

**Minutes of the Quarterly Meeting of the Board of Regents  
Murray State University  
August 28, 2020**

**Call to Order/Roll Call**

The Murray State University Board of Regents met on Friday, August 28, 2020, in Quarterly and Committee Session via video conferencing (ZOOM). Chair Jerry Rhoads called the meeting to order at 8:30 a.m. and welcomed those joining the meeting via ZOOM or LiveStream. The roll was called and the following Board members were present: Eric Crigler, Virginia Gray, Sharon Green, Warren Norman, Leon Owens, Jerry Rhoads, Lisa Rudolph, Phil Schooley, Melony Shemberger and Don Tharpe. Absent: none.

Others participating in the ZOOM meeting were: Robert L (Bob) Jackson, President; Jill Hunt, Senior Executive Coordinator for the President, Coordinator for Board Relations and Secretary to the Board; Tim Todd, Provost and Vice President for Academic Affairs; Jackie Dudley, Vice President for Finance and Administrative Services and Treasurer to the Board; Don Robertson, Vice President for Student Affairs and Enrollment Management; Bob Pervine, Associate Provost; Robert Miller, General Counsel; Jordan Smith, Director of Governmental and Institutional Relations; Renee Fister, Director of Institutional Effectiveness and Strategic Planning; Shawn Touney, Executive Director of Marketing and Communication and Information Technology staff who were monitoring the technology component of the meeting. The meeting was also streamed live to provide access to the general public. It was noted that various presenters would join the Board via ZOOM at the appropriate time throughout the meeting.

**AGENDA**

**Call to Order**

**Chair Rhoads**

**Roll Call**

**Secretary Hunt**

**Swearing-In Ceremony**

**Judge Jamie Jameson**

**Board Officer Elections – Vice Chair and Secretary\***

**Chair Rhoads**

**Consent Agenda**

**Chair Rhoads/President Jackson**

- A. Minutes of the Quarterly Meeting and Committee Meetings of the Board of Regents on June 5, 2020\***
- B. Audit and Compliance Committee – Office of Internal Audit – Internal Audit Annual Report – Fiscal Year 2020 (For Information Only)**
- C. Audit and Compliance Committee – Office of Internal Audit – Summary of Presidential Travel Report (For Information Only)**
- D. Enrollment Management and Student Success Committee – 2019-20 Student Affairs/Enrollment Management Highlights (For Information Only)**
- E. Finance Committee – Personal Services Contracts – Schedule of Expenditures (For Information Only)**
- F. Personnel Changes – Staff Leaves of Absence without Pay\***

**Board Development (For Information Only)**

- A. Office of Multicultural Initiatives, Student Leadership and Inclusive Excellence** **Executive Director Carthell**
- B. Office of Student Financial Services** **Director Cain**

**Report of the Chair**

**Chair Rhoads**

- A. New Regent(s) Recognition (For Information Only)**
- B. Reaffirmation of President’s Delegation of Authority\***

**Report of the President**

**President Jackson**

**Report of the Treasurer\*  
(Quarterly Financial and Investment Reports)**

**Vice President FAS Dudley**

## Committee Reports/Recommendations

- A. Academic Excellence and Scholarly Activities Regent Shemberger  
1) Institute of Engineering Name Change/School of Engineering Creation\*  
2) Academic Administrative Appointment Update (For Information Only)
- B. Athletics Regent Crigler  
1) Ohio Valley Conference Governing Board Certification for Academic Year 2020-21\*
- C. Audit and Compliance Regent Tharpe  
1) Office of Internal Audit – Internal Audit Charter Reaffirmation\*  
2) Office of Internal Audit – Annual Audit Plan for Fiscal Year 2021\*
- D. Buildings and Grounds Regent Schooley  
1) Public Utility Easement – *Paducah Regional Campus*\*  
2) Sewer Easement – *Paducah Regional Campus*\*

12 noon (approx.) Break for Lunch

12:30 p.m. (approx.) Reconvene

- E. Enrollment Management and Student Success Regents Rudolph and Norman  
1) Summer and Fall 2020 Enrollment/Recruitment/Retention Report (For Information Only)
- F. Finance Regent Owens  
1) Surplus Property Disposition\*  
2) Asset Preservation Fee Projects Approval\*  
3) Projects Approval\*
- G. Legislative and Economic Development Regent Gray  
1) Legislative and Governmental Relations and Federal Stimulus Act Update (For Information Only)
- H. Marketing and Community Engagement Regent Green  
1) Gift-in-Kind – PSL Systemtechnik Turbulence Rheometer TR 3080\*

NOTE: Full Board action will follow Committee action.

- Policy Changes President Jackson  
A. *Board of Regents Policy Manual – Section 2.21 – Sexual Harassment Policy Revisions (first reading)\**  
B. *Board of Regents Policy Manual – Section 2.24 – Sexual Violence and Misconduct, Relationship Violence and Stalking Policy Revisions (first reading)\**

- Personnel Changes President Jackson  
A. Salary Roster\*

- Supplemental Materials (For Information Only) President Jackson  
A. “Good News” Report (June 2020)  
B. Quarterly Branding, Marketing and Communication Report (April – June 2020)  
C. Sponsored Programs – Grants and Contracts Report

Other Business Chair Rhoads

Adjournment Chair Rhoads

(\*Requires Board of Regents Action)

### **Swearing-In Ceremony – Warren Norman**

The students of Murray State University elected Warren Norman to serve as Student Regent and Student Government Association President in March 2020. His term will expire June 30, 2021. Circuit Court Judge James Jameson administered the Oath of Office to Regent Norman, in keeping with Section 164.321 of Kentucky Revised Statutes (KRS) and prior University practice.

Mr. Norman reported he is a senior at Murray State and is President of the Student Government Association (SGA). He has the honor of being the 2019 Homecoming King and is an agri-business major from Henderson, Kentucky. The SGA has been working with the Red Cross over the past few days and local blood donations have exceeded expectations, with over 300 patients being helped as a result of these efforts. Chair Rhoads welcomed Mr. Norman to the Board of Regents.

### **Board Officer Elections – Vice Chair and Secretary**

Chair Rhoads stated that in accordance with the *Bylaws* of the Board of Regents, all officers are elected annually at the Spring Quarterly Meeting and shall serve for one year, commencing July 1 following their election. A separate election shall be conducted to elect each of the officers: Chair, Vice Chair and Secretary. This action was accomplished at the Quarterly Meeting in June. The *Bylaws* further state that after a new Regent is appointed by the Governor the Board will be required to hold an election for Vice Chair and Secretary at an organizational meeting required within 30 days of the appointment. Although Governor Andy Beshear has not yet appointed former Chair Dan Kemp's replacement, Student Government Association President and Student Regent Warren Norman's tenure on the Board began July 1, 2020, and it has been the University's practice to again elect the Vice Chair and Secretary.

Chair Rhoads outlined the procedural guidelines and declared that nominations were in order for Vice Chair of the Board of Regents beginning July 1, 2020, through June 30, 2021. The Secretary called the roll and Mr. Crigler passed. Mrs. Gray nominated Eric Crigler. All other members passed. Chair Rhoads indicated there being only one nomination, Eric Crigler is unanimously elected Vice Chair, according to the *Bylaws* of the Murray State University Board of Regents, effective July 1, 2020. Regent Crigler expressed appreciation to the Board for their confidence.

Chair Rhoads declared that nominations were in order for Secretary of the Board of Regents beginning July 1, 2020, through June 30, 2021. The Secretary called the roll and Mr. Crigler nominated Jill Hunt. All other members passed. Chair Rhoads indicated there being only one nomination, Jill Hunt is unanimously elected Secretary, according to the *Bylaws* of the Murray State University Board of Regents, effective July 1, 2020. Secretary Hunt expressed appreciation to the Board.

### **Consent Agenda Items, approved**

Chair Rhoads reported the following action and "For Information Only" items were included on the Consent Agenda for approval/acceptance (action items are denoted with an asterisk):

- Minutes of the Board of Regents Quarterly and Committee Meetings on June 5, 2020\*
- Audit and Compliance Committee – Office of Internal Audit – Internal Audit Annual Report – Fiscal Year 2020 (For Information Only)
- Audit and Compliance Committee – Office of Internal Audit – Summary of Presidential Travel Report (For Information Only)
- Enrollment Management and Student Success Committee – 2019-20 Student Affairs/Enrollment Management Highlights (For Information Only)
- Finance Committee – Personal Services Contracts – Schedule of Expenditures (For Information Only)
- Personnel Changes – Staff Leaves of Absence without Pay\*

Murray State University offers a variety of excused staff leaves without pay such as faculty medical leave, military leave, educational leave, a personal leave or a general leave of absence. Conditions and requirements for the specific types of leaves are defined in the Board-approved *Personnel Policies and Procedures Manual*. Staff Leaves of Absence without Pay that have been processed as of August 11, 2020, include:

<u>Name</u>	<u>Department</u>	<u>Effective Date</u>
Kevin Conner	Facilities Management	06/03/2020 06/05/2020 06/11/2020
David Cunningham	Facilities Management	05/31/2020
Allisen Greathouse	Residence Life	06/15/2020-06/29/2020
Joanne Guns	Resident Halls	05/27/2020-06/30/2020
Kimberly Johnson	Student Support Services	05/13/2020-08/21/2020
Steven Mathis	Facilities Management	06/05/2020
Andrea Rogers	University Store	05/20/2020 05/26/2020-05/29/2020 06/02/2020-06/05/2020 06/29/2020-07/13/2020

Dr. Tharpe moved that the Board of Regents, upon the recommendation of the President of the University, approve the action items on the Consent Agenda as submitted. Mr. Owens seconded and the motion carried unanimously.

**Board Development – Office of Multicultural Initiatives, Student Leadership and Inclusive Excellence, report received**

Dr. Jackson expressed appreciation to Dr. S.G. Carthell, Executive Director of the Office of Multicultural Initiatives, Student Leadership and Inclusive Excellence and his team and students for everything they do for Murray State University and the campus community. Dr. Robertson added that during his tenure at Murray State Dr. Carthell has created more traditions than any other staff member. The office provides services to all students with a focus on the underrepresented minority population. As a direct result of the work of Dr. Carthell and his team, underrepresented minority student retention has increased 5 percent.

Dr. S.G. Carthell reported the following:

- Background information related to the work of the Office of Multicultural Initiatives, Student Leadership and Inclusive Excellence (OMI) was included in the eBoard book.
- The Emerging Scholars Institute (ESI) continues to excel both in academic and student involvement on campus. Last year the program started with 101 students and ended with 87 who completed over 2,000 hours of community service and more than 26,300 study hours while maintaining a median grade point average (GPA) of 3.17 for the program. This was accomplished even after transitioning to remote instruction.
- Program participants have maintained an average 3.0 GPA for eleven consecutive years and appreciation was expressed to graduate students and Faculty Liaisons working with the ESI program. Faculty Liaisons include Dr. Donald Adongo, Associate Professor in the Department of Mathematics and Statistics and Dr. Alicia Carthell, Assistant Professor in the Department of English and Philosophy. This success has also been accomplished with support from the Provost's Office by providing access to Faculty Liaisons, in addition to the work of the Minority Graduate Fellows. During the remote period, over 108 welfare checks were conducted and all ESI students were contacted personally through various means. Phone calls were made in an effort to help students stay focused academically and provide any needed assistance with remote learning.
- Community engagement undertaken by the OMI includes Dr. Martin Luther King, Jr. Day where a large community Day of Service project was carried out. Events also included a Community Breakfast and appreciation was expressed to all across campus who collectively made this event a success.
- The Black Student Council offered a panel discussion about professionalism in a diverse setting and a number of black faculty and staff, in addition to Regent Owens, participated in the event. Approximately 100 attendees and 78 student participants took part in the event.
- The Diversity Ball involved approximately 200 faculty, staff and student attendees – in addition to community members – for the largest attendance since the event began. This represented a collaborative effort with the Student Inclusive Excellence Advisory team, OMI and ESI students, the International Student Organization, Black Student Council and Sodexo.
- An additional community engagement project included “What’s Up Wednesdays” was held during the summer. The project was designed to connect alumni with students and encourage them to persist during the current climate. Appreciation was expressed to Regent Owens for also participating in this program, as well as faculty, staff and alumni. Tutoring Tuesdays were held and allowed students to receive one-on-one tutoring support, if needed, from one of the Minority Graduate Fellows, Faculty Liaisons or Dr. S.G. Carthell personally. A faculty Question and Answer Session was also offered where students could speak directly to the Faculty Liaisons.

- The Boot Camp held prior to the beginning of the semester represented a virtual two-day camp for incoming students. Over 40 students signed up for the Boot Camp and 31 actually participated. These students were provided with a variety of activities, including academic and student engagement sessions and a fair was held relative to their particular majors. A focus was also placed on leadership in an effort to help students understand opportunities for involvement on campus. Appreciation was expressed to the senior administration and Regent Owens for their participation in this event.
- The Racer Achievement program represents a collaborative effort between the OMI and the Office of Student Engagement and Success. As part of this effort, any student requiring additional support participates in the Connected program which is led by the Faculty Liaisons. The Connected program is designed to help students make the transition from high school to college and familiarize them with the intensity of work that occurs at the collegiate level. All first-year OMI students are included in the Connected program. The Racer Achievement students also receive a Peer Mentor to assist them, in addition to a Success Coach, and is a program these students must go through to help with their health and wellness and addresses any diversity and inclusion concerns.
- Diversity and Inclusion Listening Sessions are also being offered this semester. The first Listening Session focused on race and was very well attended. Appreciation was expressed to senior leadership for their participation, in addition to Regents Tharpe and Owens. The next Listening Session will be held with the academic Deans.
- The Diversity, Equity and Inclusion Summit will be held virtually in October. Dr. Aaron Thompson, President of the Kentucky Council on Postsecondary Education (CPE), will be the Keynote Speaker for this event which will also include Grand Conversations with community, national and regional leaders and distinguished alumni. Breakout sessions will be offered during the afternoon to allow for reflection and determining steps to help the University move forward to ensure it is welcoming and inclusive for everyone.
- LGBT programming was also provided in terms of support teams and Safe Zone training.
- A video was shown highlighting additional features of the Office of Multicultural Initiatives, Student Leadership and Inclusive Excellence, the Dr. Marvin D. Mills Multicultural Center and the Emerging Scholars Institute to continue to uphold the mission and principles of Murray State University. Appreciation was expressed to those students involved in producing the video presented.

On behalf of the Board, Chair Rhoads expressed appreciation to Dr. S.G. Carhell for his efforts to fulfill the mission of the Office of Multicultural Initiatives, Student Leadership and Inclusive Excellence to advocate for and encourage a campus environment that embraces diversity and helps students grow personally and academically. The programs being offered certainly fulfill that mission and all are proud of Murray State's focus on diversity initiatives. Dr. Tharpe applauded the efforts being undertaken in the OMI and at Murray State, especially in this current environment. He suggested these efforts continue because they should remain in front of the citizens of Kentucky and Murray and internationally. Mr. Owens expressed appreciation to Drs. Jackson and Robertson for recognizing the value of diversity and inclusion on the campus of Murray State University. Dr. Carhell should also be commended for his continuing work to be innovative and look for ways to engage students beyond the normal paradigm. He is doing a great deal with a small staff and limited resources. All appreciate his commitment and dedication.

This report was presented for informational purposes only and required no Board action.

#### Office of Student Financial Services

Dr. Jackson indicated that Wendy Cain, Bursar and Director of Student Financial Services, does an excellent job. This unit falls under the responsibility of Vice President Dudley and the collaboration between Student Financial Services and the Recruitment and Retention offices has been exceptional. This area is as important to recruitment and retention as yield marketing and personal visits in terms of identifying ways to meet financial needs through scholarships, financial aid and Pell grants. The MSU Foundation also provides millions of dollars to the University to award in scholarships each year. These are privately-funded scholarship endowments that many generous alumni and friends have donated to this institution and Mrs. Cain and her staff are responsible for managing those funds. Dr. David Durr, President of the MSU Foundation and the Trustees, help raise these funds, along with Tina Bernot, Executive Director of Development. In the last few years the largest scholarship endowment the University has ever received – the Bill and Louise Hatley Estate – was for engineering and engineering technology programs. Appreciation was expressed to Mrs. Cain and her staff.

Ms. Dudley added that staff in Student Financial Services are the unsung heroes who work in the background in terms of recruitment and retention efforts. They are diligent in their work to identify ways students can attend Murray State through available financial opportunities, such as

grants and federal aid, and help families work through the federal Free Application for Federal Student Aid (FAFSA) process. Appreciation was expressed to Mrs. Cain and her staff for their work in this important area. Dr. Robertson indicated the Student Financial Services Office is critical to the success of Enrollment Management. Chair Rhoads added that the number one reason students drop out of college is usually financially related and this represents a significant component of retention efforts.

Mrs. Cain highlighted the following:

- Student Financial Services monitors scholarships, financial aid and the Bursar's Office and the team consists of 24 employees.
- This year there were 4,937 total scholarship applications, an increase of 15 percent over last year. Mailings are provided to students, in addition to social media messaging, texts and yard signs, to make them aware of scholarship opportunities. Both academic and need-based scholarships are offered but an application must be on file before a student's account can be reviewed. There were 1,763 first-time freshmen applications, an increase of 14 percent over last year. In total, 6,205 students were awarded scholarships.
- A summary of all aid managed by Student Financial Services was provided. The office manages scholarships, federal and state aid, state waivers, third-party contracts and scholarships and University and Federal Work-Study programs. Overall, the office is responsible for managing over \$115 million each year in aid to assist students. This figure includes monies provided from the federal Coronavirus Aid, Relief and Economic Security (CARES) fund and over \$45 million in institutional aid. Approximately \$11.5 million in Pell grant aid is awarded annually to students.
- A summary of need-based awards was provided and the Murray Promise was highlighted in detail. This initiative amounted to 78 students being awarded \$137,266 in aid due to changes made this past year, an increase of over \$85,000 from the previous year. The new Racers Give and Sustainability awards were also highlighted. The Mills Scholarship budget increased by ten Blue awards (\$2,000 annually) for Fiscal Year 2021 (FY21). A request was made for a summary to be prepared of all scholarship awards which should include the amount and target audience for those awards.
- An IPEDS aid comparison chart was provided showing the percentage of full-time, first-time degree/certificate-seeking undergraduate students who were awarded grant or scholarship aid from the federal government, state/local government or the institution and loans by type of aid for 2017-18. Overall the University is awarding a great deal more aid in the categories of institutional aid and any grant aid in comparison to other state universities. The University is also lower in terms of percentage of loans than comparison schools. Overall, 48 percent of current Murray State graduates have no student loan debt – the lowest among public peer institutions in the Commonwealth.
- In terms of federally-required FAFSA applications processed through Student Financial Services, in 2016 when the new scholarship requirement was implemented there were 12,010 applications processed at Murray State, compared to 14,317 in FY21. This process ensures that students who complete the FAFSA have access to the maximum amount of aid they are eligible for because in the past many students did not complete the application and were not utilizing a significant amount of free federal aid. Confirmation was provided that the FAFSA has been simplified and can now be accessed through an app that includes a tax return data retrieval tool which automatically populates a significant amount of information required on the application. The U.S. Department of Education continues to identify ways to make the FAFSA application process even easier but it is considerably simpler than it was two years ago. Confirmation was provided that the University tracks scholarship assistance provided to students through local civic clubs and organizations from their home communities (third-party scholarships) and this is taken into consideration as awards are made. A channel is also provided on myGate that is available to students so they can also apply for scholarships awarded through a number of vendors.
- Currently, 35 percent of first-time freshmen and 31 percent of all undergraduate students receive Pell grants. The maximum Pell award is \$6,345 per year.
- A total of \$3.1 million in CARES emergency grants was received for distribution. To date, two distributions of CARES funding have been made – the first for almost \$1.3 million and the second for \$416,904. The third and final award distribution is scheduled for September 4. Assistance from this source has been provided to 2,045 students.
- The Bursar's Office is responsible for implementing tuition and fees policies approved by the Board. The office must ensure these are assessed and charged directly to the students at the appropriate rate. Once all charges have been applied to student accounts, bills are issued and collection efforts are monitored for approximately 4,000 students per month. Over \$9.4 million in Student Accounts Receivable for Fiscal Year 2020 was managed and through the work of staff managing individual accounts, the annual bad debt expense since Fiscal Year 2018 has been reduced by over \$400,000. The Bursar's Office also processed hiring transactions for 307 Federal Work-Study and 1,355 University Work-Study students for employment for fall 2020. This provides another opportunity to help students pay for college and necessary living expenses.
- Since 2017, FAFSA application processing time has been decreased and all first-time freshmen and new transfer student award letters have been distributed by December 1. For the last two years, all award letters have been issued by mid-March. Online forms have also been implemented for

financial aid which represented a significant effort. There were over 35 paper forms students were previously required to complete and that has now been reduced to ten electronic forms. The process is also 100 percent electronic and mobile friendly.

- Additional service updates included implementation of a new phone process with queue waiting for students and parents, departmental email being answered by many staff members to decrease response time and providing personalized cost sheets to all first-time students during Summer Orientation. Individual appointments are also frequently scheduled for families to meet with Student Financial Services staff – such as Admitted Student Weekend, high school visits and Summer Orientations.
- Racer One Stop is a service center that provides a centralized location for students to receive information about student accounts, financial aid, scholarships, tuition, bill payments, registration and student records. These are typically offered during the first two weeks of each semester in the Curris Center and involve many offices across campus.
- In response to the pandemic, three convenient Racer One Stop options were developed for students, allowing them to choose the option that best met their needs. A self-service module was developed for all students that is linked to their myGate account for general questions and is available 24/7 with no waiting lines. Virtual Racer One Stops were also developed as the best option for students with more specific questions who want to meet one-on-one with University staff, various offices and a general academic advisor without visiting campus buildings. The last option involved face-to-face meetings with University staff and others immediately prior to the start of the fall and spring semesters. Staff visited with 438 students in person and last spring this number was over 1,000. Efforts were focused on proactively reaching out to students and their families who had not contacted the University to try to answer their questions prior to arriving on campus and eliminate the need for an in-person visit.

Appreciation was expressed by many Regents to Mrs. Cain and her staff for all they do. Providing these professional services helps students and their families and illustrates the University's focus on student well-being which further enhances recruitment efforts. These efforts are also very much appreciated by the students and their families.

This report was presented for informational purposes only and required no Board action.

### **Report of the Chair, received**

Chair Rhoads reported that in the near future Regents would receive an email from Secretary Hunt soliciting input on their top four Board committee preferences. This email will be sent out once the vacant Regent position on the Board has been filled through gubernatorial appointment.

This report was presented for informational purposes only and required no Board action.

### **Board of Regents Delegation of Authority, ratified**

Chair Rhoads reported that on December 4, 2014, the Murray State Board of Regents approved the Delegation of Authority for the President of the University. The Delegation of Authority delegates the authority to conduct University business to the President, except where the Board reserves specific authority. The document clearly delineates the difference between the responsibilities of the President and the Board. The Delegation of Authority has been ratified by the Board of Regents each year since its adoption.

Mr. Schooley moved that the Board of Regents, upon the recommendation of the Chair of the Board, ratify the Delegation of Authority for the President of Murray State University as submitted. Mr. Owens seconded and the motion carried unanimously.

(See Attachment #1)

### **Report of the President, received**

President Jackson congratulated and welcomed Regent Warren Norman. He also reported that the Board held a very beneficial Retreat yesterday. Appreciation was expressed to the Regents for the input and guidance they provide and their voluntary service to Murray State University. Regular updates are being provided to the Board but Regents were encouraged to let the President know if it is the right amount and type of information.

Development of the Racer Restart Plan required many hours of work over the past several months. Approximately 200 faculty, staff, students, administrators, healthcare professionals and others helped develop this plan to move the University through the 2020 Fall Semester. The document will continue to be updated as needed on an ongoing and timely basis. Appreciation was expressed to all who have been involved with this massive undertaking.

This report was presented for informational purposes only and required no Board action.

### **Report of the Treasurer, accepted**

Ms. Dudley reported that Kentucky Revised Statute 164.420 stipulates that “The treasurer of each governing board shall receive and disburse all money under the control of the board, perform all acts that pertain to his office under the direction of the board, and make timely reports to the board on a schedule established by the board.”

Ms. Dudley reported that with regard to the June 30, 2020, financial statements and Executive Summary, utilizing the contingency fund, the University was able to come within \$800,000 of net tuition and fees budgeted for this year. This represents less than one percent of the total Education and General (E&G) budget.

The University’s overall financial statement net position – E&G Fund and auxiliaries – was discussed in detail during the Retreat. The total change in net position is \$2.5 million. With the \$2.5 million, there was an additional year-end pension adjustment of \$21 million. These are book entries – not funds available to the University – that represent an addition to the net position this year due to the performance of the market for pension plans. This \$21 million allowed the University to report on its financial statements a change in net position of close to \$24 million. This will be reflected in the audit that will become public once completed. This will help the institution in terms of bond ratings and different reports that must be submitted.

Dr. Shemberger moved that the Board of Regents, upon the recommendation of the President of the University, accept the quarterly unaudited Financial and Investment Reports for the period of July 1, 2019, through June 30, 2020, as presented. Mr. Schooley seconded and the motion carried unanimously.

(See Attachment #2)

### **Committee Reports/Recommendations**

#### **Academic Excellence and Scholarly Activities Committee**

Melony Shemberger – Chair  
Virginia Gray  
Leon Owens

Dr. Shemberger called the Academic Excellence and Scholarly Activities Committee to order at 9:50 a.m. and reported all other members were present.

### **Institute of Engineering Name Change/School of Engineering Creation, approved**

Dr. Todd reported that Dr. Claire Fuller, Dean of the Jones College of Science, Engineering and Technology and Dr. Danny Claiborne, Chair of the Institute of Engineering, made an extensive presentation to the Board during the Retreat regarding changing the name to the School of Engineering. Dr. Fuller reiterated her appreciation to Dr. Claiborne and former Dean Steve Cobb who have been fundamental in helping the Institute of Engineering become what it has for this area in terms of engineering and engineering technology degrees, as well as a leader in cybersecurity. Dr. Claiborne expressed appreciation to the Board for allowing him to present information about the Institute of Engineering. Work has been underway relative to the potential for a School of Engineering for over 20 years but more specifically with initiatives which have been undertaken over the last six years. The result of this work was presented during the Retreat.

Dr. Jackson reported that very recently he was able to interact with Dr. Jesse D. Jones who indicated he is very proud of his college, Dean Fuller, former Dean Cobb and Dr. Claiborne. He



is excited about the direction of the School of Engineering and is totally supportive. He truly appreciates all initiatives being undertaken in the Jesse D. Jones College of Science, Engineering and Technology and looks forward to continuing to advance those opportunities.

On behalf of the Academic Excellence and Scholarly Activities Committee, Mr. Owens moved that the Board of Regents, upon the recommendation of the President of the University, approve changing the name of the Institute of Engineering, resulting in the creation of the Murray State University School of Engineering, a component academic unit of the Jesse D. Jones College of Science, Engineering and Technology. Mrs. Gray seconded and the motion carried.

#### **Full Board Action – Institute of Engineering Name Change/School of Engineering Creation, approved**

On behalf of the Academic Excellence and Scholarly Activities Committee, Dr. Shemberger moved that the Board of Regents, upon the recommendation of the President of the University, approve changing the name of the Institute of Engineering, resulting in the creation of the Murray State University School of Engineering, a component academic unit of the Jesse D. Jones College of Science, Engineering and Technology. Mrs. Rudolph seconded and the motion carried unanimously.

Chair Rhoads indicated that a key part of the work which has been undertaken over the past 20 years centered on getting a facility in which to develop these engineering programs. President Jackson was integral in securing funding for this building and he is to be commended for his perseverance and hard work in this regard. Dr. Todd added that this action today will also represent a significant recruitment tool.

#### **Academic Administrative Appointment Update, received**

Dr. Todd introduced Christine Ferguson who has been selected to serve as Interim Dean of University Libraries. Former Dean Ashley Ireland is serving as Interim Assistant Provost – Director for Online Programs, effective July 1, 2020, and Ms. Ferguson is her replacement. Ms. Ferguson expressed appreciation to the Board, indicating she has been at Murray State for seven years and for the past two years has served in the Assistant Dean capacity. She has been a Librarian since 2001 and is honored to serve the University in this role.

This report was presented for informational purposes only and required no Board action.

Dr. Shemberger stated that she is very proud of the faculty of Murray State University. At the Faculty Summit held the Friday before the beginning of the semester, Provost Todd encouraged faculty to learn something new each day and that is a practice he also follows. All faculty have been doing this amid a pandemic environment since mid-March. This past summer approximately 150 faculty took time to learn how to design or redesign their fall courses during this extraordinary semester. Appreciation was expressed to the Faculty Development Center for serving as a valuable resource to all educators at Murray State. The Center partnered with the Online Champions who assisted in offering three five-week sessions relative to online blended course design workshops. The faculty received fundamental instruction on how to assemble an effective unit or module. Course design is not a five-week project but faculty were given the basic tools to change their courses and this represents an ongoing process. When this type of learning is placed within the context of a global pandemic, it brings new meaning to the work of the faculty. Over the summer faculty are not on contract and many of the participants in the workshops were new faculty. They took time away from their research and scholarly activities and in many cases their progress suffered in these areas in order to participate in the training sessions. They took time away from their summer service activities to prepare for the school year and some also taught summer courses. The Online Champions have been working on Quality Matters certification which will enable them to guide colleagues in online course design – a rigorous undertaking. Faculty wanted to get day one of their face-to-face, online and hybrid courses right and make those first impressions that are so important to students. They wanted students to feel positive and that they had made the right decision in terms of attending class in the middle of a pandemic. The first few days of the fall semester were stressful and technology concerns arose in some classrooms but all pulled together and found solutions. Faculty love and want the best for their students. Appreciation was expressed to President Jackson and Provost Todd for their willingness to consult with her on challenges faculty faced that were not

anticipated. She cannot imagine anyone else charting the way for the University and is very thankful for their leadership as there was no playbook for this current environment.

On behalf of the Board, Chair Rhoads expressed appreciation to the faculty of Murray State University. Vice Chair Crigler echoed this sentiment for all faculty and staff and the University leadership and thanked all for their hard work.

### **Adjournment**

The Academic Excellence and Scholarly Activities Committee adjourned at 10:03 a.m.

### **Athletics Committee**

Eric Crigler – Chair  
Jerry Rhoads  
Lisa Rudolph  
Phil Schooley  
Don Tharpe

Mr. Crigler called the Athletics Committee to order at 10:03 a.m. and reported all other members were present. The Board received a detailed update from Athletic leadership during the Retreat yesterday with regard to initiatives underway in that area.

### **Ohio Valley Conference Governing Board Certification for Academic Year 2020-21, consented**

Mr. Crigler reported that each year the National Collegiate Athletic Association requires the Board to consent that the authority for the administration of the Athletics Program is delegated to the Chief Executive Officer.

On behalf of the Athletics Committee, Mr. Schooley moved that the Board of Regents, upon the recommendation of the President of the University, consent to the Ohio Valley Conference Governing Board Certification for Academic Year 2020-21. Mrs. Rudolph seconded and the motion carried.

### **Full Board Action – Ohio Valley Conference Governing Board Certification for Academic Year 2020-21, consented**

On behalf of the Athletics Committee, Mr. Crigler moved that the Board of Regents, upon the recommendation of the President of the University, consent to the Ohio Valley Conference Governing Board Certification for Academic Year 2020-21. Mr. Owens seconded and the motion carried unanimously.

### **Adjournment**

The Athletics Committee adjourned at 10:05 a.m.

### **Audit and Compliance Committee**

Don Tharpe – Chair  
Eric Crigler  
Jerry Rhoads  
Lisa Rudolph

Dr. Tharpe called the Audit and Compliance Committee to order at 10:05 a.m. and reported all other members were present.

### **Office of Internal Audit – Internal Audit Charter Reaffirmation, reaffirmed**

Mrs. Saxon reported that the Internal Audit Charter is being presented for reaffirmation. There are no changes recommended to the Charter since the last reaffirmation. A Charter is a document that formally defines the purpose, authority and responsibility of Internal Audit. The

Charter defines three different aspects, including the reporting structure of Internal Audit to both the President and the Board of Regents which helps maintain independence, the duties of the Board in approving the Charter and the annual Audit Plan and the duties of the Internal Auditor such as maintaining independence and objectivity and communicating results of audits to the Board. As stated in the Charter, the mission of Internal Audit is to enhance and protect organizational value by providing risk-based and objective assurance, advice and insight. The Charter also includes the requirement for the Internal Auditor to adhere to core principles such as integrity, competence and professional care and objectivity. The Internal Auditor must also adhere to the Code of Ethics and standards which govern the internal audit profession.

On behalf of the Audit and Compliance Committee, Mrs. Rudolph moved that the Board of Regents, upon the recommendation of the President of the University, reaffirm the Internal Audit Charter for Murray State University as submitted and in compliance with standards for the internal audit profession as established by the Institute for Internal Auditors. Mr. Crigler seconded and the motion carried.

**Full Board Action – Office of Internal Audit – Internal Audit Charter Reaffirmation, reaffirmed**

On behalf of the Audit and Compliance Committee, Dr. Tharpe moved that the Board of Regents, upon the recommendation of the President of the University, reaffirm the attached Internal Audit Charter for Murray State University and in compliance with standards for the internal audit profession as established by the Institute for Internal Auditors. Dr. Shemberger seconded and the motion carried unanimously.

(See Attachment #3)

**Office of Internal Audit – Annual Audit Plan for Fiscal Year 2021, approved**

Mrs. Saxon reported that the annual Audit Plan outlines work to be performed during the fiscal year. The Audit Plan being presented covers seven different areas – internal reviews, compliance audits, operational audits, follow-up, audit assistance, different department projects and unplanned activities. Most of these items are routine audits performed each year and two represent a continuation of audits started in the previous fiscal year that have not yet been completed while others are required by outside entities. The Audit Plan has been discussed with the President as well as the Audit and Compliance Committee Chair and was included in the eBoard book.

On behalf of the Audit and Compliance Committee, Mr. Crigler moved that the Board of Regents, upon the recommendation of the President of the University, approve the Office of Internal Audit – Annual Audit Plan for Fiscal Year 2021 as submitted. Mrs. Rudolph seconded and the motion carried.

**Full Board Action – Office of Internal Audit – Annual Audit Plan for Fiscal Year 2021, approved**

On behalf of the Audit and Compliance Committee, Dr. Tharpe moved that the Board of Regents, upon the recommendation of the President of the University, approve the attached Office of Internal Audit – Annual Audit Plan for Fiscal Year 2021. Dr. Shemberger seconded and the motion carried unanimously.

(See Attachment #4)

**Adjournment**

The Audit and Compliance Committee adjourned at 10:13 a.m.

## **Buildings and Grounds Committee**

Phil Schooley – Chair  
Warren Norman  
Leon Owens  
Don Tharpe

Mr. Schooley called the Buildings and Grounds Committee to order at 10:13 a.m. and reported all other members were present.

### **Public Utility Easement – Paducah Regional Campus, approved**

Mr. Youngblood reported that the *Paducah Regional Campus* property houses the Crisp Center completed in 2012. During the construction of the building all utilities were routed and extended to the new building as required. However, the official easements for these public utilities were not officially recorded with the City of Paducah in McCracken County. A copy of the 2012 public utility easement plat was provided in the eBoard book as Attachment A. This public utility easement is more formally described on Attachment B which was also provided to the Board. This public utility easement is over and across the University-owned property and is intended for the installation and maintenance of public utilities. This easement as shown in Attachment A, and further described in Attachment B, contains 40,087 square feet. Consideration for said easement shall be \$1.00.

On behalf of the Buildings and Grounds Committee, Mr. Owens moved that the Board of Regents, upon the recommendation of the President of the University, enter its order approving the granting of a permanent easement for the consideration as indicated above. Such approval shall be conditioned upon and full review by University Legal Counsel and the University receiving approval, if required, from the Secretary of the Kentucky Finance and Administration Cabinet or his/her designee. Mr. Norman seconded and the motion carried.

### **Full Board Action – Public Utility Easement – Paducah Regional Campus, approved**

On behalf of the Buildings and Grounds Committee, Mr. Schooley moved that the Board of Regents, upon the recommendation of the President of the University, enter its order approving the granting of a permanent easement for the consideration as indicated above. Such approval shall be conditioned upon and full review by University Legal Counsel and the University receiving approval, if required, from the Secretary of the Kentucky Finance and Administration Cabinet or his/her designee. Mrs. Rudolph seconded and the motion carried unanimously.

(See Attachments #5 and #6)

### **Sewer Easement – Paducah Regional Campus, approved**

Mr. Youngblood reported that the *Paducah Regional Campus* property houses the Crisp Center completed in 2012. During the construction of the building, the sewer line was routed and extended to the new building as required. However, the official easement for this sewer line was never officially granted to the Paducah McCracken County Joint Sewer Agency (JSA). A copy of the 2012 sewer easement plat was included in the eBoard book as Attachment A. This sewer easement is more formally described on Attachment B which was also provided. The JSA and the University signed an agreement on September 12, 2012, concerning the sewer line serving the new *Paducah Regional Campus* Education Center (Crisp Center). The easement was to be granted within one year of completion of the construction and installation of the sewer line. The 2012 Agreement was included in the eBoard book as Attachment C. This sewer easement is over and across the University-owned property and is intended for the installation and maintenance of a sanitary sewer line. This easement contains 8,209 square feet and consideration for said easement shall be \$1.00.

On behalf of the Buildings and Grounds Committee, Mr. Owens moved that the Board of Regents, upon the recommendation of the President of the University, enter its order approving the granting of a permanent easement for the consideration as indicated above. Such approval shall be conditioned upon and full review by University Legal Counsel and the University

receiving approval, if required, from the Secretary of the Kentucky Finance and Administration Cabinet or his/her designee. Mr. Norman seconded and the motion carried.

### **Full Board Action – Sewer Easement – Paducah Regional Campus, approved**

On behalf of the Buildings and Grounds Committee, Mr. Schooley moved that the Board of Regents, upon the recommendation of the President of the University, enter its order approving the granting of a permanent easement for the consideration as indicated above. Such approval shall be conditioned upon and full review by University Legal Counsel and the University receiving approval, if required, from Secretary of the Kentucky Finance and Administration Cabinet or his/her designee. Dr. Shemberger seconded and the motion carried unanimously.

(See Attachments #7 – #9)

### **Adjournment**

The Buildings and Grounds Committee adjourned at 10:15 a.m.

The Board adjourned for a break at 10:15 a.m.

### **Reconvene**

Chair Rhoads reconvened the Quarterly Meeting of the Board of Regents at 10:30 a.m.

### **Enrollment Management and Student Success Committee**

Lisa Rudolph and Warren Norman – Co-Chairs  
Virginia Gray  
Sharon Green  
Melony Shemberger

Mrs. Rudolph called the Enrollment Management and Student Success Committee to order at 10:30 a.m. and reported all other members were present. She also stated that there is no way to accurately commend everyone responsible for the positive information which will be presented today.

### **Summer and Fall 2020 Enrollment/Recruitment/Retention Report, report received**

Dr. Robertson expressed appreciation to Dr. Fister as she is responsible for providing the data on which Enrollment Management decisions are made. Enrollment highlights included:

- The University experienced an outstanding summer with an increase in total headcount of 9 percent. Credit hours were up 18.5 percent and undergraduate, graduate, in-state and out-of-state headcount also increased.
- Preliminary characteristics of first-time freshman class enrollment include:
  - Average high school grade point average slightly above 3.56
  - 45 percent in the top 25 percent of their class
  - Significant increase in the number of Valedictorians
  - 71 percent entering with already-earned college credit hours
- General enrollment characteristics include students coming from 45 countries, 48 states and 110 Kentucky counties (up by three states from last year).
- First-time freshmen in the 18-county service region are up 11.6 percent.
- First-time transfer students are up 6.9 percent.
- First-time graduate students are up 30 percent.
- Total graduate students in the 18-county service region are up 5 percent.
- Course enrollments at the University's regional campuses is up by over 50 percent from last year. Every regional campus has a positive increase at this time.
- Preliminary enrollment data as of August 25 was presented with the following highlights:
  - The first-time freshman class is up slightly over 4 percent. Underrepresented minority (URM) first-time freshmen numbers are up 6.5 percent. First-time transfers are up 20 percent and overall URM numbers are up 5 percent.
  - First-time graduate students are up overall by 7.6 percent and URM graduate students are up 74 percent.
  - Racer Academy enrollment is down mainly due to the high schools moving to online delivery.
  - International numbers are up.

- Overall, undergraduate numbers are down slightly (2.3 percent) but graduate student enrollment is up significantly.
- Degree-seeking graduate and undergraduate student numbers are up overall by 1 percent from last year (without Racer Academy).
- Preliminary retention data included the following highlights:
  - 79 percent of freshmen students overall who enrolled in fall 2019 were retained to fall 2020 (80 percent for freshmen enrolled in a baccalaureate program). Other freshmen are those who have not earned the number of credit hours needed to be classified as sophomores.
  - 75 percent of underrepresented minority students were retained and this is up 5 percent from the year before and this is due in large part to the efforts of Dr. S.G. Carthell and his team.
  - Data was presented for the other enrollment categories as well. Many are involved in additional initiatives to continue to improve retention.
  - The University's first-to-second year retention rate ranks at the top among the other state institutions. Murray State increased its baccalaureate degree first-to-second year retention rate by 1.5 percent which is not the norm in one year's time.
  - Confirmation was provided that attention is focused on freshman, sophomore and junior retention rates, especially with regard to those students who are included in the "other" category as they may need additional assistance to move forward. This was also one of the reasons the admissions standards were revised and those changes were implemented this fall. Many students stop-out due to financial reasons, further highlighting the importance the Student Financial Services Office plays with regard to retention. Dr. Fister added that the average retention rate for the sophomore class over the last five years is 83 percent and for juniors is 88 percent – due in large part to those students classified in the other category. Students who transfer to another school largely do so because Murray State does not offer the major they have decided to pursue or there are financial pressures and they need to move home for a year. Dr. Fister agreed to research further why students choose to attend other institutions and where they are going and provide additional data at a later date.
- Shawn Smee, Director of Recruitment, and his team are to be commended for their efforts with regard to the freshman class.

Dr. Jackson added that enrollment is vitally important for Murray State because it comprises 71 percent of the University budget and for this reason the service area is being expanded. Appreciation was expressed to all faculty, staff, students, administrators and others for their efforts in this regard as it represents an ongoing process. Dr. Robertson thanked Regent Rudolph and former Regent Susan Guess who pushed for the development of an Enrollment Management Plan as it has been working over the past two years.

This report was submitted for informational purposes only and required no Board action.

### **Adjournment**

The Enrollment Management and Student Success Committee adjourned at 10:55 a.m.

### **Finance Committee**

Leon Owens – Chair  
 Eric Crigler  
 Jerry Rhoads  
 Lisa Rudolph  
 Phil Schooley

Mr. Owens called the Finance Committee to order at 10:55 a.m. and reported all other members were present.

### **Surplus Property Disposition, approved**

Ms. Dudley reported Kentucky Revised Statute 164A.575 requires that the Board of Regents approve disposition of equipment and other property. The proposed plan will provide an efficient and timely process for the disposition of such property having a value of less than \$25,000. Non-routine dispositions require specific approval of the Board of Regents. Items H and I (relative to Chemistry glass and Rifle Team shooting suits) on the schedule provided in the eBoard book have been added to the disposition approval for Fiscal Year 2021.

On behalf of the Finance Committee, Mr. Crigler moved that the Board of Regents, upon the recommendation of the President of the University, approve the plan provided for Fiscal Year 2020-21 authorizing: (1) routine disposition of personal property having a value less than \$25,000 to include equipment and machinery, miscellaneous supplies and furnishings, vehicles, library books and materials, livestock and other agricultural commodities and products, recyclable materials, items with no possible future use and (2) the methods of disposal as listed on the attachment provided. Mrs. Rudolph seconded and the motion carried.

**Full Board Action – Surplus Property Disposition, approved**

On behalf of the Finance Committee, Mr. Owens moved that the Board of Regents, upon the recommendation of the President of the University, approve the attached plan for Fiscal Year 2020-21 authorizing: (1) routine disposition of personal property having a value less than \$25,000 to include equipment and machinery, miscellaneous supplies and furnishings, vehicles, library books and materials, livestock and other agricultural commodities and products, recyclable materials, items with no possible future use and (2) the methods of disposal as listed on the attached. Mrs. Gray seconded and the motion carried unanimously.

(See Attachment #10)

**Asset Preservation Fee Projects, approved\***

Ms. Dudley reported that the Murray State University Board of Regents and the Council on Postsecondary Education approved an Asset Preservation Fee, beginning with the Fall 2019 Semester. This fee was established to help address the overwhelming asset preservation and renovation and fit-for-use needs to existing facilities. Murray State's fee is \$10 per credit hour and capped at 15 credit hours per semester. For Fiscal Year 2020-21, this fee is budgeted to generate \$1,415,913.

Per the CPE policy, the cost of a given asset preservation, renovation or fit-for-use project shall equal or exceed \$1 million; however, several smaller asset preservation projects may be bundled to meet the threshold requirement. This policy also requires that any asset preservation project(s) financed with this fee be approved by the Board of Regents and the CPE.

The projects recommended to be funded from the Fiscal Year 2020-21 Asset Preservation Fee were provided in the eBoard book. The projects total more than the amount of fee revenue budgeted due to possible fluctuations in enrollment and credit hours. An increased amount is being recommended to allow for variables related to total project costs, ability to obtain suitable contractors and change orders that may be required. One or more of these projects may have to be phased for the same reasons cited above.

On behalf of the Finance Committee, Mr. Schooley moved that the Board of Regents, upon the recommendation of the President of the University, approve the projects on the listing provided to be funded with Fiscal Year 2020-21 Asset Preservation Fee revenue. Mr. Crigler seconded and the motion carried.

**Full Board Action – Asset Preservation Fee Projects, approved**

On behalf of the Finance Committee, Mr. Owens moved that the Board of Regents, upon the recommendation of the President of the University, approve the projects on the attached listing to be funded with Fiscal Year 2020-21 Asset Preservation Fee revenue. Dr. Shemberger seconded and the roll was called with the following voting: Mr. Crigler, yes; Mrs. Gray, yes; Ms. Green, yes; Mr. Norman, yes; Mr. Owens, yes; Mrs. Rudolph, yes; Mr. Schooley, yes; Dr. Shemberger, yes; Dr. Tharpe, yes and Mr. Rhoads, yes. The motion carried unanimously.

(See Attachment #11)

### **Projects Approval, funding designated**

Ms. Dudley reported that projects over \$200,000 and up to the threshold denoted by Kentucky statute should be reviewed by the Board Chair and the President and a determination made in terms of those projects requiring further Board approval.”

Two schedules listing projects initiated since the last report were included in the eBoard book:

1. Projects with estimated costs of \$200,000 or less
2. Projects with estimated costs of over \$200,000 which were reviewed by the Board Chair and President

Designation of funding is obtained from the Board to allow the institution to report the funds in the listed projects as “Board Designated” in the Quarterly Financial Reports and annual Audit. This is not an exhaustive listing of projects under \$200,000 but those that have been started and not completed as of the preparation date in order to designate funding.

On behalf of the Finance Committee, Mr. Rhoads moved that the Board of Regents, upon the recommendation of the President of the University, designate the funding as outlined for the projects on the schedules provided. Mr. Schooley seconded and the motion carried.

### **Full Board Action – Projects Approval, funding designated**

On behalf of the Finance Committee, Mr. Owens moved that the Board of Regents, upon the recommendation of the President of the University, designate the funding as outlined for the projects on the attached schedules. Mr. Schooley seconded and the roll was called with the following voting: Mr. Crigler, yes; Mrs. Gray, yes; Ms. Green, yes; Mr. Norman, yes; Mr. Owens, yes; Mrs. Rudolph, yes; Mr. Schooley, yes; Dr. Shemberger, yes; Dr. Tharpe, yes and Mr. Rhoads, yes. The motion carried unanimously.

(See Attachments #12 and #13)

### **Adjournment**

The Finance Committee adjourned at 11:05 a.m.

### **Legislative and Economic Development Committee**

Virginia Gray – Chair  
Sharon Green  
Leon Owens  
Jerry Rhoads

Mrs. Gray called the Legislative and Economic Development Committee to order at 11:05 a.m. and reported all other members were present.

### **Legislative and Governmental Relations and Federal Stimulus Act Update, received**

Mr. Smith reported the following:

- In terms of the 2020 Interim Legislative Session, on July 8, 2020, Dr. Jackson presented to the Interim Budget Review Subcommittee on Postsecondary Education. Dr. Jackson is Convener of the University Presidents with the CPE and was asked to speak on their behalf. He discussed the impact of COVID-19 on Murray State and higher education overall.
- On July 30, the CPE Work Group on Performance Funding met. The participants included the university Presidents and CPE and House and Senate leadership. There have been fewer interim committee meetings this summer due to travel restrictions but all have been busy with phone calls to and from Frankfort and impromptu meetings via ZOOM.
- The next Legislative Session, will likely begin on January 5, 2021, and will end in March. This represents a short session but the legislature will be setting the Fiscal Year 2022 budget as only a one-year budget was passed in the last session.
- The legislature will also be establishing KERS contribution rates for universities for 2022 during the upcoming session. In the last Legislative Session, House Bill 352 kept pension rates frozen at 49.47 percent for Fiscal Year 2021 for KERS quasi-governmental agencies which includes Murray State.



Work will be undertaken in the next Legislative Session to encourage legislators to maintain the rate as it currently stands.

- Performance Funding will also be a key issue to be addressed during the upcoming session. It is hoped the model can be paused if no new funding has been dedicated for this purpose.
- Other key issues will be protecting the University's state appropriation, the impact of COVID-19 on the institutions (particularly with regard to budget) and continuing to share good news about Murray State with legislators. Any higher education policies or bills that are filed will be monitored closely.
- There is a new state Senator – Jason Howell – for Calloway County, Senate District 1. He is a local attorney and replaces Senator Stan Humphries who retired. The University administration looks forward to working with Senator Howell. There will also be a new House member for Calloway County, House District 5, following the November 3 election. This individual will replace Representative Larry Elkins who also retired. The University maintains constant contact with all regional legislators who are essential to helping advance Murray State's agenda and policies and they are also great recruiters in Frankfort.
- The University will continue to consult with Ronny Pryor in Frankfort. He is a Murray State alum who provides assistance during the Legislative Session and beyond. Appreciation was expressed for Mr. Pryor's assistance on behalf of the University in Frankfort.
- At the federal level, CARES 2.0 represents the second round of stimulus funding and appears to be deadlocked at the current time. The U.S. House of Representatives passed the HEROES Act in May. This included \$90 billion to the U.S. Department of Education for both K-12 and higher education stimulus funding. The Senate has not voted on the HEROES Act and will instead introduce a stimulus "skinny" bill version which would provide \$105 billion to the Education Stabilization Fund where two-thirds would go to K-12 education, one-third to higher education and a small portion to Governors in all 50 states to determine whether it is used for K-12 or higher education. The skinny bill version has not yet been released so full details are not known but it is anticipated it will become available soon. Murray State's federal delegation – in both the House and Senate and especially Leader Mitch McConnell – keep the University informed. Yesterday, House leadership indicated they will not be entering into any more stimulus discussions with the U.S. Senate or the White House until September when Congress reconvenes. All are hopeful that federal stimulus discussions will resume at that time.
- Student loan repayments continue to be on hold through an Executive Order from the White House that is in effect through December. Appreciation was expressed to the federal delegation for keeping the University informed about decisions being made during this time.

Mrs. Gray indicated that what is occurring in the world has intensified since the Board last met and as the election approaches everything has become more political. Appreciation was expressed to President Jackson and Mr. Smith for continuing to be steadfast in working with elected officials and outside stakeholders in the community. Chair Rhoads echoed those sentiments and indicated Murray State has a good name in Frankfort due to its strong leadership and respected legislative team. This is important because the University's viewpoint carries a lot of weight, even with legislators not from Murray State's immediate area.

This report was presented for informational purposes only and required no Board action.

### **Adjournment**

The Legislative and Economic Development Committee adjourned at 11:15 a.m.

#### **Marketing and Community Engagement Committee**

Sharon Green – Chair  
Eric Crigler  
Virginia Gray  
Melony Shemberger

Ms. Green called the Marketing and Community Engagement Committee to order at 11:15 a.m. and reported all other members were present.

### **Gift-in-Kind – PSL Systemtechnik Turbulence Rheometer TR 3080, received, accepted and approved**

Tina Bernot, Executive Director of Development, reported that the Board of Regents is being asked to receive, accept and approve the gift of a PSL Systemtechnik Turbulence Rheometer TR 3080 donated by ECOLAB USA (Dr. Paul Zinn, Ph.D.) to the Jones College of Science, Engineering and Technology at Murray State University for student use in the Chemistry

Program. ECOLAB USA is a global company specializing in water hygiene and infection prevention solutions and services. Their goal is to make the world cleaner, safer and healthier by protecting people and vital resources. The Turbulence Rheometer was donated by the Napierville, Illinois, location and will allow MSU students to measure fluid currents in pipelines.

On behalf of the Marketing and Community Engagement Committee, Dr. Shemberger moved that the Board of Regents, upon the recommendation of the President of the University, receive, accept and approve the donation of the PSL Systemtechnik Turbulence Rheometer TR 3080 with a value of \$185,643 from Dr. Paul Zinn, Ph.D. of ECOLAB USA. Mrs. Gray seconded and the motion carried.

**Full Board Action – Gift-in-Kind – PSL Systemtechnik Turbulence Rheometer TR 2080, accepted\***

On behalf of the Marketing and Community Engagement Committee, Ms. Green moved that the Board of Regents, upon the recommendation of the President of the University, receive, accept and approve the donation of the PSL Systemtechnik Turbulence Rheometer TR 3080 with a value of \$185,643 from Dr. Paul Zinn, Ph.D. of ECOLAB USA. Mr. Crigler seconded and the motion carried unanimously.

**Adjournment**

The Marketing and Community Engagement Committee adjourned at 11:22 a.m.

**Policy Changes**

**Board of Regents Policy Manual – Section 2.21 – Sexual Harassment Policy Revisions (first reading), adopted**

Mr. Miller reported that the U.S. Department of Education Office for Civil Rights adopted new federal regulations relating to nondiscrimination on the basis of sex in education programs or activities receiving federal assistance. The proposed revisions to the University's Sexual Harassment Policy align with the regulations recently adopted by the U.S. Department of Education. The Department of Education has essentially taken existing case law that has guided universities throughout the decades and codified those requirements – which Murray State already follows. New changes which have been added are primarily procedural in nature but the new policies being recommended will ensure the University is in compliance with the changes adopted by the U.S. Department of Education. In the coming weeks, procedural elements in terms of how Title IX cases are processed will also be recommended. Cami Duffy, Executive Director, Office of Institutional Diversity, Equity and Access and Title IX Coordinator, has also been very involved in this process.

Mr. Owens moved that the Board of Regents, upon the recommendation of the President of the University, adopt the revised *Board of Regents Policy Manual – Section 2.21 – Sexual Harassment Policy* revisions as presented in this first reading. Mrs. Gray seconded and the motion carried unanimously.

**Board of Regents Policy Manual – Section 2.24 – Sexual Violence and Misconduct, Relationship Violence and Stalking Revisions (first reading), adopted**

Mr. Miller reported that the U.S. Department of Education Office for Civil Rights adopted new federal regulations relating to nondiscrimination on the basis of sex in education programs or activities receiving federal assistance. The proposed revisions to the University's Sexual Violence and Misconduct, Relationship Violence and Stalking Policy align with the regulations recently adopted by the U.S. Department of Education. This policy will also be moved under the Sexual Harassment umbrella but will remain a separate policy to show the University's commitment to victims of sexual violence and misconduct. Even though the U.S. Department of Education has included sexual assault as part of the sexual harassment definition, the University felt it was important to maintain this separate policy but because it contains procedures it is being moved under the Sexual Harassment Policy for numbering purposes. The major change relates to safe definitions that were included some years ago in Board policy. This represents a good time to refer to the associated criminal statutes and streamline Board policy.

Dr. Tharpe moved that the Board of Regents, upon the recommendation of the President of the University, adopt the revised *Board of Regents Policy Manual – Section 2.24 – Sexual Violence and Misconduct, Relationship Violence and Stalking Policy* revisions as presented in this first reading. Dr. Shemberger seconded and the motion carried unanimously.

Mr. Miller confirmed that any time changes are proposed at the federal or state level or there is a new case in the 6<sup>th</sup> Circuit or at the Supreme Court level in this regard, he will have conversations with the President, the Title IX Office and Student Affairs to make sure what the University is doing complies with any new legal developments. President Jackson confirmed that policies are reviewed regularly by Counsel Miller, Mrs. Duffy and others in regard to any guidance provided at the state or federal level.

### **Personnel Changes – Salary Roster, approved**

Dr. Jackson reported that in compliance with state statutes and the responsibilities of the University Treasurer as identified in the *Bylaws* of the Murray State University Board of Regents, the attached Salary Roster outlines the amount paid to each professor, teacher or official of the school. The Salary Roster is presented to the Board at the meetings following June 30 and December 31 each year.

Mr. Crigler moved that the Board of Regents, upon the recommendation of the President of the University, approve the Salary Roster as of June 30, 2020, which includes new employment, retirements, resignations and terminations. Mr. Owens seconded and the roll was called with the following voting: Mr. Crigler, yes; Mrs. Gray, yes; Ms. Green, yes; Mr. Norman, yes; Mr. Owens, yes; Mrs. Rudolph, yes; Mr. Schooley, yes; Dr. Shemberger, yes; Dr. Tharpe, yes and Mr. Rhoads, yes. The motion carried unanimously.

(See Attachment #14)

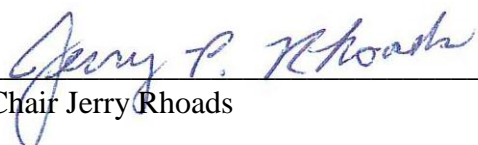
### **Supplemental Materials**

Dr. Jackson reported that Regents were provided with supplemental reports in the eBoard book, including the “Good News” Report – June 2020; Quarterly Branding, Marketing and Communication Report – April – June 2020 and Sponsored Programs – Grants and Contracts Report. The Litigation Status Report prepared by General Counsel Miller was provided in a separate, confidential eBoard book. These reports were provided for informational purposes only and required no Board action.

### **Other Business/Adjournment**

Chair Rhoads reminded the Board to complete and sign the Conflict of Interest Statement provided during the Retreat yesterday and return to Secretary Hunt. The next Quarterly Board of Regents Meeting will be held on December 4, 2020, via ZOOM.

There being no further business to come before the Board, Chair Rhoads requested a motion for the Board of Regents Quarterly and Committee Meetings to adjourn. Dr. Shemberger so moved, seconded by Mrs. Gray, and the motion carried unanimously. Adjournment was at 11:30 a.m.

  
Chair Jerry Rhoads

  
Secretary Jill Hunt

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