

**Minutes of the Quarterly Board of Regents Meeting
Murray State University
Friday, November 30, 2007
1:30 p.m. – Jesse Stuart Room – Pogue Library**

The Board of Regents of Murray State University met on Friday, November 30, 2007, in quarterly session in the Jesse Stuart Room of Pogue Library on the main campus of Murray State University. The meeting was called to order at 2:15 p.m. by Chair Alan Stout.

The roll was called and the following members were present: William Adams, Marilyn Buchanon, Beverly Ford, Peg Hays, Eric King, Jay Morgan, Alan Stout, Jeff Taylor, Vickie Travis and Gina Winchester. Absent: Laxmaiah Manchikanti.

Others present were Randy J. Dunn, President; Jill Hunt Lovett, Coordinator for Board Relations, Executive Assistant to the President and Secretary to the Board of Regents; Tom Denton, Vice President for Finance and Administrative Services and Treasurer of the Board of Regents; Gary Brockway, Provost and Vice President for Academic Affairs; Jim Carter, Vice President for Institutional Advancement; Don Robertson, Vice President for Student Affairs; Bob Jackson, Associate Vice President for Institutional Advancement; Joyce Gordon, Associate Vice President for Human Resources; Dewey Yeatts, Associate Vice President for Facilities Management and Chief Facilities Officer; John Rall, University Counsel; members of the faculty, staff, students, news media and visitors.

**AGENDA
MEETING OF THE BOARD OF REGENTS
Murray State University
Jesse Stuart Room, Pogue Library
November 30, 2007
1:30 p.m.**

1. **Roll Call**
2. **Minutes of the Quarterly Meeting of the Board of Regents September 14, 2007**
3. **Public Participation**
4. **Report of the President** **Dr. Dunn**
5. **MSU “Spotlight”: Commonwealth Honors Academy** **Dr. Warren Edminster/
Dr. Randall Black**
6. **Report of the Chair** **Mr. Stout**
7. **Report of the Treasurer*** **Mr. Denton**
8. **Report of the Registrar*** **Ms. Kathy Kerr**
(December 2007 graduates)
9. **Gifts*** **Dr. Dunn**
 - A. **Computers and Monitors for Weaver Center for Academic Excellence**
 - B. **Nine-Year Old Broodmare and AQHA Nine-Year Old Red Roan Gelding**
10. **Naming of Facility*** **Dr. Dunn**
 - A. **Dr. Alfred Wolfson Center for Environmental Studies and Research**

- 11. Board of Regents Policy Manual Changes*** **Dr. Dunn**
- A. Section I Revisions
 - B. Policy on Use of Outdoor Areas by Non-university groups
- 12. Appointments to the University Student Appeals Board*** **Dr. Dunn**
- 13. Personnel Changes*** **Dr. Dunn**
- A. Staff Leaves of Absence Without Pay
 - B. Appointment of Interim Dean, College of Science, Engineering and Technology
 - C. Appointment of Interim Dean, University Libraries
 - D. Appointment of Commonwealth Endowed Chair in Environmental Studies and Research in the College of Science, Engineering and Technology
 - E. Appointment of Director of the Center for Reservoir Research in the College of Science, Engineering and Technology
 - F. Early Retirement Contract:
Elizabeth Blodgett
- 14. Committee Reports/Recommendations (Action Items Only Listed)**
- A. Academic Affairs* **Dr. Morgan**
 - 1) Professional MBA Program Course Fee
 - B. Athletic **Mr. Stout**
 - C. Audit* **Mr. Adams**
 - 1) Audited Financial Statements – General
 - a. Audit Committee Letter
 - b. Independence Letter
 - c. House Bill 622 Compliance Report for the Year Ended 6/30/07
 - d. Kentucky Lease Law Compliance Report for the Year Ended 6/30/07
 - e. General Financial Statement for the Year Ended 6/30/07
 - 2) Audited Financial Statements – Federal Funds
 - a. A-133
 - 3) Audited Financial Statements – Athletics
 - a. NCAA Independent Accountants’ Report on Application of Agreed Upon Procedures for Intercollegiate Athletics for the Year Ended 6/30/07
 - b. Murray State University Athletic Foundation Audit for the Year Ended 6/30/07
 - 4) College of Science Audit
 - D. Buildings and Grounds* **Ms. Hays**
 - 1) Authorization to Raze 2009 College Farm Road
 - E. Development/Investments **Mr. Stout**
 - F. Equal Opportunity/Affirmative Action **Mrs. Ford**
 - G. Faculty/Staff Affairs **Mrs. Winchester**
 - H. International Relations* **Mrs. Travis**
 - 1) International Tuition Policy and Rate

I. Finance*

Mr. Taylor

- 1) **Jeffrey Clarke Endowment (Quasi Endowment)**
- 2) **Project Scope Increase for Public Safety Building**
- 3) **Meal Plan for International Students**
- 4) **New Student Summer Orientation Fee Proposal**
- 5) **Murray State University's Plan for Achieving State-wide Priorities**

J. Governmental Relations

Mrs. Travis

K. Student Life

Mr. King

15. Closed Session

A. Discussion of proposed or pending litigation

B. Deliberations on the future acquisition or sale of real property

(*Indicates Board Action Item)

1. Public Participation

Mr. Stout announced that the Board would move into the public participation section of the meeting with one individual signed up to speak – Dr. Ann Beck with the MSU Department of Government, Law and International Affairs regarding the non-discrimination policy.

Dr. Beck stated that she is a citizen of Calloway County and serves Murray State University as a faculty member in the Department of Government, Law and International Affairs and her area of specialization is public sector human resource management. She is speaking in support of student Anthony Jones' proposal to bring the MSU Equal Employment Opportunity Policy into agreement with other policies of the University that prohibit employment discrimination on the basis of sexual orientation. Dr. Beck stated that Board action is essential for three reasons:

- 1) Over the next eight to ten years the University faces the dual challenge of doubling enrollment and graduation rates while also replacing an entire faculty. She feels given the current turnover rate and the increasing age of the workforce that potential new faculty members will be necessary to handle the increase in enrollment and possibly 40 to 50 full-time faculty positions would need to be filled each year. She stated that competition for diverse and high quality faculty is becoming more intense nationwide and it is increasingly difficult to find, attract and retain a faculty that reflects the University's student population. Dr. Beck stated that it is in the institution's best interest to increase faculty diversity in order to effectively interact with and attract a wider variety of students to MSU within the next decade. A diverse faculty will help attract and retain a diverse set of students and she believes Murray State can recruit a wider variety of high quality faculty by sending a strong message to current and potential faculty, staff and students that the University values diversity and prohibits all forms of discrimination.
- 2) Dr. Beck reported that research regarding job and school searches shows that members of minority groups have an increased interest in and response to institutions that have increased diversity images and statements in their policies and on their Internet sites. She feels that in order to meet recruitment goals Murray State cannot afford to turn away a single capable student or faculty or staff member who is ready and willing to join the learning community and that a clear and consistent statement regarding diversity may make the difference for many such applicants.
- 3) Dr. Beck stated that students should view MSU as a diversity leader in the region and should also see affirmative action recruitment as a positive reflection of Murray State and the citizens of western Kentucky. She stated that as a large public employer in

this region Murray State must demonstrate to students the importance of equal education and equal opportunity for all members of Kentucky communities.

Dr. Beck urged the University to join its sister public universities in Kentucky and update MSU's Equal Employment Opportunity Policy to reflect a wider range of diversity issues and to project a stronger desire to attract and retain high quality students, staff and faculty who can lead Kentucky into the future. Dr. Beck thanked the Board for the opportunity to speak during the public forum. Mr. Stout thanked Dr. Beck for her comments.

Mr. Stout stated that in his haste to call the meeting to order he had not welcomed everyone, including the members of the Board, faculty, staff, students and members of the public and wished to do so at this time.

2. Minutes of the Board of Regents Meeting, approved

Ms. Hays moved that the Minutes of the Quarterly Board of Regents meeting held on September 14, 2007, be approved with one correction, the deletion of two duplicated words. Dr. Morgan seconded and the motion carried.

3. Report of the President

President Dunn asked Board members to refer to their supplemental notebooks.

- **Grant Announcement**

Dr. Dunn announced a grant in the amount of \$130,000 for a project that will be investigated by Dr. W.A. Franklin for the West Kentucky Mathematics Partnership. He also announced a grant in the amount of \$140,000 for a project from Professor Joe Baust, *Change Over Time: Environmental Problem Solving Using Math, Science and Other Subjects from Concept to Practice*.

Dr. Dunn stated that both grants are being awarded to Murray State University under the Improving Educator Quality state grant program and he wanted to publicly announce these sizeable and significant grants. He stated it is especially notable that the two grants are coming to the College of Education and total approximately \$270,000, which represents 27 percent of funding available for this program for the Commonwealth of Kentucky. He thanked Drs. Franklin and Baust for their efforts in this area.

- **Regional Stewardship Advisory Committee**

Dr. Dunn reported that Mrs. Winchester has been working diligently on the regional stewardship and outreach initiative for Murray State. One piece of that work has been the creation of a Regional Stewardship Advisory Committee. He stated that Mrs. Winchester has spent a great deal of time and work in vetting candidates, meeting with them and looking at the work that will be involved. Dr. Dunn indicated that a list of the Regional Stewardship Advisory Committee was provided to the Board in their supplemental notebooks. Dr. Dunn stated that there was no need for action but he wanted the Board to be aware of those individuals who will be serving in this role.

Dr. Dunn reported that a major challenge for regional stewardship is determining what Murray State does and how. He added that everyone has projects and would like to do something around this initiative, but it is necessary to ensure the University has an accurate needs assessment from the region in addition to a means of looking at projects to be undertaken in partnership with the region. He stated that the Advisory Committee would represent both sides of the issue. Dr. Dunn reported that another challenge was securing representation across the 18 county area of responsibility and also recruiting individuals from across numerous sectors, including public education, economic development, government as well as other areas. He commended Mrs. Winchester for her efforts in assembling the Regional Stewardship Advisory Committee.

- **MyGate Friday**

Dr. Dunn announced MyGate Friday, a new initiative which begins today. He reported that one of the challenges the University faced with implementation of the ERP system was

ensuring that the individuals actually participating in the implementation have the time they need to make changes in organizational processes, attend training, and move data and procedures. The determination was made that the offices most heavily involved needed to be identified and individuals in those areas allowed time away from their day-to-day work and routine to complete work associated with the ERP implementation process. He stated that in talking with various individuals and examining how other campuses approached the ERP process it was determined that the MyGate Friday concept would be initiated in those areas most crucial to the implementation. This would provide these offices, primarily in student services, human resources, and in the physical facility areas with the ability to close to regular business on Friday mornings from 8 a.m. until 12 noon to undertake the work necessary to build the ERP system. He reported that walk-up traffic and telephone coverage will be handled centrally and broad notification has been provided to the campus that these offices would not be conducting normal business during this period of time. He further stated that a point of contact has been named from each office or area involved to ensure that if there is an emergency it will be handled in a timely manner. Dr. Dunn indicated MyGate Friday is an initiative that will assist University employees with the ERP implementation process and benefit the University by not paying large amounts of overtime to facilitate the completion of this work. He reassured the Board that the time identified was one representing the least amount of student traffic and that the program will be monitored throughout the spring semester. If the program becomes detrimental to student services across the identified areas other alternatives will be developed.

- **FY 07 Carryforwards Schedule**

Dr. Dunn indicated that Judge Taylor requested copy of the carryforwards schedule from the previous year budget that the University is accessing for fiscal year 2008-09 and that has been provided in the supplemental notebooks. Dr. Dunn stated that work in compiling the list was done around the audit and also with assistance from individual units to ensure accuracy prior to releasing carryforwards. Dr. Dunn called the Board's attention to the first paragraph of the cover memorandum, indicating that part of what drives the process is the flexibility to allow individual units to bank money over time for the purpose of saving for high end expenditures that could not otherwise be addressed during the fiscal year. Dr. Dunn believes this represents a good budgeting practice and stated it has been in place at the University for a number of years. He does not think the University should abandon this practice because it allows the units flexibility in gathering resources. He further stated that without this process units might be inclined to simply spend any money remaining at the end of the year whether they need something or not. Dr. Dunn indicated if any questions or issues come up as Board members review this information they should certainly bring those concerns back to the Board for future discussion.

- **Final Version of the Six-Year Capital Plan**

Dr. Dunn stated that at the September 2007 quarterly meeting, because there was not a Board meeting subsequent to the University's submission of the *Six-Year Capital Plan* to the Council on Postsecondary Education (CPE), a draft plan was approved by the Board with the understanding that a final plan would be presented at a subsequent meeting with any changes noted. Dr. Dunn pointed out that the final page of the document denotes changes in the original version presented to the Board and what was actually submitted to the CPE. The following changes were highlighted:

- Language on the acquisition of land was moved up and the funding source was changed as a part of examining potential needs that may arise on campus for land acquisition.
- Reordered agency bond priorities for the purpose of being more politically savvy than what was portrayed in the original agency bond list. No changes were made in the title or scope of the top ten projects.
- Moved construction of the Regional Postsecondary Education Center in Paducah to 2010-2012. The item title and amount were changed to match the project description submitted by the Kentucky Community and Technical College System (KCTCS).
- Added a line for replacement of College Courts in the 2008-2010 biennium to provide flexibility for Murray State to utilize the public-private partnership option if the University elects to pursue this option.

Fall 2007 Final Enrollment Count

Dr. Dunn asked Dr. Robertson to report on the final enrollment count for Fall 2007. Dr. Robertson provided a breakdown of fall 2007 enrollment based on figures submitted to the CPE. He reported that fall 2006 enrollment compared to fall 2007 showed a decrease in total enrollment of 1.4 percent (-148) primarily in part-time undergraduate students. There was an increase in graduate students (+98). The decline in undergraduate full-time students (-84) is primarily the result of decreases in transfer and returning students, particularly in the junior class. The decrease in undergraduate part-time students (-162) was primarily a result of a de-emphasis on special population classes that the University offered in the past, such as Health 189 and a freshman orientation class for English as a Second Language (ESL) students. There was slight increase in the freshman class (+2).

Dr. Robertson then provided a breakdown of first-time freshmen by state, indicating that there was a significant increase in Kentucky (+22) particularly in the 18 county service region. There was a significant decrease in Tennessee as a reflection of the lottery and the Hope Scholarship. This fall the University experienced a record number of admitted freshmen (+2,544), an increase of approximately 100 students. Dr. Robertson pointed out the administration is aware of the challenges the University faces in recruiting students from Tennessee and is examining ways to counter those challenges. He indicated there was a decline in first-time students and also in total enrollment. Since 2004, the first year of the Tennessee lottery and the Hope Scholarship, the impact has been a decrease in enrollment of Tennessee residents from a high of 1,153 students in Fall 2003 to 842 students in Fall 2007.

Dr. Robertson discussed first-time transfer enrollments by state, indicating that the University is down 59 students. Measures undertaken to counter this trend include enhancing the transfer student scholarship, clarifying recruiting procedures between extended campuses and the School Relations Office and dedicating a School Relations Admissions Counselor specifically for new transfer students.

Dr. Robertson reported that international student enrollment is down somewhat from the previous year (-26). The decline in undergraduate part-time international students is mainly a result of not offering the Freshman Orientation class for ESL students. There was an increase in full-time undergraduates (+10) and a decline in graduate full-time students (-13).

Dr. Robertson reported that the total African-American enrollment comparison shows a decrease of 15 students partly due to a very large spring 2007 graduating class. Total Kentucky African-American enrollment was down by four (4) and All First-time Freshmen were up (+4) as were the Kentucky First-Time Freshman (+14). Dr. Robertson stated that in order to address this issue the University is offering a bus-in recruiting program from Louisville as well as on-campus admission that is taking place once a student arrives on campus. The retention issue is being addressed by providing more resources to the Retention Office, particularly in the African-American Student Services area, including the addition of a Retention Specialist. He also indicated that a very active Multicultural Parents Advisory Council has been established and a variety of retention workshops and programs are being offered.

Dr. Robertson outlined several planned enrollment growth initiatives that have already or will shortly be implemented, including:

- New freshman scholarship awarding procedure clarified
- Procedures to make initial scholarship awards earlier in the spring semester (March 1)
- Building prospect pool by purchasing additional ACT names
- Implementation of new recruitment software (CRM)
- Increased emphasis in Illinois (Clarke Scholarship)
- Survey administered to students admitted that did not enroll -- 25 percent of the results indicate scholarship awards and financial packages were major issues of why students chose to go elsewhere and in some cases the timeliness of information received regarding their awards played a factor in the decision. Procedures have already been implemented to provide scholarship award information to the students earlier.

Dr. Robertson also reported several retention initiatives that have taken place, including:

- Moved from a part-time Retention Coordinator to a full-time Retention Coordinator with Ms. Carmen Garland filling this position
- Created a Sophomore Task Force to give more emphasis to the Sophomore year
- Identified additional money for retention scholarships
- Increased emphasis on retention alerts
- Established committee to study six-year graduation rate

Mrs. Buchanan indicated that seven years ago a “trench” area was identified in the Henderson and Hopkinsville area where Murray State competed for students directly with Western Kentucky University. She asked what Murray State’s presence is in the Henderson and Evansville area, indicating that area is the 140th largest metropolitan statistical area in the United States. Mr. Radke reported that the trench has grown from the Pennyriple Parkway to I-65 and all counties in between because MSU is in direct competition with WKU in that particular area. He indicated that Murray State is extremely visible and aggressive in those areas and individual school visits and college day programs are conducted, as are dessert receptions in Owensboro, Evansville and Henderson. Mr. Radke indicated that the University caters to guidance counselors by taking them to lunch and providing them with updated information on MSU. The University also offers extended campus programs in these areas and has dedicated money to go toward various media outlets and advertising in the Henderson/Evansville area. Dr. Dunn added that part of the challenge in the trench area is that other universities are also competing for Murray State students and the University must decide how to respond to this challenge.

Mrs. Buchanan mentioned that in the supplemental materials received the University is down 61 students in Calloway County and asked for an explanation. Mr. Radke explained that declining class size plays a part but also each class is different academically and the percentage of students going to college will vary from year to year. These two factors played a large role in the decreased number of students from Calloway County. He reported that in order to combat this decline the University has conducted on-site admissions where School Relations staff, in conjunction with staff from the Admissions Office, visit a particular school and have a procedure in place whereby students present their applications and fees to University officials. The guidance counselor office at the school provides the student transcripts and the Admissions Office staff is able to admit those students on the spot and immediately provide them with a letter of admission. Mr. Radke indicated this process is being carried out in Calloway County and Murray schools as well as in schools in Marshall and Graves counties and Mayfield. Mrs. Buchanan indicated that in Marshall and Livingston counties the complaint has been that University guidance counselors did not have a large presence in their schools and that she is encouraged by the initiatives outlined. Mr. Radke added that 70 students from Marshall County were immediately admitted during this process. Mrs. Buchanan and Mr. Stout agree that guidance counselors play an essential role in the process and Dr. Robertson assured them that the University conducts personal visits, holds receptions and distributes newsletters directed toward this audience.

Dr. Robertson reported that the University is examining databases to determine how many students come from the different high schools each year and also to look at the graduating classes compared to previous years to identify potential trends. He reported that yield analysis is currently being conducted and indicated this could assist the University tremendously in developing a strategy in areas where enrollment has declined.

Dr. Dunn stated this is a challenge for the University but is not a reflection on the work of Mr. Radke and his staff. Demographics are very difficult in the Commonwealth and nationally and there is a downward trend in the number of students available across the country. The University is working on this issue at the operational level and accepts the fact that new ways of doing the work of the University must be identified. He further stated that an issues management group is examining policy issues around enrollment that will help support increased numbers. This is not only a challenge for the University but the demand is also coming from the state to double the number of bachelor’s degrees produced by 2020. The University must determine the best way to handle the demographic situation but must also look toward responding to the state initiative. If the University does not meet certain targets it will not receive funding for this initiative that most likely will be provided in the budget.

Dr. Dunn reported that the decision was made to not try to work the system through special populations and that only one all user e-mail went out regarding the health class. He indicated that he needed to determine where the University actually stands with regard to enrollment. Mrs. Buchanon asked if not advocating the health class would have an effect on the University's insurance rates and Dr. Dunn stated he did not believe it would have an effect for the short term and would not hurt the University rate directly. Dr. Dunn indicated, however, if the situation arises where the University gets paid for target populations and degree production, all options would be considered that would prevent the University from leaving money on the table. He stated that the courses referred to earlier did not lead to degree production but simply increased headcount and that this issue must be followed very closely. He reported that possible solutions include transfer scholarships and on-site admissions and the University will determine how to keep moving forward with these initiatives.

Mr. Stout indicated that demographics are a major concern for every university and there are smaller and smaller potential pools from which to draw students. He asked if an on-site registration system is in the community colleges and Dr. Robertson reported that the University undertakes quite a few initiatives on-site at the community colleges. He indicated that the transcript information has to be evaluated quite a bit more than those in the high schools and the process is not quite as seamless. Dr. Dunn reported that responsibility for recruiting this group of students had never been assigned to a specific office but that issue is being addressed.

Mrs. Buchanon asked if the University continues to spend a lot of time in the Louisville and Lexington area and Mr. Radke reported that was very much the case and includes frequent visits from Dr. Dunn. Mrs. Buchanon stated that she feels the Murray State billboards in that area have carried major weight and it might be wise to secure billboards in the Nashville and Evansville areas. Dr. Dunn agreed that another challenge the University faces is determining an appropriate marketing strategy.

- **Points of Pride**

Dr. Dunn announced that Dr. Joe Baust was recently awarded the Jeske Award, the highest honor from the North American Association for Environmental Education (NAAEE). Dr. Baust has overseen the MSU Center for Environmental Education for the past 15 years and has been involved with environmental education awareness at various levels. Dr. Dunn asked Dr. Baust to stand and be recognized for receiving this award.

Dr. Baust thanked Dr. Dunn and the Board for their recognition and added that he would be remiss in not saying that achieving this award was a team effort which includes support from the University, the College of Education and his colleagues. Dr. Dunn stated that a great deal of work has taken place on campus in regard to recycling efforts and Dr. Baust and Mr. Josh Jacobs, Special Projects Coordinator, President's Office, have been involved in that effort.

Dr. Dunn announced that Adam Moore, a May 2007 graduate, has been serving as an intern with Senator Mitch McConnell in Washington, DC. Mr. Moore has been in contact via e-mail and indicated that he has had an opportunity to meet world leaders and that words he has written have been read on the Senate floor. His e-mail thanked Murray State and individuals he worked with at the University, particularly Professor Winfield Rose, for their support and encouragement that have brought him to this point. Dr. Dunn stated that anyone who has worked in state government knows that policy is driven by 20-24 year olds who conduct research and write legislation.

Dr. Dunn announced that Murray State's chapter of Pi Sigma Alpha, the political science honor society, received the *Best Chapter National Honor* during the summer meeting. The University received notification of this honor shortly after the September Board meeting. He indicated that Martin Battle served as coordinator during the award period and wanted to publicly announce that excellence once again has been indicated through the local chapter of Pi Sigma Alpha. Mr. Stout pointed out that Board member Judge Jeff Taylor is the recent recipient of their Alumnus of the Year Award. Dr. Dunn congratulated Judge Taylor on this honor.

Dr. Dunn reported that earlier in the week the University chartered the local chapter of Phi Kappa Phi which is the nation's largest and oldest interdisciplinary society. Dr. Gary Brockway, Provost, and former Associate Provost Sandra Jordan, worked diligently on this

project. He explained that a group of faculty at MSU who are Phi Kappa Phi members thought it would be a wonderful opportunity for the campus given the distinction and prominence of this interdisciplinary society. The process was very vigorous and time intensive and Phi Kappa Phi representatives visited campus this past spring and the University was successful in chartering the local chapter this past week. Dr. Dunn stated that there are only 302 chapters in the country.

- **Policy Issues**

Dr. Dunn stated that the CPE Funding Recommendation for the 2008-2010 Biennium is the beginning of a long process and Board members will be apprised as the process goes forward through the spring semester. He reported that the scenario for the University would be good if the current budget situation holds, with roughly a 6.7 percent increase in the first year of the biennium and 5.6 percent increase in the second year of the biennium. He indicated a significant amount of money in the *Bucks for Brains* program will match money the University puts forward for endowments and other items listed in the budget spreadsheet presented to the Board members. He feels the CPE has advanced a strong and vibrant budget recommendation.

With regard to federal funding, Dr. Dunn specifically referenced the Breathitt Veterinary Center (BVC) appropriation, stating that the Labor, Health and Human Services and Education appropriations bill passed by Congress a couple of weeks ago contained a federal line for the University and BVC and included money for equipment in the amount of approximately \$200,000. He further stated that this initiative has been worked very hard by the School of Agriculture, Mr. Jackson and staff members for Representative Ed Whitfield. He reported the bill made it through the House and Senate but was eventually vetoed by the President. The bill did go back to the House for a veto override and fell only two votes short.

Dr. Dunn stated that Congressman Whitfield was there on the initial vote and was there for Murray State on the veto override and that the bill is not dead. It will go back in another bill and within six to eight weeks there should be some news regarding the outcome. Dr. Dunn indicated that in either event it is a good sign BVC was included even though the outcome was not positive. Mr. Stout mentioned that Regents Peg Hays and Jay Morgan have been unrelenting in their support of the BVC initiative and Dr. Dunn and the other Board members concurred.

5. MSU “Spotlight”: Commonwealth Honors Academy

Mr. Stout stated that the Commonwealth Honors Academy (CHA) was in the spotlight for this Board meeting and asked Dr. Warren Edminster, Director, and Ms. Llana Chavis, Counseling Director, to come forward. Dr. Edminster stated that he appreciates Murray State’s firm commitment to the well-being and enhancement of the region and that the Commonwealth Honors Academy is one program entirely devoted to this goal. He reported that the CHA seeks to draw high potential students from high schools in the service region and bring them to campus for an academic and personal development and enrichment experience that stresses leadership and service. He stated that the goal is for the students to forge bonds and become leaders in their respective communities to help make them a better place to live and work.

Dr. Edminster reported that while on campus the CHA students took two courses related to a unifying theme and received six hours of credit for their work, attended a recital on the career of Marian Anderson and viewed a one-man performance on the works of Mark Twain. They also attended lectures by distinguished speakers on relief efforts in the Sudan, inner-city and minority education in Kentucky and international service opportunities. The students travelled to the Frist Center for Visual Arts in Nashville, Tennessee, and attended a performance at the Nashville Symphony Hall. Finally, the students participated in a personal development seminar three times a week and in a forum on issues such as diversity and career and college planning once a week. They also participated in a series of team and community-building recreational activities.

Dr. Edminster reported that in the 2005-2010 Action Plan the University committed to an expansion of the CHA which included additional funding. He stated the fruits of that commitment are now coming to bear with an increase in applications and enrollment. In 2007, 110 students completed the Academy, up from 76 three years ago. This year 55 of the 98 students on campus for the 2006 Honors Academy enrolled at Murray State University. Twenty-eight of those students are enrolled in the Honors Program, making this the largest freshman Honors Program class in the history of the University.

Dr. Edminster stated that there are other components of the program that cannot be measured statistically and he turned the presentation over to Ms. Chavis. She stated that from a counseling perspective she sees the CHA program helping students through personal growth and illustrated that point by reading quotes from students who have participated in the program.

Dr. Edminster stated that the President's Office, Dr. Brockway and the Provost's Office, Dr. Robertson, Mr. Carter, the Foundation and many others provide support for the Commonwealth Honors Academy to ensure its success. He stated that the program is grateful to the Board for its support and presented glass mugs to each member.

Mrs. Buchanon asked how many applicants applied to the Commonwealth Honors Academy this year and Dr. Edminster replied that there were over 180 applicants with 130 plus students actually being admitted. Dr. Dunn pointed out that the CHA is a very strong recruitment tool for the University and Dr. Edminster added that the quality of students has improved in terms of ACT and SAT scores.

Ms. Hays asked how recruitment for CHA is handled and Dr. Edminster responded that CHA is publicized in many ways with assistance from the New Bureau and the campus TV station. He also reported that DVDs are distributed and student workers call the individual schools to secure the names of junior level teachers. Information regarding the program is then mailed to those teachers and they are asked to identify high-performing students who might be particularly well suited for and could benefit from the CHA program. Guidance counselors are also contacted for their input. Dr. Edminster stated that only a small percentage of students are actually eligible for the Commonwealth Honors Academy in terms of test scores and grade point averages.

The Board thanked Dr. Edminster and Ms. Chavis for their presentation on the Commonwealth Honors Academy.

6. Report of the Chair

Mr. Stout presented a report focused on the Council on Postsecondary Education's Double the Numbers Report issued in October 2007. He stated that all Board members have received a full copy of the report.

(See Attachment #1)

7. Report of the Treasurer, accepted

Treasurer Tom Denton presented and reviewed the financial and investment reports for the period of July 1, 2007, through September 30, 2007. Following discussion, Mrs. Buchanon moved, seconded by Dr. Morgan, that the Treasurer's Report be accepted as presented. Motion carried.

(See Attachment #2)

8. Report of the Registrar, accepted

Dr. Dunn stated there are 905 candidates for December 2007 Commencement and the listing includes the awarding of an Honorary Doctorate of Science to Johny Brown Russell.

Mrs. Buchanon moved, seconded by Ms. Hays, that the Board of Regents ratify the awarding of the degrees to individuals on December 15, 2007, as recommended by the Registrar. Motion carried.

(See Attachment #3)

9. Gifts, accepted

Mrs. Travis moved, seconded by Mr. King, that the Board of Regents, upon the recommendation of the President of the University, accept the donation of the following:

- 15 computers and monitors valued at \$26,820 which were donated by C.A. Jones, Incorporated of Murray, Kentucky;
- A nine-year-old broodmare valued at \$20,000 which was donated by Jack and Laurie Wolf of Sarasota, Florida; and
- A nine-year-old Red Roan AQHA Gelding valued at \$20,000 which was donated by Nancy S. McKay of Newburgh, Indiana.

Motion carried.

10. Naming of Facility, approved

Dr. Dunn stated that the University received a significant anonymous gift and as a part of that gift there was a desire to create the Dr. Alfred Wolfson Center for Environmental Studies and Research on campus. He reported that the Center would be used for research and would house the Center for Reservoir Research and the office of the Commonwealth Endowed Chair in Environmental Studies and Research at Murray State University.

Dr. Morgan moved, seconded by Ms. Hays, that the Board of Regents, upon the recommendation of the President of the University and the Campus Facilities Committee, approve the naming of the Dr. Alfred Wolfson Center for Environmental Studies and Research.

Motion carried.

11. Board of Regents Policy Manual Changes

Section I Revisions, postponed

Ms. Becky Watts, Deputy to the President, reported that at the September 14, 2007, meeting the Board of Regents approved work to begin on updating the Board of Regents Policy Manual which had not been comprehensively reviewed and updated for more than 20 years. The important work would include addressing obsolete language and the addition of pertinent language to bring currency to the manual. An Ad Hoc Policy Manual Committee was appointed to review proposed language changes and updates recommended by University staff. Committee members include Mr. Stout as Chair, Mrs. Ford, Dr. Morgan and Judge Taylor. The Committee will then make recommendations for action to the Board of Regents.

Under the direction of Ms. Watts and after review from President Dunn and General Counsel John Rall, an examination of *Section I – The Regents* has been completed and recommendations for language changes made to the Committee include:

- updating obsolete language;
- adding language to fill gaps not covered in the existing policy based on a review of other Kentucky public University Board policy manuals; and
- reorganization of the appendices containing pertinent sections of the Kentucky Revised Statutes.

Dr. Dunn indicated that an amendment to the Bylaws of the Board of Regents states that there must be a subsequent meeting of the Board to approve changes to the Bylaws. The minutes reflect, according to the amendment language for the Bylaws, that the Board of Regents has undertaken the first review of proposed changes to *Section I* of the BOR Policy Manual. The document will be reviewed again in detail by the Ad Hoc Policy Manual Committee and will be presented to the Board for approval at the February 2008 quarterly meeting.

Dr. Morgan recommended that the President and his staff also make revisions on *Section II* of the Policy Manual and both sections would then be reviewed by the Ad Hoc Policy Manual Committee. Dr. Dunn clarified that it is the wish of the Board for University staff members to conduct the initial revision of *Section II* of the Policy Manual and bring both sections before a physical meeting of the Ad Hoc Committee. All Board members agreed this would be the best course to follow. Mr. Stout stated that the Board appreciates the amount of work being devoted

to this project and especially thanked Ms. Watts for her work. Dr. Dunn encouraged any members of the Board who are not part of the Ad Hoc Committee to communicate to the committee members any issues or concerns they feel need to be addressed and/or incorporated into the final document.

Policy on Use of Outdoor Areas by Non-University Groups and Individuals, adopted

Dr. Dunn stated that there is a piece of stand-alone policy language that the Board needs to act on now and that is the Policy on Use of Outdoor Areas by Non-University Groups. He indicated that when review of the Policy Manual reaches that section the Board will have already acted on the policy and it can be included at that point.

Dr. Dunn explained that review of this policy arose out of the pending litigation with Brother Jim Gilles and the Court's ruling that the provisions of Murray State's Non-University Speaker Policy were inapplicable to non-university groups and individuals who wish to utilize outside areas on campus to speak publicly. The attached policy was developed to provide uniformity in processing requests, simplify the applicable policies and provide a reiteration that, with exceptions noted in the policy, non-university groups and individuals wishing to use outside areas on campus must be sponsored.

Mr. Rall stated that the proposed policy is inspired by a number of factors, including the fact that the University is undertaking a review of many policies. He anticipates there would be a future policy along these lines with respect to use of outdoor facilities by a University group. He indicated that there are different procedures for requests to use outside facilities and at times there can be several simultaneous requests. Mr. Rall further reported that the policy currently used for University groups is more efficient than the policy used for non-university groups. He stated that one change that differs from anything previously established at the University is the designation of a free speech zone to be located near the Curris Center. He provided a photograph to Board members with the area in question outlined in green. Mr. Rall indicated that this policy will help to relieve the administrative burden of monitoring speakers on campus and whether they have sponsorship. In addition, the University endorses the idea of having diverse points of view on any number of topics so this area is intended to allow individuals to register to speak without having to have any type of University sponsorship. He believes the proposed policy will further practices at the University and formalize the procedure used with respect to non-University groups and reiterate that sponsorship, with the exception of the free speech zone, is required.

Dr. Robertson added that the free speech zone location was chosen because it provides a venue for those wishing to express their right to free speech to do so while allowing those who do not want to listen to the speaker to not be forced to do so. The area does not obstruct any emergency vehicles should they be needed. Mr. Rall indicated that the area would be designated and marked in some manner. Mrs. Winchester asked if this area would apply to students wishing to use outside areas of the University and Mr. Rall indicated that question would eventually need to be addressed to ensure students are accorded at least as many rights as outside speakers.

Dr. Morgan moved, seconded by Mrs. Travis, that Murray State University Board of Regents adopt the proposed Policy on the Use of Outside Areas by Non-University Groups and Individuals. Motion carried.

(See Attachments #4 and #5)

12. Appointments to the University Student Appeals Board, approved

Mrs. Buchanon moved, seconded by Mr. King, that the Board of Regents, upon the recommendation of the President of the University, appoint the following faculty and students to the University Student Appeals Board for the terms indicated:

Faculty: Three-year term (2007-2010)

Sonya Baker, Associate Professor, Department of Music
College of Humanities and Fine Arts

Kenneth Fairbanks, Professor, Department of Mathematics and Statistics
College of Science, Engineering and Technology

Students: One-year term (2007-2008)

Ron Beaton, Jessica Grogan, Megan Whitt

Motion carried.

13. Personnel Changes

A. Staff Leaves of Absence Without Pay, approved

Mrs. Winchester moved, seconded by Mr. Adams, that the Board of Regents, upon the recommendation of the President, approve the Staff Leaves of Absence Without Pay as listed below:

<u>Name</u>	<u>Department</u>	<u>Effective Dates</u>
Cokolow, Kimberly	Food Service	08/18/07-12/31/07
Dunlap, Randy	Facilities Management	10/01/07-12/31/07
Elkins, Felecia	Facilities Management	10/18/07-10/29/07
Hopkins, John	Facilities Management	09/01/07-12/31/07
Muskgrove, Barbara	Facilities Management	09/01/07-11/30/07
Shoemaker, Dean	Facilities Management	10/09/07-11/30/07
Slinker, Joseph	Facilities Management	10/08/07-11/30/07
Smart, Michelle	Health Services	10/25/07-11/26/07
Snyder, Marlyn	Facilities Management	09/01/07-09/04/07
Wilford, Sandra	Facilities Management	09/01/07-11/16/07
Woodall, Gina	Paducah Campus-Administrative	09/21/07-10/10/07

Motion carried.

B. Appointment of Interim Dean, College of Science, Engineering and Technology, approved

Mr. Adams moved that the Board of Regents, upon the recommendation of the President of the University, approve the appointment of Dr. Robert Pervine, Associate Professor, as Interim Dean of the College of Science, Engineering and Technology, effective January 1–June 30, 2008, at an adjusted fiscal year salary of \$90,297. Dr. Morgan seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes, exclusive of KRS with regard to salary; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

C. Appointment of Interim Dean, University Libraries, approved

Judge Taylor moved that the Board of Regents, upon the recommendation of the President Of the University, approve the appointment of Mr. Adam Murray, Assistant Professor and Acquisitions Librarian, as Interim Dean of the University Libraries, effective October 1, 2007–June 30, 2008, at an adjusted fiscal year salary of \$53,000. Mrs. Travis seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes, exclusive of KRS with regard to salary; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

D. Appointment of Commonwealth Endowed Chair in Environmental Studies and Research in the College of Science, Engineering and Technology, approved

Ms. Hays moved that the Board of Regents, upon the recommendation of the President of the University, approve the appointment of Dr. David White as Commonwealth Endowed Chair in Environmental Studies and Research in the College of Science, Engineering and Technology, effective January 1, 2008, at an adjusted fiscal year salary of \$120,000. Dr. White will retain the title of Director, Hancock Biological Station and the rank of Professor in the Department of Biological Sciences. Mrs. Ford seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes, exclusive of KRS with regard to salary; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

E. Appointment of Director of the Center for Reservoir Research in the College of Science, Engineering and Technology, approved

Ms. Hays moved that the Board of Regents, upon the recommendation of the President of the University, approve the appointment of Dr. Howard Whiteman, Professor, Department of Biological Sciences, as the Director of the Center for Reservoir Research in the College of Science, Engineering and Technology, effective January 1, 2008, at an adjusted academic year salary of \$79,597. Mr. King seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes, exclusive of KRS with regard to salary; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

F. Early Retirement Contract, approved

Mrs. Buchanon moved that the Board of Regents, upon the recommendation of the President of the University, approve the application for early retirement for Dr. Elizabeth Blodgett, Professor, Department of Wellness and Therapeutic Sciences, effective January 1, 2008. Dr. Morgan seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

The Board recessed for a short break beginning at 3:15 p.m.

14. Committee Reports/Recommendations

Mr. Stout reconvened the plenary session at 3:25 p.m. and stated that the Board would hear committee reports. He called on Mr. King to present the report of the Student Life Committee first since that committee was postponed from the morning committee meetings.

A. Student Life Committee – Mr. King.

Mr. King provided an update on the Student Government Association Bylaws and Constitution Reform, stating that a committee is being formed composed of faculty and students to analyze and examine the language of all governing documents for student governance. Mr. King stated that records indicate that the Bylaws have not been updated in the last 10 years and he added that Election Ways and Means Chair Wes Hunt and faculty member Tom Glover will provide leadership in this initiative. He stated that perhaps in the spring semester the revised version of these documents will come before the Board and he wanted them to be aware of the possibility.

Mr. King also provided a report on the October 26, 2007, Student Forum, indicating the event marked the first ever fall forum with students from on and off campus gathered in one venue to discuss pressing issues related to student life. Various administrators, including Mr. Carter, Dr. Robertson and Mr. Jacobs, were in attendance to answer questions and the event presented a great opportunity for dialogue between students and University administrators.

Mr. King stated that the Student Government Association has taken service to the next level by teaming up with Murray State's Stream Team, an organization that offers opportunities for different organizations by putting their events and meetings on-line. He indicated the Student Government Association has taken advantage of this service by putting meetings and forums on-line to enable easy access to information by students from extended campus sites.

Mr. King reported that the Student Senate meetings, where University policy decisions are shaped, are being broadcast on-line and students can log on to the website and watch the meeting live and they are also able to communicate with those at the meeting. He reported that at one point during the semester there were approximately 300 viewers. Mr. King reported that there has been a good return on the investment in the Forum and he looks forward to identifying other opportunities the SGA can engage in to help investigate and understand issues that are of importance to students.

B. Academic Affairs Committee – Dr. Morgan.

Professional Master of Business Administration (PMBA) Program Course Fee, approved

On behalf of the Academic Affairs Committee, Dr. Morgan moved that the Board of Regents, upon the recommendation of the President of the University, approve the Professional Master of Business Administration (PMBA) Program course fee of \$675 (which includes books) effective with the fall 2008 semester. Mrs. Winchester seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes.

Motion carried.

Letter From Faculty Senate, For Information Only

Dr. Morgan reported that the faculty, on Dr. Dunn's one-year anniversary at Murray State, would like to thank him for working with them and presented the attached letter from Faculty Senate President Stephen B. White.

(See Attachment #6)

Dr. Dunn thanked Dr. Morgan for his assistance over the past year and stated it has been a pleasure to work with the Faculty Senate and he is very excited regarding what the future holds.

C. Athletic Committee – Mr. Stout.

Mr. Stout reported that the Athletic Committee did not meet during the morning session. However, he introduced Athletic Director Allen Ward and asked him to come forward to provide a brief report to the Board.

Mr. Ward reported the University is heavily involved in the NCAA Recertification process, indicating that the Self-Study is currently underway. He identified Dr. Brockway, Dr. Robertson and Mr. Rall as being vital in taking the lead in this initiative by heading up the various subcommittees. He reported that the Self-Study will conclude with the University's report being submitted to the NCAA in May 2008. In Fall 2008 the Peer Review Team will be on campus and will review that report and visit with several members of the Athletic Department in addition to others across campus. Mr. Ward indicated that a decision will be rendered on the University's recertification in early 2009.

Mr. Ward reported that the most recent data used to determine Academic Progress Rate (APR) scores for the University has been submitted and the results will be released in March 2008. He stated that the University has improved significantly, indicating that the overall department APR score will be over 960 and football, which has been in the 800s, will be at 953. He hopes these efforts will put the University in a position to have no further penalties.

Mr. Ward provided an update regarding the potential addition of a softball program to the varsity sports line-up, stating that the issue is being evaluated and discussions are on-going with Dr. Dunn. Mr. Ward has met with the city to determine what facility options might be available, which is a crucial determination before any type of formal recommendation or decision to move forward is made. Funding models are also being reviewed to determine whether the addition of softball will fit within the current athletic budget. Mr. Ward suggested with regard to the implementation timeframe that it will take approximately one year of planning in 2008-09 with the first year of competition in 2009-2010, indicating that is the first year the OVC could fit Murray State into the rotation schedule.

Dr. Dunn reported that Mr. Ward has submitted to him a very comprehensive proposal and while Mr. Ward works with issues on the OVC side he is working on issues with regard to funding with Mr. Denton. Dr. Dunn stated that Mr. Ward has completed his portion of the necessary work and that the proposal now rests with him. Mr. Stout stated that he and Mrs. Ford feel very strongly toward this issue and believe it is a glaring deficiency that the University does

not have a women's softball program. He further stated that MSU is the only OVC school that does not have such a program.

Mrs. Ford congratulated Mr. Ward on being able to significantly raise the football APR score. Mr. Ward commended Coach Matt Griffin and his recruiting philosophy. He indicated when APR data is released in the spring the Board will notice that a four-year rolling average is now being used. He stated this is both good and bad considering that the University has experienced three bad years. However, the University can demonstrate that the Academic Improvement Plan and Academic Recovery Plan that was put in place two and a half years ago worked across all sports.

Mr. Stout stated that the certification process is very time consuming and Mrs. Ford is the contact point for the Board of Regents on that particular issue and should be kept apprised throughout the process.

D. Audit Committee – Mr. Adams.

Mr. Adams stated that following a presentation by BKD representatives Mary McKinley and Keith Messmer, the Audit Committee received the General Audited Financial Statements, Audited Financial Statements for Federal Funds, Audited Financial Statements for Athletics and the College of Science Audit.

With regard to the General, Financial and Athletics Audits, Mr. Adams indicated there were no matters of disagreement with management and no material weaknesses or significant deficiencies reported, thus making it a clean audit.

Audited Financial Statements – General, Federal and Athletics, approved

On behalf of the Audit Committee, Mr. Adams moved that the Board of Regents, upon the recommendation of the President of the University, accept the General Audited Financial Statements, Audited Financial Statements for Federal Funds, and Audited Financial Statements for Athletics. Mrs. Ford seconded and the motion carried.

(See Attachments #7, #8, and #9)

Mr. Adams stated that during the College of Science Audit presentation Ms. McKinley reiterated the Engagement Letter and specifically the four points of coverage included in the process. He is pleased to report that no deficiencies were found with regard to revenue and disbursements after reviewing 94 percent of the draw requests from July 1, 2000, through June 30, 2007.

Mr. Adams also reported that four conclusions were noted to strengthen the environment surrounding capital projects transactions, involving the areas of:

- 1) Fiduciary Responsibility and Compliance with State Statutes;
- 2) Clear and Open Lines of Communication with State Agencies;
- 3) Invoice Approval and Monitoring of Funded Status of Construction Projects; and
- 4) Written Documentation of Capital Construction Internal Controls.

Dr. Dunn pointed out that with regard to the control and operational aspect steps have already been taken to address this issue by bringing Facilities Management as a unit under the Vice President for Finance and Administrative Services, indicating that this will provide a better opportunity for coordination between the units. In addition, he reported Mr. Denton has convened a group within his area to examine procedurally what can be done on the overall management of construction projects to ensure that all pertinent procedures are being followed.

Mrs. Buchanon and Mrs. Travis both thanked Mr. Denton and his staff for their efforts in this initiative and stated that they realize the time pressure they were under. Mrs. Travis then stated she is pleased the numbers added up but asked Mr. Adams exactly what happened. Mr. Adams stated that Facilities Management previously reported directly to the President and Finance and Administration was out of the loop so some things were taking place that the finance area was not aware of. Mrs. Buchanon asked if in reaching their conclusion BKD interviewed

various individuals, specifically Mr. Denton. Mr. Denton confirmed he was asked questions and they talked to those listed in the chart provided in the report, including Debbie Wagoner in Facilities Management and Jackie Dudley in Accounting and Finance. Mrs. Buchanan asked if Kim Oatman and Dewey Yeatts were interviewed and Mr. Denton indicated they were but he did not know to what extent they were questioned. Mrs. Buchanan asked if they interviewed the Finance and Administration Cabinet and Mr. Denton reported they talked with the state auditor for the Finance Secretary, Sherron Jackson at the CPE and others in various state offices.

Mrs. Travis stated that since the Murray State Science Complex has received so much statewide attention that all Board members are pleased that the numbers added up. She stated that there is a paragraph that reads, "Evidence indicates that certain decisions made by upper management, including the former President of Murray State University, were made without consideration of the various state statutes and those decisions may not have been challenged by those within the University charged with ensuring compliance with those statutes." She thanked Judge Taylor for requesting the audit because now the Board has fulfilled its responsibility by reviewing the entire situation.

Judge Taylor clarified that Mr. Denton would provide to the Board with a breakdown since July 1 of the additional \$3 million that has been dispersed and Mr. Denton indicated that he would do so in the near future.

College of Science Audit, approved

On behalf of the Audit Committee, Mr. Adams moved that the Board of Regents, upon the recommendation of the President of the University, accept the Science Complex Audit Report. Judge Taylor seconded and the motion carried.

(See Attachment #10)

Report of Rousseau Bequest Audit, For Information Only

Mr. Adams stated that a Report on the James J. and Helen Irene Rousseau Bequest had been provided for informational purposes and the Board reviewed that document and no action was required.

E. Buildings and Grounds Committee – Ms. Hays.

Authorization to Raze 2009 College Farm Road, approved

On behalf of the Buildings and Grounds Committee, Ms. Hays moved that the Board of Regents, upon the recommendation of the President of the University, approve the attached resolution authorizing the disposition of the structure located at 2009 College Farm Road in Murray, Kentucky. Mrs. Buchanan seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanan, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

(See Attachment #11)

Campus Master Plan, For Information Only

Ms. Hays reported that the Committee received a presentation on the Campus Master Plan Update that was for informational purposes and did not require action.

Closed Session, For Information Only

Ms. Hays reported that the Buildings and Grounds Committee went into Closed Session, pursuant to KRS 61.810(1)(b) for the purpose of discussing future acquisition and sale of real property, but no action was taken.

F. Development/Investments – Mr. Stout.

Capital Campaign Update, For Information Only

Mr. Stout reported that Mr. Jackson provided the Board with an update on the Capital Campaign and no action was taken.

G. Equal Opportunity/Affirmative Action – Mrs. Ford – no report.

H. Faculty/Staff Affairs – Mrs. Winchester.

Mrs. Winchester reported that the Committee did not meet formally during the morning session but would like to bring to the attention of the Board that the Staff Survey was conducted again this year and Board members were given a copy of the 2006 report at the Retreat in July and the summary of the 2007 Staff Survey has been provided in the supplemental notebooks. Mrs. Winchester indicated that the information was presented to Dr. Dunn on November 1 and again during the Staff Forum on November 14. She also stated that the Forum was broadcast via Streamer Net which allowed the live webcast to be videotaped and made available on-line and to date 133 staff members have visited the website. She stated that there are recommendations to the Board and to the President arising from the Staff Survey.

I. International Relations – Mrs. Travis.

Mrs. Travis reported that the International Relations Committee met during the morning session and received a presentation on tuition from Drs. Brockway, McCoy and Basile and two students also joined the meeting.

International Tuition Policy and Rate, approved

On behalf of the International Relations Committee, Mrs. Travis moved that the Board of Regents, upon the recommendation of the President of the University, approve the international student scholarships at the rate of \$2,500 per semester for full-time undergraduate international students and \$3,000 per semester for full-time international graduate students. Dr. Morgan seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

J. Finance Committee – Judge Taylor.

Judge Taylor reported that the Finance Committee met during the morning session and received a presentation from Mr. Denton regarding the Jeffrey Clarke Endowment (Quasi Endowment). This bequest has been made to the University and funds will be endowed in the amount of \$981,000.

Jeffrey Clark Quasi Endowment, approved

On behalf of the Finance Committee, Judge Taylor moved that the Board of Regents, upon the recommendation of the President of the University, approve the designation of the Jeffrey J. and Sallie Clarke Endowed Scholarship Fund as a quasi-endowment. Mrs. Ford seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

Judge Taylor requested agenda item #2 be moved to the end of the list and Chair Stout agreed.

Meal Plan for International Students, approved

On behalf of the Finance Committee, Judge Taylor moved that the Board of Regents, upon the recommendation of the President of the University, approve a minimum of a 10-meal plan or the equivalent for non-matriculating international students. The equivalent dollar value will be allocated as follows:

1. \$500 to a Standard Silver Flex Plan
2. Remaining portion on Declining Balance

Mrs. Buchanan seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanan, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

New Student Summer Orientation Fee Proposal, approved

On behalf of the Finance Committee, Judge Taylor moved that the Board of Regents, upon the recommendation of the President of the University, approve a revision in the New Student Summer Orientation Fee to a flat \$125 per student (2-day session) and \$100 per student (1-day session) effective with the 2008 Summer Orientation sessions. Mrs. Winchester seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanan, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

Murray State University Plan for Achieving State-wide Priorities, approved

Judge Taylor stated that Dr. Dunn gave a presentation regarding the formation of a business plan to assist Murray State in achieving state-wide priorities as per the 2020 mandate from the Council on Postsecondary Education

On behalf of the Finance Committee, Judge Taylor moved that the Board of Regents, upon the recommendation of the President of the University, approve "Murray State's Plan for Achieving State-wide Priorities." Mr. Adams seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanan, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

(See Attachment #12)

Project Scope Increase for Public Safety Building, approved

Judge Taylor returned to the second agenda item, project scope increase for Public Safety Building, indicating that during the morning session the Board discussed the issue. The original project was approved by the Board in October 2006 at a total cost of \$3 million. Mr. Denton has reported that the bids are in excess of the \$3 million by approximately \$200,000 to \$300,000 and is requesting an increase in the scope for the project. Judge Taylor reported that there was a split decision but the Committee voted to approve the recommendation for the purpose of advancing it to the full Board on the condition that further discussion would take place.

On behalf of the Finance Committee, Judge Taylor moved that the Board of Regents, upon the recommendation of the President of the University, approve an increase in the project scope for the Public Safety facility from \$2 million to \$2.3 million to fund the project. Mr. Adams seconded and discussion followed.

Dr. Dunn introduced Mr. David Devoss, Director of Public Safety, to provide the Board with more detailed information on how the additional money would assist with space needs in the new Public Safety Building. He cautioned the Board that if no action is taken today and the project remains at \$2 million, assuming the University cannot value engineer out costs and will need to rebid the project, it would most likely cost additional dollars to complete that work and it could take four to five months to get the project back on schedule.

Mr. Devoss stated that in preparing the design for this building from the onset it was known that there would be a great deal of scrutiny and only what was needed, versus what they would like to have, was considered first. He stated that the proposed building would contain items that are mandated by city, state and federal rules and regulations and that the design process was undertaken with compliance in mind. Mr. Devoss reported that the most expensive item is the 911 Emergency Operations Center which contains all alarm and camera systems as well as all

communications to be used for any emergency on campus. He indicated a few more specific items were required such as evidence collection and interview and interrogation rooms. He reported that currently there are 27 full-time employees and 25 part-time student workers and that the parking management operation will operate out of the building as well.

Mr. Devoss reported that Public Safety is somewhat unique in that they store arms and ammunition and need to be able to secure items of evidence, including hazardous materials. The ability to do this carries with it many standards and regulations mandated by the Department of Justice. He indicated that a comprehensive and painstaking effort was undertaken to ensure that the building will be in compliance with those standards and regulations.

Mr. Devoss provided the example that the lobby might not seem to be a critical element but is because visitors come to Public Safety 24 hours a day, 7 days a week, especially when the campus is closed. He stated that a facility which accommodates this purpose will assist in the process of recruitment and retention and reported that a great deal has already been cut and what is being advanced are only those elements which are absolutely necessary.

Mr. Adams asked if there was affluence in the building if it would be with the 911 system and Mr. Devoss indicated that to be the case. Mr. Stout indicated he has served on 911 committees and the command center can be critical to not only the University but the community as well. Mr. King stated that he served as a student representative on the Governor's Task Force for Public Safety and in that effort all universities were visited and areas were highlighted for compliance. The Task Force visited Murray State and highlighted several things that were necessary in order for the University to be in compliance with those regulations. It was further reported that fire marshals and others from around the Commonwealth have identified those same areas for improvement at MSU. Mr. Devoss reminded the Board that standards change as court decisions and new legislation comes along and the Public Safety Department must be able to adjust to those changes.

Mr. Devoss mentioned that another major issue for the department is that currently there is not enough space to allow officers to separate witnesses, victims and suspects, indicating that this creates a serious privacy issue. He stated that during a recent suicide family, friends and witnesses were all mingled together with some having to stand outside, some waiting in the hallways and some waiting in the parking office. He indicated that there are many scenarios that would require the sequestering of individuals and stated that interview and interrogation rooms were noted as being a necessity.

Mr. Stout expressed concern that time spent trying to scale the project back may in the long run cost even more. Mrs. Buchanon agreed and indicated that she supports the scope increase but cautioned that the University must be cognizant of other needs on campus and as funds become available they should be allocated to address those deficiencies.

Judge Taylor indicated that this issue could be specifically addressed at a special joint meeting of the Buildings and Grounds and Finance committees in January. Dr. Morgan stated that he does support public safety and agrees that it may cost the University more to stop the process and restart at a later date. He agrees that a joint committee meeting should be held to specifically address deficiencies in some older buildings on a fairly large scale. Mrs. Travis also requested that the two committees meet prior to the February quarterly meeting to begin the process of taking care of classrooms and other areas on campus.

Mr. Adams stated there is no question the Board supports safety on the Murray State University campus but he does want the Board to consider in the future the per square footage cost of buildings. He stated the per square footage cost for this building is inordinately high and realizes that is in part due to technology. He wants to continue with the finest architectural presentation for buildings but the cost to do so might need to be re-evaluated. He feels the University's branding style is more expensive than others.

The roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

Dr. Dunn reported that some portion of this process is already underway and reminded the Board that after the campus tour prior to the last meeting they talked about the need to repair and maintain some areas on campus. Mr. Kim Oatman confirmed work is currently underway, especially with regard to the Blackburn Science Building. He also reported that other areas are being examined, including Lowry and the Archaeology Labs.

Dr. Dunn again stated the question of the joint committee work may be to look at identified areas in terms of prioritization. He further reported that needs exist across the entire campus and will cost hundreds to millions of dollars to facilitate. He referenced the VFA Report presented at the September Board meeting which is the CPE's attempt to document deferred maintenance needs across the campuses. This information already exists but the challenge becomes prioritizing the work and identifying a way to pay for it. Dr. Dunn, in discussions with Dr. Morgan, has pointed out that there has been state money to do the worst maintenance repairs, which a lot of times are not in plain view, but if money can be identified internally for this purpose the University may need to pursue those maintenance needs. Dr. Dunn cautioned that all of the documented work that needs to take place across campus will not be able to be addressed because adequate funding is simply not available to address such needs.

Dr. Dunn stated that perhaps the goal of the committees should be to examine the list and determine the estimated cost and determine where the priorities lie and what areas should be addressed first. He again stated that the University is attempting to address the worst areas and reminded the Board that these issues have not arisen over the last couple of months but instead have been around for a long time. He indicated that some things would be able to be improved cosmetically but addressing some of the sizeable issues around deferred maintenance might require additional solutions. Dr. Dunn stated that it speaks particularly well of the Board that they are willing to examine this issue.

Ms. Hays reported that the Buildings and Grounds Committee and Finance Committee will hold a special joint meeting in January to address this issue. Mrs. Lovett will have available for the meeting the updated, prioritized listing that Dr. Dunn referred to earlier. Dr. Dunn stated part of the task of the committees will be to sort out exactly what they want to accomplish, indicating there is documentation available through the VFA study and the University's own studies that can be made available to the committee members.

Joint Finance and Building and Ground Committee Meeting, approved

Dr. Morgan moved that a joint committee meeting between Finance and Buildings and Grounds be held to address some of the University's deficiencies in the academic instructional atmosphere at Murray State. Mr. King seconded and the motion carried.

K. Governmental Relations – Mrs. Travis.

Mrs. Travis reported that a copy of *Murray Life* had been sent to all legislators accompanied by a personal note from the Board to let them know Dr. Dunn was highlighted on the cover. In addition, the article addressed activities on campus, including Homecoming. She stated that courtesy calls would be placed as well and indicated that the University presidents would be meeting the first part of December and will represent their respective universities at the Governor's Inauguration.

Dr. Dunn reminded the Board that the last tab in the supplemental notebooks contains the Quarterly Capital Project Status Report Update and the report on Litigation Status Summary.

Closed Session

Mr. Stout requested a motion for the Board to go into Closed Session pursuant to KRS 61.810(1)(b) for the purpose of discussing future acquisition of real estate; pursuant to KRS 61.810(1)(c) for the purpose of discussing pending litigation involving Murray State; and pursuant to KRS 61.810(1)(f) for the purpose of discussing matters which might lead to the appointment or discipline of an employee. Dr. Morgan moved, seconded by Mrs. Winchester, that the Board go into Closed Session. Motion carried.

Closed Session began at 6:20 p.m. and ended at 7:05 p.m.

Open Session

Mr. Stout stated the Board is back in Open Session and reported that no action was taken in Closed Session. He indicated that two motions would be brought forward by the Board.

Fields vs MSU et al.

Mr. Adams moved that the Board of Regents authorize Dr. Dunn and Chair Stout to resolve the matter of *Fields vs MSU et al.* on behalf of Murray State University. Mrs. Buchanon seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, abstain; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

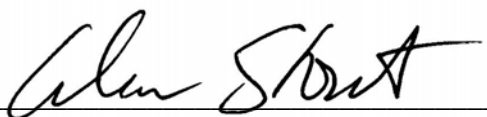
Task Force on Developing Murray State University's Extended Campus at Paducah

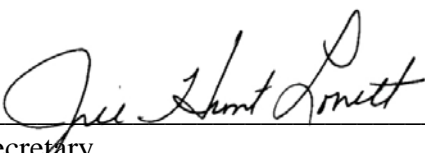
Mr. Adams moved that the Board of Regents create a Task Force on Developing Murray State University's Extended Campus at Paducah, with the charge of studying all options and delivery models for the expansion of programs, services and facilities to meet undergraduate completion and graduate education needs in the McCracken County area. This Task Force shall be comprised of members to be named by the Chair of the Board to include representatives of the University, Regents, administration, faculty, staff, students and representatives of the Paducah-McCracken County service area. University staff members are hereby directed to provide administrative and technical support to the Task Force in whatever manner may be necessary for it to fulfill its charge in a timely manner. Judge Taylor seconded and the roll was called with the following voting: Mr. Adams, yes; Mrs. Buchanon, yes; Mrs. Ford, yes; Ms. Hays, yes; Mr. King, yes; Dr. Morgan, yes; Judge Taylor, yes; Mrs. Travis, yes; Mrs. Winchester, yes; and Mr. Stout, yes. Motion carried.

Mr. Stout stated that he and Dr. Dunn will meet to get this process underway. He requested that Dr. Dunn communicate with the Board so that they are fully engaged in this initiative.

Adjournment

Mr. King moved, seconded by Mrs. Travis, that the Board adjourn. Motion carried. Adjournment was at 7:20 p.m.


Chair


Secretary

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