been providing legal education for more than seventy (70) years and is the alma mater of many of Louisiana's premier jurists. Since its inception, the SULC has maintained a reputation for balancing high standards with access and opportunity. The quest for academic excellence is shaped by a desire to educate lawyers who foster a commitment to important ideals of social justice and public service. The SULC offers a unique opportunity for students to receive a rigorous legal education in the context of a respectful, caring, and committed community of faculty and staff.

As a historically black college, the SULC sees including an Indian Law Program (ILP) in its curriculum as a natural part of its mission. Not only does the SULC recognize the struggles of American Indians as a racial minority, the SULC respects the tribes' struggle for the right to self-government and cultural preservation. By working together and providing practical "hands-on" training, the OIA can help the SULC to educate its students for careers in Indian law while simultaneously developing a pool of lawyers with Indian law knowledge to meet the current and future staffing needs of the OIA and

other state agencies.

Therefore, recognizing the reciprocal benefits that collaboration provides, the OIA and the SULC hereby enter into this MOU to enhance practical training opportunities for the SULC students.

2. OIA Deliverables

- a. Create externship/internship program opportunities for SULC students interested in becoming Indian law professionals; and,
- b. Engage in curricular training opportunities with the SULC faculty to enhance the skill set of SULC students interested in Indian law careers.

3. SULC Deliverables

- a. Establish an ILP that offers a 3-credit course on Federal Indian Law and hosts at least one conference per academic year on an Indian law and policy topic.
- b. Identify tribal collaboration, grant/contract opportunities related to Indian education projects, and foster and stimulate cooperation between the SULC ILP and OIA; and,
- c. Create internship opportunities and experiential learning opportunities for the SULC students related to Indian Affairs, legislation, and regulation within OIA and other state agencies.

The OIA and the SULC hereby agree to use their best efforts to ensure the success of this MOU. The MOU will become final once it is approved by the Southern University System Board of Supervisors ("the Board"), and executed by authorized representatives of the OIA and the SULC.

The term of this agreement will be for five years with the option to renew for an additional number of years to be decided upon and approved by the OIA and the Board. This agreement and its implementation will be reviewed annually during the pendency of its term and during any subsequent renewed additional years. Both parties have the right to terminate this agreement for convenience upon providing ninety (90) days written notice to the other party.

Signed this the _____ day of _____, 2018, by John K. Pierre, Chancellor of the Southern University Law Center and Pat Arnould, Director of the Governor's Office of Indian Affairs.

John K. Pierre, Chancellor
Southern University Law Center

Pat Arnould, Director
Governor's Office of Indian Affairs



SOUTHERN UNIVERSITY LAW CENTER

261 A. A. LENOIR HALL

POST OFFICE BOX 9294

BATON ROUGE, LOUISIANA 70813-9294

OFFICE OF THE CHANCELLOR

(225) 771-2552

FAX (225) 771-2474

October 10, 2018

RECEIVED
OFFICE OF THE
PRESIDENT/CHANCELLOR
2018 OCT 10 PM 4:44
SOUTHERN UNIVERSITY
SYSTEM

Dr. Ray Belton-President/Chancellor
Southern University System and Baton Rouge Campus
4th Floor – J.S. Clark Administration Building

RE: Proposed MOU between the Southern University Law Center and the
Federation of Southern Cooperatives


Dear Dr. Belton:

The Federation of Southern Cooperatives, the leading advocate in the United States against African-American land loss, the development of cooperatives among African-American land owners and agricultural producer's wishes to enter into a MOU with the Law Center to engage law students in internships with the Federation of Southern Cooperatives, engage in legislative advocacy, and in mediation services. The Law Center has collaborated with the Federation of Southern Cooperatives but has never entered into a formal MOU with the organization.

I believe that entering into a formal MOU would be educationally beneficial for our law students and would allow the Law Center to enhance funding opportunities with non-profits interested in resolving heir property issues throughout the southern states.

I respectfully request that the proposed MOU be presented for consideration by the Southern University Board of Supervisors at its October 26, 2018 board meeting. If you have any questions, please feel free to contact me.

Yours sincerely,


John K. Pierre, Chancellor &
Vanue B. Lacour Endowed Law Professor

MEMORANDUM OF UNDERSTANDING
between
SOUTHERN UNIVERSITY LAW CENTER
and the
FEDERATION OF SOUTHERN COOPERATIVES/ LAND ASSISTANCE FUND

This MEMORANDUM OF UNDERSTANDING ("MOU") is entered into this 8th day of **October**, 2018 by and between the Southern University Law Center, ("SULC"), and the Federation of Southern Cooperatives/Land Assistance Fund, ("FSC/LAF"), a non-profit 501 (c) (3) organizations.

A. PURPOSE:

The purpose of this MOU is to:

(1) Provide a framework for cooperation between SULC and FSC/LAF to provide opportunities for law students to participate in meaningful learning and professional development through FSC/LAF's Regional Heirs Property and Mediation Center.

(2) Document a commitment to continue to collaborate with FSC/LAF to provide agricultural mediation services and training through SULC's Mediation Law Clinic.

(3) Document a commitment to support FSC/LAF's Regional Heirs Property and Mediation Center and its efforts to assist minority and other socially disadvantaged landowners who own heirs property across the state of Louisiana and the southern region.

(4) Develop a cooperative educational program for legal internships, externships, and public service fellowships with FSC/LAF which are focused on promoting social justice and preparing law graduates for practice.

B. STATEMENT OF MUTUAL INTERESTS AND BENEFITS:

Over the last 51 years, FSC/LAF's overall mission has been to reverse the trend of African-American land loss and to encourage land based economic development. In support of this mission, the FSC/LAF Regional Heirs Property and Mediation Center coordinates a collaborative and regional network of partnerships and resources to address the systemic problems of farmers, landowners and heirs property owners throughout the Black Belt region. FSC/LAF provides USDA certified mediation services

in Mississippi, Louisiana, and Georgia. These voluntary mediation services are a part of the administrative appeals process for farmers challenging decisions made by USDA agencies. Various USDA agencies—including FSA, the Natural Resources Conservation Service (NRCS), Rural Development (RD), and the Risk Management Agency (RMA)—offer mediation as one step in the review of administrative decisions. The following cases are eligible for mediation under this program:

(1) Agricultural loans, whether made by USDA or commercial lenders, and;

(2) Disputes involving USDA actions on farm and conservation programs, wetlands determinations, rural water loan programs, grazing on national forest system lands, pesticides, rural housing and business loans, and crop insurance.

SULC's mission is to graduate law students both ready to practice and committed to promoting social justice. SULC Mediation Law Clinic provides opportunities for law students to provide free conflict resolution services to individuals, organizations and agencies. Through classroom discussions and simulations, students receive extensive exposure to mediation theory and practice. Once trained, they observe actual mediations, mediate with experienced mediators, and then co-mediate cases with their classmates. Students are exposed to mediation in areas of small claims matters, landlord/tenant disputes, consumer related disputes, foreclosures and agricultural related cases, visitation cases, EEOC and Worker's Compensation. Currently, SULC Mediation Law Clinic's law students are providing mediation services with FSC/LAF to resolve disputes with USDA-Rural Development.

THEREFORE, for these mutual interests and benefits, the Parties agree as follows:

C. THE SOUTHERN UNIVERSITY LAW CENTER SHALL:

(1) Support the organizational capacity of FSC/LAF's Regional Heirs Property and Mediation Center by preparing law students for professional experiences as mediators, legal interns and externs and public interest law fellowships upon graduation.

(2) Work cooperatively with FSC/LAF to assist underserved landowners within the southern states and assist them in resolving heirs property, land retention, and estate planning issues through mediation and legal assistance.

(3) Provide coordination and oversight of mediation services provided by students under the direction of Professor Alvin Washington.

(4) Develop and provide initial training and continuing legal education in agricultural mediation techniques. The initial training shall include at least 32 hours of initial training on the mediation process, mediation skills, USDA program issues, and shall include instruction that a mediator may not advise the requesting party or non-requesting party about the law or to encourage or assist a requesting party or non-requesting party in reserving or establishing legal rights. Successful completion of the initial training session constitutes the minimum qualification to serve as a mediator.

(5) Develop a referral network of trained agricultural mediators.

D. THE FEDERATION OF SOUTHERN COOPERATIVES/ LAND ASSISTANCE FUND SHALL:

(1) Administer all aspects of the USDA certified mediation services in Mississippi, Louisiana, and Georgia.

(2) Receive and coordinate requests for agricultural mediation and make referrals to the Southern University Mediation Law Clinic as appropriate.

(3) Provide opportunities for law students to participate in meaningful learning and professional development through FSC/LAF's Regional Heirs Property and Mediation Center.

(4) Endeavor to expose students to mediation and land retention initiatives including outreach, technical assistance, and educational efforts to reach socially disadvantaged farmers and ranchers and to improve their participation in the full range of USDA programs.

(5) Endeavor to expose students to research opportunities for publishing in scholarly and professional journals.

E. IT IS MUTUALLY AGREED THAT AND UNDERSTOOD BY ALL PARTIES THAT:

PARTICIPATION IN SIMILAR ACTIVITIES. This instrument in no way restricts the SULC or FSC/LAF from participating in similar activities with other public or private agencies, organizations and individuals.

COMMENCEMENT/ EXPIRATION. This MOU takes effect upon the signature of SULC and FSC/LAF and shall remain in effect for 5 years from the date of execution. This MOU may be extended or amended upon written request of either SULC or FSC/LAF and the subsequent written concurrence of the other(s). Either SULC or FSC/LAF may terminate this MOU with a 60-day written notice to the other(s). This agreement and its implementation will be reviewed annually during the pendency of its term and during any subsequent renewed additional years.

RESPONSIBILITIES OF PARTIES. SULC and FSC/LAF will handle their own activities and utilize designated as well as their own resources in pursuing these objectives. Each party will carry out its separate activities in a coordinated and mutually beneficial manner.

ENTERED this 8th day of October 2018.

FEDERATION OF SOUTHERN COOPERATIVES/
LAND ASSISTANCE FUND

SOUTHERN UNIVERSITY LAW CENTER

CORNELIUS BLANDING
Executive Director

JOHN K. PIERRE
Chancellor

**MEMORANDUM OF UNDERSTANDING
BETWEEN
SOUTHERN UNIVERSITY SYSTEM AND
SU FOUNDATION ENTERPRISE PARTNERS**

[DRAFT: FOR DISCUSSION PURPOSES ONLY]

This Memorandum of Understanding (this “Agreement”) is entered into effective the 1st of November, 2018 through the 31st of October, 2028 by and between Southern University System (“System”) and SU Foundation Enterprise Partners (“Enterprise Partners”), a wholly-owned subsidiary of the Southern University System Foundation (“Foundation”) (Southern University System and SU Enterprise Partners as hereinafter sometimes referred collectively to as the “parties”) for the purpose of developing, operating and managing two programs (the “Programs”): (1) the Southern University Center for Corporate Strategy Solutions (SUCCESS) and (2) the Center of Excellence for Federal Procurement Services. The initial terms for the partnering effort of the teaming with is five years; however other procurement will continue based on other contracting venues at the university.

WHEREAS, the Southern University System has a diverse enrollment and is a leader in graduate and under graduate level education through quality four-year, graduate, professional and research programs among its five Louisiana campuses, including a law center and agricultural and extension center;

WHEREAS, the Southern University System is a multi-campus, State of Louisiana University System continually building upon a legacy of providing opportunity to students from all walks of life;

WHEREAS, the Southern University System’s mission is to further develop and fortify its land grant purpose with emphasis on appropriate access and delivery of quality instruction, problem-solving, high-impact research, extension, and service;

WHEREAS, the Southern University System values excellence in teaching, research, and public service and is committed to providing a safe environment conducive to learning and operating in accordance with the highest standards of management and efficiency;

WHEREAS, the creation of the Southern University System Foundation is authorized by Louisiana Revised Statute 17:3390 as a private nonprofit corporation to support the Southern University System, and the Louisiana legislature has determined that private support enhances the programs, facilities, and research and educational opportunities offered by public institutions of higher education in Louisiana;

WHEREAS, the mission of the Southern University System Foundation is to secure financial support for each of the five campuses of the Southern University System; and to provide broader educational advantages for our students, encourage research among our faculty,

and advance the Southern University System's role in helping to build an increasingly functional Louisiana;

WHEREAS, the Southern University System Foundation created SU Foundation Enterprise Partners as a Louisiana nonprofit corporation for the express purpose of assisting the Southern University System develop innovative academic and strategic programs with the capacity of generating alternative revenue streams for the Southern University System;

WHEREAS, the Southern University System Foundation is the sole member of SU Foundation Enterprise Partners and appoints the members of the Board of Directors of SU Foundation Enterprise Partners;

WHEREAS, the Southern University System endeavors to establish two new programs: (1) the Southern University Center for Corporate Strategy Solutions (SUCCESS) and (2) the Center of Excellence for Federal Procurement Services.

WHEREAS, it is contemplated that the Southern University Center for Corporate Strategy Solutions (SUCCESS) will be located at the Cyber Security Center of Excellence developed by X Corp Solutions, LLC in the Quantico Corporate Center (QCCS) in Stafford, VA;

WHEREAS, the Cyber Security Center of Excellence is currently under construction and is expected to be an integrated working and training cyber security facility;

WHEREAS, according to the Cybersecurity Training Initiative for Veterans in Virginia, there are "17,000 open cyber jobs in Virginia to highlight the large gap in qualified workforce for this industry and need for more university training";

WHEREAS, the Southern University System endeavors to lease space in the X Corp Cyber Security Center of Excellence to operate a cybersecurity program, which will include classrooms and administrative space to support the System's needs;

WHEREAS, the System anticipates engaging the services of outside consultants to advise the System regarding academic and strategic opportunities for furthering the academic and research mission of the System;

NOW, THEREFORE, the parties agree to the following Memorandum of Understanding:

1. **TERM.** The term of this Agreement shall be ten (10) years beginning November 1, 2018 and ending October 31, 2028.

2. **LEASE.** SU Foundation Enterprise Partners will lease space on behalf of the Southern University System at the Cyber Security Center for Excellence, based on terms mutually agreeable to X Corp Solutions, LLC, the Southern University System and SU Foundation Enterprise Partners.

3. **PROGRAMS.** SU Foundation Enterprise Partners will assist the Southern University System establish, manage, and operate two programs (the "Programs"): (1) the Southern University Center for Corporate Strategy Solutions (SUCCESS) and (2) the Center of Excellence for Federal Procurement Services.

4. **CONSULTANTS.** On behalf of the Southern University System, SU Enterprise Foundation Partners will engage consultants to advise the System regarding academic and strategic opportunities for furthering the academic and research mission of the System, including but not limited to the development of a Southern University Center for Corporate Strategy Solutions (SUCCESS) and the Center of Excellence for Federal Procurement Services. It is anticipated that the Center of Excellence for Federal Procurement Services will perform the following services: (i) target federal and industry opportunities; (ii) prepare RFIs/RFQs; (iii) respond to federal and industry opportunities; (iv) institute procurement processes, tools and procedures; (v) conduct federal acquisition training; (vi) administer contracts; (vii) properly status and invoice all contractual concerns; and (viii) enable a "Fee for Service" (similar to GSA's Aliant/OASIS/FEDSIM) to charge potential new customers a "Fee" for administering their procurements (items (i) through (vii) above).

5. **COST SHARING.** SU Foundation Enterprise Partners will facilitate the cost sharing of these shared services between the Southern University System and X CORP. Southern University Center for Corporate Strategy Solutions and The Center for Excellence for Federal Procurement Services will partner with X- Corps in securing opportunities for training and certifications in the Cybersecurity programs from the private sector and Federal agencies. Additionally the partnership will solicit contracting opportunities as teaming partners. As more funding is realized certain services can be negotiated on a cost share basis base on the net cash flow through that exceed profit marginal.

6. **GOVERNANCE.** The board of directors of SU Foundation Enterprise Partners shall be appointed by the Southern University System Foundation consistent with the Articles and Bylaws of the two organizations and shall include the appropriate Southern University System representation as determined by the Foundation and the System. The governance of the SUS Enterprise should consist of the Executive Vice President of the SUS, the Dean of the College of Business and the Director of the Office of Governmental Contracting Services.

7. **PROGRAM MANAGEMENT.** The Southern University Center for Corporate Strategy Solutions (SUCCESS) and the Center of Excellence for Federal Procurement Services shall be managed by Southern University System faculty, staff and administrators.

8. The Center of Excellence for Federal Procurement Services will enter into a teaming venture with X-Corps to engage in RFI, RFQ's and other business opportunities in federal contracting and grants. The team will also partner with other small and large businesses in the private sector. These opportunities will fit into the core competencies of the university and generate revenue and funding for the institute.

9. **ADMINISTRATIVE FEE.** SU Foundation Enterprises Partners shall receive the a 10% administrative fee on all funds generated by Southern University Center for Corporate Strategy Solutions (SUCCESS) and SU Center of Excellence for Federal Procurement Services;

10. **DEPOSITS OF FEES, GRANTS & FUNDS.** All fees, grants and funds for the programs shall be deposited directly into a SU Foundation Enterprise Partners account on behalf of the System. All expenses incurred and fees earned by SU Foundation Enterprise Partners may be deducted from this account. After SU Foundation Enterprise Partners expenses and fees are paid, the remaining funds generated by the programs shall belong to the System. Remaining funds shall be disbursed at the end of each calendar year by SU Enterprises Partners to the Southern University System, unless otherwise agreed to by the parties. The cycle of business will be dependent on the deliverable that are stipulated in each contractual vehicle after each party is compensated for the statement of work. The process of invoicing and billing must be adhered and follow federal guidelines in the proposal and award schedules.

11. **POLICIES AND PROCEDURES.** The parties will develop more specific policies and procedures to further govern their relationship and the daily operation of the projects undertaken by the parties.

12. **INSURANCE AND INDEMNIFICATION.**

- i. Throughout the Term of this Agreement, Southern University System shall maintain insurance for bodily injury, death, or property damage arising from the relationship of the parties with minimum limits of liability in the amount of \$1,000,000 per occurrence. SU Foundation Enterprise Partners shall be an additional insured on this policy. A certificate evidencing such insurance shall be furnished to SU Foundation Enterprise Partners upon request.
- ii. Southern University System and/or its authorized representatives shall hold harmless, defend and indemnify SU Foundation Enterprise Partners, its agents, officers, employees, and board members from and against all liability for injuries to or death of persons or damage to property arising from the activities arising under this Memorandum of Understanding.

12. **TERMINATION.** This Agreement is cancellable at either party's sole discretion, for any reason, or for no reason, by giving sixty (60) days written notice.

13. **NOTICES.** Any notices relative to this Agreement shall be sent to the following:

Southern University System
c/o Dr. Ray Belton, President-Chancellor
J.S. Clark Administration Bldg.- 4th Floor
G. Leon Netterville Drive
Baton Rouge, LA 70813

SU Foundation Enterprise Partners
c/o Alfred E. Harrell III, CEO
J.S. Clark Administration Bldg.- 3rd Floor
G. Leon Netterville Drive
Baton Rouge, LA 70813

14. The parties voluntarily agree to the terms herein for the benefit of the Southern University System and SU Foundation Enterprise Partners.

15. The parties further agree to the following miscellaneous provisions:

- i. Governing Law: This Agreement shall be governed by Louisiana law and is fully performable in the Parish of East Baton Rouge, Louisiana.
- ii. Entire Agreement: This Agreement is the entire agreement between the parties and, except as expressly provided herein, cannot be changed, altered, or amended except by written amendment signed by both parties. The parties acknowledge and warrant that: (1) there are no other agreements, whether oral or written, express or implied, relating to the subject matter of this Agreement; and (2) neither party is entering into this Agreement in reliance on any promises or representations that are not expressly stated in this Agreement.
- iii. Amendments: Amendments to this Agreement may from time to time be agreed to, executed, and made a part of this Agreement. No amendment to this Agreement will be binding or enforceable unless it is in writing and is signed by both of the parties hereto.
- iv. Waiver: The waiver by either party of a breach or violation of any provision(s) of this Agreement will not operate as or be construed to be a waiver of any other or subsequent breach or violation.
- v. Counterparts: This Agreement may be signed and delivered in two (2) or more counterparts, each of which will be deemed an original and all of which together will constitute one and the same instrument.
- vi. Savings Clause: The invalidity or unenforceability of any provision in this Agreement shall in no way affect the validity or enforceability of any other provision. This Agreement shall be construed as if the invalid or unenforceable provision were never included in the Agreement.

(Signatures on following page.)

AGREED:

SOUTHERN UNIVERSITY SYSTEM

By: _____
Ms. Ann Smith, Chairman
Southern University Board of Supervisors

Date

By: _____
Dr. Ray Belton, President-Chancellor

Date

SU FOUNDATION ENTERPRISE PARTNERS

By: _____
Alfred E. Harrell III, CEO

Date

DRAFT



SOUTHERN UNIVERSITY LAW CENTER

261 A. A. LENOIR HALL

POST OFFICE BOX 9294

BATON ROUGE, LOUISIANA 70813-9294

OFFICE OF THE CHANCELLOR

(225) 771-2552

FAX (225) 771-2474

October 12, 2018

Dr. Ray Belton – President/Chancellor
Southern University System and Baton Rouge Campus
4th Floor – J.S. Clark Administration Building
Baton Rouge, Louisiana 70813

RE: Approval of Grant/Contract with the East Baton Rouge Public Defender Office

Dr. Belton:

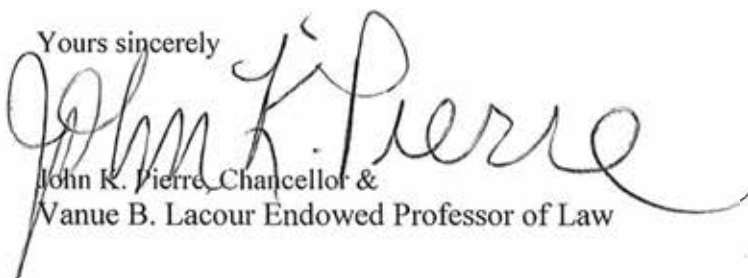
Kelly Carmena, a Clinical Assistant professor and supervisor of the Criminal Law Clinic at the Southern University Law Center has secured a second \$45,000 grant from the East Baton Rouge Parish Public Defender's office. The grant is for the Criminal Clinic to serve as one of several conflict counsels to represent indigent criminal defendants whose representation by the Public Defender may pose a conflict of interest. This grant is for a one-year period renewal that I anticipate will be renewed annually.

The funds enabled the Criminal Clinic to increase the level of services it offers to indigent criminal defendants and expand experiential learning opportunities for law students. The funding would also allow the clinic to ostensibly operate on a year round basis as opposed to a semester-by-semester basis, with very little summer activity.

This unique opportunity for the Law Center to partner with the East Baton Rouge Public Defender office, especially at a time when there are serious questions concerning the adequacy of indigent defender services in Louisiana is crucial. I am requesting that the Board approve the Grant/Contract renewal.

I would appreciate if you would place this item on the agenda for the Board of Supervisors to consider at the October 26, 2018 meeting of the Board. If you have any questions, please feel free to contact me.

Yours sincerely



John R. Pierre, Chancellor &
Vanue B. Lacour Endowed Professor of Law

CONTRACT FOR CONFLICT PUBLIC DEFENDER SERVICES
(UNDER THE PROVISIONS OF LSA-R.S. 15:161)

THIS agreement, entered into by and between the 19th Judicial District Indigent Defender, hereinafter referred to as **THE OFFICE OF PUBLIC DEFENDER** or **OPDBR**, created and organized under and by the virtue of LSA-R.S. 15:161, with Powers, Duties, and Responsibilities set out in LSA-R.S. 15:161, and **SOUTHERN UNIVERSITY LAW CENTER**, hereinafter referred to as **SULC**, a Law School in compliance with all ABA accreditation requirements, through **CHANCELLOR JOHN PIERRE**, who affirms herein that the law school is within the 19th Judicial District, Parish of East Baton Rouge, State of Louisiana at:

Southern University Law Center
2 Roosevelt Steptoe Street
Baton Rouge, Louisiana 70813
Phone: 225-771-2552

WHEREAS, the OPDBR is responsible, under the Law of Louisiana, for providing counsel for indigent persons prosecuted by the State of Louisiana, in accordance with the Louisiana Code of Criminal Procedure, whenever such persons are qualified, in accordance with the law, to be appointed legal counsel at public expense, in East Baton Rouge Parish, Louisiana.

WHEREFORE, IT IS AGREED BETWEEN THE 19TH JUDICIAL DISTRICT INDIGENT DEFENDER AND SOUTHERN UNIVERSITY LAW CENTER THROUGH CHANCELLOR JOHN PIERRE THAT:

CONSIDERATION CLAUSE:

- 1) SULC will provide felony conflict legal representation through the use of the currently enacted SULC Criminal Defense Clinic, herein creating a **CONFLICT PUBLIC DEFENSE CRIMINAL CLINIC** for the OPDBR for the period **beginning on October 1, 2018, and ending on September 30, 2019**, for \$45,000 payable by the OPDBR in equal monthly installments. Reasonable costs incurred for jury trials, pretrial litigation, writ practice, and experts may also be reimbursed to SULC with prior approval by OPDBR. The OPDBR will also provide additional malpractice insurance for SULC's legal counsel for all cases handled by the Conflict Public Defense Clinic. The parties may enter into negotiations to increase or decrease the salary of the Supervising Attorney assigned to oversee the Conflict Public Defense Clinic at either's option. Either party may terminate this contract for any reason within 60 days of providing written notice. OPDBR retains the right to terminate the contract immediately and without notice upon proof that either SULC or the designated Supervising Criminal Clinic Attorney

are no longer in good standing with the ABA and/or LSBA. OPDBR retains the right to terminate the contract immediately and without notice upon proof that either SULC or the designated Supervising Criminal Clinic Attorney are not in compliance with Rule XX of the Louisiana Supreme Court.

2) In return for the aforesaid consideration, SULC herewith agrees to render the following services only for OPDBR:

a. Provide legal presentation through the currently enacted SULC Criminal Defense Clinic in noncapital felony conflict cases as assigned by the Chief District Defender, Michael A. Mitchell. SULC may be assigned by the Chief District Defender to specific criminal sections of the 19th Judicial District Court of Louisiana. The method of appointment shall be as follows:

i. OPDBR shall be appointed to all indigent cases in the 19th Judicial District Court. When OPDBR recognizes a conflict in representation, SULC or another Conflict Contract Attorney/Office shall be assigned from the Panel of Conflict Contract Attorneys/Offices. OPDBR is appointed to indigent cases at call out and arraignment, generally.

ii. SULC shall receive all new case assignments by notice via email at the email designated by SULC within 48 hours of OPDBR appointment. That notice will include the case caption, date of assignment, any upcoming court dates, client contact information, and shall cc the court and court staff for the assigned section.

iii. If a case is assigned to SULC in advance of a charging instrument being filed by the District Attorney/Attorney General, SULC's designated Supervising Attorney is responsible for contacting the prosecuting agency to begin negotiations on behalf of the client as soon as possible. If a charging instrument will be filed, then SULC's Supervising Attorney is responsible for attending the client's arraignment, and if necessary, contacting court staff to schedule the arraignment date so that counsel will be present.

b. SULC shall provide representation to indigent clients through the use of the SULC Criminal Defense Clinic (as would otherwise) in accordance with Louisiana Law and the Rules of Ethics of the Louisiana Supreme Court and local rules of the 19th Judicial District. SULC's Supervising Attorney for the Criminal Defense Clinic shall meet with the Chief District Defender at his request to ensure quality of representation. SULC shall operate its Conflict Criminal Defense Clinic in full compliance with the

ABA Accreditation Standards, Rule XX of the Louisiana Supreme Court, and those bylaws which control the operation of the SULC Criminal Clinic.

- c. All public defense services will be provided in accordance with the Rule of Professional Conduct and standards and guidelines promulgated by the Louisiana Public Defender Board pursuant to LA R.S. 15:148. SULC is a general contractor whose obligation is to deliver legal representation and counsel to indigent clients through the SULC Criminal Defense Clinic in full vindication of the right to counsel as found in the United States Constitution and all other laws of the State of Louisiana and the United States of America.
- d. The Conflict Contract Public Defense Clinic shall consist of the Southern University Law Center's Criminal Defense Clinic and its current Supervising Attorney. The Supervising Attorney will be designated as lead counsel on all appointed felony cases. Third year law students, in compliance with Rule XX of LASC, shall operate as associate counsel under the direct supervision of the SULC's Criminal Defense Clinic's Supervising Attorney. Second year law students may act as investigative and research support, but shall not act as associate counsel. The Supervising Attorney shall be responsible for overseeing and approving services performed by the student attorneys. SULC must immediately report to the OPDBR any changes affecting the maintenance of membership in good standing of the Louisiana State Bar Association, ABA accreditation status, or breach of Rule XX of the Louisiana Supreme Court. Notice must be given to the Chief District Defender, Michael A. Mitchell, of any changes made to the supervision of the SULC Conflict Criminal Defense Clinic/Supervising Attorney. The Chief District Defender must give approval of any change to the supervision of the SULC Conflict Criminal Defense Clinic/Supervising Attorney, or the contract may be rescinded. Failure to notify and obtain the agreement of the Chief District Defender regarding substitution of the Supervising Attorney assigned to the SULC Conflict Criminal Defense Clinic shall result in immediate termination of the contract.
- e. SULC shall make use of the electronic case management system DefenderData to maintain up to date reporting of all pending cases assigned. This includes making event entries (including hour(s) spent) for all file activities. SULC shall close files in DefenderData upon dismissal or rendering of a sentence to DOC or Parish Prison. SULC shall not close files for which a client receive probation until such time that probation is terminated. OPDBR shall provide training to the designated Supervising Attorney for the Criminal Clinic and/or any and all staff/student attorney's


or student workers tasked with maintaining DefenderData on the use and management of DefenderData.

- f. OPDBR and SULC shall work together to maintain a caseload of 165 assigned conflict felony cases. One Bill of Information/Indictment is counted as one felony case. OPDBR will endeavor to assign cases proportionate to their severity, number of charges, and current caseloads of the entire Conflict Contract Attorney/Office Panel. SULC and the Chief District Defender may negotiate higher or lower caseload limits depending on the types, nature, and severity of the charges.
- g. SULC shall provide, at it's own expense, ordinary office expenditures including (but not exclusive of) secretarial support, telephone/internet, and office rent (if any). SULC shall accept clients for meetings/interviews at the above designated office.
- h. Any special costs on behalf of conflict indigent clients, such as investigation, experts, writs, etc., may be provided by OPDBR upon request made in writing to the Chief District Defender, Michael A. Mitchell. Approval of such request are subject to the availability of funds. Requests for funds should be made in writing as soon as the need arises. If funds are not available from OPDBR, then SULC shall attempt to secure the funds from the court.

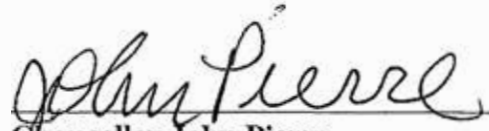
TERMINATION CLAUSE

This contract may be terminated by either party for any reason, however; shall not be terminated by either party without providing proper notice to the other at least 60 days in advance of the termination date, unless so specified above.

DATED THIS 19th DAY OF September 2018, IN EAST BATON ROUGE PARISH, BATON ROUGE LOUISIANA AND EXECUTED IN DUPLICATED ORIGINAL.

 09/19/2018

Michael A. Mitchell
Chief District Defender
East Baton Rouge Parish
Office of the Public Defender

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Chancellor John Pierre
Southern University Law Center