

**BOARD OF TRUSTEES FOR ALABAMA STATE UNIVERSITY
MINUTES OF RECONVENED REGULAR MEETING
JANUARY 9, 2004**

The Board of Trustees was called to order by Chairlady Toreatha M. Johnson at 9:00 a.m. in the Board Room of the Joe L. Reed Acadome—**Agenda Item I.**

Members present were Trustees James C. Cox, Buford Crutcher, Elton Dean, Thomas H. Figures, Lister H. Proctor, Joe L. Reed and Catherine W. Wright. Absent were Trustees Robert A. Jones, Jr., Bobby Junkins, Lawrence J. Lemax and Patsy B. Parker. Chairlady Johnson declared a quorum present—**Agenda Item II—Establishment of a Quorum.**

Agenda Item III—Invocation. The invocation was led by Vice President Leon Frazier.

Agenda Item IV—Adoption of the Agenda. It was moved by Trustee Wright, seconded by Trustee Reed that the agenda be adopted. Trustee Crutcher requested that Mr. Oscar Crawley be seated as the legal trustee to hold the seat from District Three. Chairlady Johnson overruled the request as out of order. On appeal by Trustee Crutcher of the overruling, Chairlady Johnson called for a motion to sustain her overruling decision. On motion by Trustee Wright, second by Trustee Reed, the Chairlady's ruling was sustained by majority vote. Voting aye were Trustees Cox, Figures, Johnson, Proctor, Wright and Reed. Voting nay were Trustees Crutcher and Dean. On call for the vote to adopt the agenda, the motion was carried by majority vote. Voting aye were Trustees Cox, Figures, Johnson, Proctor, Reed and Wright. Voting nay were Trustees Crutcher and Dean.

Trustee Robert A. Jones, Jr. was recognized as being present. Chairlady Johnson called for the Board to go into Executive Session at 9:30 a.m., to discuss the good name and character of certain individuals—**Agenda Item VII.**

Agenda Item VIII—Report from the Executive Session. The Board reconvened in open session at 11:36 a.m. On call for the Report from the Executive Session, Chairlady Johnson asked President Joe A. Lee to give the report regarding the appeal made to the Board by Mr. L. C. Cole—**Agenda Item V-A.** President Lee stated that the Director of Personnel and Human Resources confirmed that officials of the University who dealt with the case followed University policy; that he had reviewed the record, as made before the University Hearing Officer, and he had determined that Mr. L. C. Cole committed serious and deliberate violations of the National Intercollegiate Athletic Association (NCAA) Bylaws and Regulations and the rules and regulations of the Southwestern Athletic Conference (SWAC); that he (President Lee) made the decision that it is in the best interest of the University to terminate the contract of Mr. L. C. Cole as head football coach. President Lee asked the Board of Trustees to deny Mr. Cole's appeal and to ratify and sustain his action in terminating Mr. Cole's contract.

On motion by Trustee Catherine Wright, second by Trustee Thomas Figures, and carried by majority vote, the Board of Trustees sustained and ratified President Lee's action of terminating the contract of Mr. L. C. Cole as head football coach, and dismissed his appeal. Voting aye were Trustees James C. Cox, Thomas H. Figures, Toreatha M. Johnson, Robert A. Jones, Jr., Joe L. Reed and Catherine W. Wright. Voting nay were Trustees Buford Crutcher and Elton Dean. Sustaining was Trustee Lister H. Proctor.

Chairlady Johnson asked President Lee to give the report regarding the appeal of Mr. Douglas Howard—**Agenda Item V-B**. President Lee stated that the Director of Personnel and Human Resources confirmed that officials of the University who dealt with the case followed University policy; that he reviewed the record, as made before the University Hearing Officer, and that he determined that the contract for Mr. Douglas Howard be terminated, in the best interest of the University. President Lee asked the Board of Trustees to deny Mr. Howard's appeal and to ratify and sustain his action in terminating the contract of Mr. Howard, for violation of University rules and regulations. On motion by Trustee Joe L. Reed, second by Trustee Robert A. Jones, Jr., the Board of Trustees ratified and sustained the action of President Lee in terminating the contract of Mr. Douglas Howard by majority vote. Voting aye were Trustees James C. Cox, Thomas H. Figures, Toreatha M. Johnson, Robert A. Jones, Jr., Joe L. Reed and Catherine W. Wright. Abstaining were Trustees Buford Crutcher, Elton Dean and Lister H. Proctor.

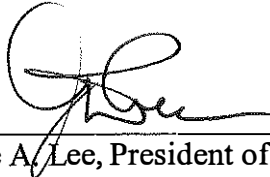
Agenda Item VI—Resolution of Status of Messrs J. C. Cole and Richard Freeman. Chairlady Johnson asked President Lee to give the report regarding the resolution of status of Messrs J. C. Cole and Richard Freeman. Chairlady Johnson called for a motion regarding the resolution of the status of Mr. J. C. Cole—**Agenda Item VI-A** and of Mr. Richard Freeman—**Agenda Item VI-B**. On motion by Trustee Catherine W. Wright, second by Trustee Robert A. Jones, Jr. and carried by majority vote, the terms of the agreements were sustained by the Board of Trustees. Voting aye were Trustees James C. Cox, Toreatha M. Johnson, Robert A. Jones, Jr., Joe L. Reed and Catherine W. Wright. Voting nay were Trustees Buford Crutcher and Elton Dean. Abstaining were Trustees Thomas H. Figures and Lister H. Proctor.

Agenda Item IX—Presentation: F. E. Hawkins Group. A presentation of a proposal to construct a football stadium on the campus was made by Mr. F. E. Hawkins. Much discussion followed the presentation. Chairlady Johnson expressed appreciation to Mr. Hawkins and his group for providing the information to the Board. She stated that the Board would be back in touch with him regarding the presentation.

Agenda Item IX—Discussion: The Massey Funding Proposal. Chairlady Johnson asked Attorney Troy Massey to present his funding proposal for a football stadium to be constructed on campus. Following Attorney Massey's presentation, there was much discussion. Chairlady Johnson thanked Attorney Massey for his presentation.

Agenda Item X—Special Contract. It was the consensus of the Board to take care of the special contract in another meeting.

Agenda Item XI—Other Business. There was no other business to come before the Board and on motion by Trustee Jones, second by Trustee Wright, and carried by unanimous vote, the meeting was adjourned at 12:45 p.m.



Joe A. Lee, President of the University
Secretary to the Board of Trustees

APPROVED

Toreatha M. Johnson, Chair
Board of Trustees for Alabama State University

**BOARD OF TRUSTEES FOR ALABAMA STATE UNIVERSITY
RECONVENED REGULAR MEETING
BOARD ROOM – JOE L. REED ACADOME
JANUARY 9, 2004
9:00 A. M.**

**A G E N D A
(Revised)**

- I. Call to Order
- II. Establishment of Quorum
- III. Invocation
- IV. Adoption of Agenda
- V. Appeals
 - A. Mr. L. C. Cole
 - B. Mr. Douglas Howard
- VI. Resolution of Status
 - A. Mr. J. C. Cole
 - B. Mr. Richard Freeman
- VII. Executive Session
- VIII. Report from the Executive Session
- IX. Presentation:
 - F. E. Hawkins GroupDiscussion:
 - The Massey Funding Proposal
- X. Special Contract
- XI. Other Business
- XII. Adjournment