

**MINUTES  
BOARD OF REGENTS  
MIDWESTERN STATE UNIVERSITY**

**August 8, 2008**

The Board of Regents, Midwestern State University, met in regular session in the Board Room, Hardin Administration Building, Wichita Falls, Texas, at 9:00 a.m., Friday, August 8, 2008. Regents in attendance were Mr. Munir Lalani, Chairman; Mr. Charles Engelman; Ms. Charlye Farris; Dr. Lynwood Givens; Dr. Carol Gunn; Mr. Stephen Gustafson; Ms. Jane Spears; Mr. Shawn Hessing; Mr. Ben Wible; and Ms. Haley Lain, Student Regent.

Administrative staff members present included Dr. Jesse W. Rogers, President; Dr. Friederike Wiedemann, Provost; Mr. Juan Sandoval, Vice President for Administration and Finance; Dr. Howard Farrell, Vice President for University Advancement and Student Affairs; and Mr. Keith Lamb, Associate Vice President for Student Affairs. Other university personnel attending the meeting included Mr. Charlie Carr, Director of Athletics; Mr. David Spencer, Internal Auditor; Ms. Janus Buss, Director of Public Information and Marketing; Ms. Gail Ferguson, Controller; Ms. Cindy Ashlock, Assistant to the President; and Ms. Debbie Barrow, Executive Associate to the President. Representing the news media were reporters Ms. Ann Work, Wichita Falls *Times Record News*, and Ms. Erin Shryock, KAUZ-TV 3.

Chairman Lalani called the meeting to order at 9:07 a.m. Dr. Farrell presented the invocation and Ms. Buss introduced the guests.

Public Comment

Mr. Lalani stated that in accordance with the Board of Regents By-Laws, MSU Policy 2.22, members of the public are invited to address the Midwestern State University Board of Regents through written and oral testimony. He noted that no one signed up to speak during this time.

Reading and Approval of Minutes

08-163. The minutes of the regular Board of Regents meeting May 8, 2008, were approved as presented.

Reading and Approval of Minutes

08-164. The minutes of the regular Board of Regents meeting May 9, 2008, were approved as presented.

Reading and Approval of Minutes

08-165. The minutes of the special Board of Regents meeting June 20, 2008, were approved as presented.

**Executive Committee Report**

Mr. Lalani presented the report from the Executive Committee.

Executive Committee Consent Agenda

The following items were approved by the Executive Committee and placed on the Consent Agenda for consideration by the board.

- 08-128. Outside Counsel Agreement 2008-2009 – authorized the administration to extend the 2007-2008 agreement with Roger Lee of Gibson Hotchkiss Roach & Davenport through the 2008-2009 fiscal year under the same terms and conditions set forth.
- 08-129. D. L. Ligon Coliseum Construction Manager at Risk – authorized the administration to negotiate a contract with Electra Construction Company to serve as Construction Manager at Risk for this project.
- 08-130. Wichita Falls Museum of Art at Midwestern State University Advisory Board of Directors – approved the following appointments to the Museum Board:

Public Members (2008-2011)

Linda Wilson (Reappointment)  
Dale Brock

MSU Members (2008-2009)

Juan Sandoval (Reappointment)  
Friederike Wiedemann (Reappointment)  
Richard Ash

Further authorized Dr. Rogers to work with the Chairman of the Board of Regents to appoint two additional public members to serve on the Museum Board.

- 08-131. Legislative Appropriations Request (LAR) – approved the Administrator’s Statement and the Exceptional Items as presented.

Mr. Lalani asked if there were items any member wanted to remove from the Consent Agenda. There being none, Mr. Gustafson moved approval of the Consent Agenda. Mr. Wible seconded the motion and it was approved.

**Finance and Audit Committee Report**

Mr. Lalani noted the items presented at the Finance and Audit Committee Meeting for committee approval and for information only. Information concerning these items can be found in the minutes of the Finance and Audit Committee Meeting held August 7, 2008.

Item Presented for Committee Approval Only

- 08-132. Committee Minutes, 5/8/08 – approved by committee as presented.

Item Presented for Information Only

- 08-141. Institutional Effectiveness Report/Accreditation Fee

Finance and Audit Committee Consent Agenda

The following items were approved by the Finance and Audit Committee and placed on the Consent Agenda for consideration by the board.

### Items Approved by Committee and Placed on Consent Agenda

- 08-133. Review and Acceptance of Financial Reports – accepted the April, May, and June, 2008, financial reports as presented.
- 08-134. Financial Disclosure Statements – accepted the 2007 Financial Disclosure Statements for the President, the Vice President for Administration and Finance, and the Controller.
- 08-135. Internal Audit Plan -2008-2009 – approved the plan as presented.
- 08-136. Investment Policy – approved the continuance of the current policy.
- 08-137. Approval of Brokers/Dealers, Investment Vehicles, and Asset Holding Accounts – approved the list as presented.
- 08-138. Salary/Title/Position Change in FY 07-08 Budget Approved per Board Authorization – ratified change as presented.
- 08-139. Non-Resident Tuition (International Students) – authorized the administration to expand the program for qualified international students, which allows them to pay resident tuition plus \$75 per semester credit hour, by 100 students effective with the fall 2008 semester.
- 08-140. Intercollegiate Athletics Fee – authorized the administration to pursue legislative action to initiate an Intercollegiate Athletics Fee as presented.
- 08-142. Tuition Guarantee Policy – authorized that the current tuition guarantee be expanded to guarantee that tuition and fees, with the exception of student initiated fees, will not be increased by more than 5% per year through the 2011-2012 fiscal year.
- 08-143. Operating Budget for Fiscal Year 2009 – approved the \$76,234,670 operating budget as presented.

Mr. Lalani asked if there were items any member wanted to remove from the Consent Agenda. There being none, Mr. Engelman moved approval of the Consent Agenda. Mr. Hessing seconded the motion and it was approved.

### **Personnel and Curriculum Committee Report**

Dr. Gunn noted the items presented at the Personnel and Curriculum Committee Meeting for committee approval and information only. Information concerning these items can be found in the minutes of the Personnel and Curriculum Committee Meeting held August 7, 2008.

### Item Presented for Committee Approval Only

- 08-144. Committee Minutes, 5/8/08 – approved by committee as presented.

Items Presented for Information Only

08-145. Faculty Report

08-146. Enrollment Reports – Summer 2008

08-147. Small Class Reports – Summer 2008

08-148. Beginning and Last Day Enrollment Reports – Spring 2008

08-149. Review of Personnel Reports for FY 07-08 Budget

Personnel and Curriculum Committee Consent Agenda

The following items were approved by the Personnel and Curriculum Committee and placed on the Consent Agenda for consideration by the board.

08-150. List of August 2008 Candidates for Graduation – approved the list of candidates for graduation as presented with the provision that they meet all requirements as prescribed by the faculty and administration.

08-151. *MSU Policies and Procedures Manual* Changes – approved changes to the following policies as presented:

- A. Policy 2.338 – Graduate Council, and Academic Technology, Budget Oversight, Student Success, Teaching and Learning Resource Center, and University Assessment committees.
- B. Policy 3.127 – Faculty Workload Policy
- C. Policy 3.349 – Employee Background Checks

08-152. Emeritus Status for Retiring Faculty – approved emeritus status for Jewett Johnson, assistant professor of nursing, 13 years.

Mr. Lalani asked if there were items any member wanted to remove from the Consent Agenda. There being none, Dr. Gunn moved approval of the Consent Agenda. Ms. Spears seconded the motion and it was approved unanimously.

**Student Services Committee Report**

Ms. Farris noted the items presented at the Student Services Committee Meeting for committee approval and information only. Information concerning these items can be found in the minutes of the Student Services Committee Meeting held August 7, 2008.

Item Presented for Committee Approval Only

08-153. Committee Minutes, 5/8/08 – approved by committee as presented.

Items Presented for Information Only

08-154. Student Government Report

08-155. Student Housing

08-156. Student Wellness Center and Vinson Health Center Project Update

**University Development Committee Report**

Mr. Gustafson noted the items presented at the University Development Committee Meeting for committee approval and information only. Information concerning these items can be found in the minutes of the University Development Committee Meeting held August 7, 2008.

Item Presented for Committee Approval Only

08-157. Committee Minutes, 5/8/08 – approved by committee as presented.

Item Presented for Information Only

08-158. Summary of Gifts, Grants, and Pledges 9/1/07 – 7/11/08

University Development Committee Consent Agenda

The following item was approved by the University Development Committee and placed on the Consent Agenda for consideration by the board.

08-159. Legacy Walk Recommendation – approved honoring Kay Dillard and the Dillard Family through inclusion in Legacy Walk.

Mr. Lalani asked if anyone wanted to remove this item from the Consent Agenda. There being no response, Mr. Gustafson moved approval of the Consent Agenda. Mr. Engelman seconded the motion and it was approved unanimously.

**Athletics Committee Report**

Mr. Wible noted the items presented at the Athletics Committee Meeting for committee approval and information only. Information concerning these items can be found in the minutes of the Athletics Committee Meeting held August 7, 2008.

Item Presented for Committee Approval Only

08-160. Committee Minutes, 5/8/08 – approved by committee as presented.

Item Presented for Information Only

08-161. Athletics Status Report

Athletics Committee Consent Agenda

The following item was approved by the Athletics Committee and placed on the Consent Agenda for consideration by the board.

08-162. Addition of Women's Sport – approved the addition of women's golf as an intercollegiate sport beginning with the fall 2009 semester. The timetable and budget were also approved as presented.

Mr. Lalani asked if anyone wanted to remove this item from the Consent Agenda. There being no response, Mr. Wible moved approval of the Consent Agenda. Mr. Gustafson seconded the motion and it was approved unanimously.

### **Other Business**

#### Board of Regents Meeting Dates – 2008-2009

08-166. Mr. Lalani presented the proposed dates for the 2008-2009 quarterly Board of Regents meetings as shown below:

November 13 and 14, 2008  
February 12 and 13, 2009  
May 14 and 15, 2009  
August 6 and 7, 2009

Mr. Lalani asked if any board member had conflicts with this proposed schedule. There being none, the meeting dates were set as presented.

#### Seven Breakthrough Solutions for Higher Education Update

08-167. Mr. Lalani reported that this item was placed on the agenda in the event another conference call was scheduled and an update could be presented. He noted that no additional meetings had been scheduled and there was nothing to report.

#### President's Report and Discussion

08-168. Dr. Rogers presented information to the board concerning various university matters.

- A. Energy Conservation – Dr. Rogers reported on projects that have been undertaken to conserve energy on campus. He noted that two high-efficiency chillers, a new cooling tower, and a new boiler were installed. Additionally, 12,000 40 kilowatt light bulbs and ballasts were replaced throughout the campus with new high-efficiency 32 kilowatt bulbs. These changes have made a difference in the university's energy consumption. The art department kilns were replaced with kilns that have a software management system; this will save the university a tremendous amount of natural gas. Building construction for the recreation center, McCoy Engineering Hall, the new band hall, Ligon, and Martin Hall will all incorporate demand-based ventilation controls, economizer controls, and motion detector light switching. Additionally, the administration has asked the State Energy Conservation Office to do an energy audit of the campus.

Dr. Rogers noted that the Academic Council, Student Government, Administrative Council, and others will review and discuss the possibility of a four-day class schedule in the future. While university offices would remain open five days a week, it is possible that an abbreviated schedule for classes would help commuting students given the high price of gasoline. He added that he had met with Dr.

Wiedemann and Dr. Pam Morgan, Director of Extended Education, to discuss the possibility of working with faculty to offer additional blended courses. These are standard academic courses in which students spend time in the classroom and time on the computer.

- B. Strategic Plan Update – Dr. Rogers asked Dr. Wiedemann to update the board on the MSU Strategic Plan. Dr. Wiedemann reported that she came to MSU in 2002 and Dr. Rogers asked her to lead the strategic planning effort. She indicated that the university community came together and the board approved the plan in November 2004. Dr. Rogers then identified priorities and the university worked on those targeted areas. The steering committee will meet in the fall to assess what has been accomplished and recommend changes to the plan. Dr. Rogers will then identify additional priorities. She noted that the faculty, administration, alumni, student body, and board of regents are represented on the committee.
  
- C. University Resources – Dr. Rogers presented a table entitled “Total Academic Charges (Including all Fall 2007 Assessments and Special Items)” as shown in Attachment 1. He indicated that the table shows the difference in funding among 34 of the 35 public senior institutions of higher education. He noted that one institution was not included in the table because it is funded as a health science center. He reported that universities are funded from the state through a formula that is driven by semester credit hours produced. MSU receives the same funding for an undergraduate economics class as does the University of Texas at Austin. The table does not include formula funding since each institution is treated the same. Higher Education Assistance Fund (HEAF) and Permanent University Fund (PUF) dollars are also not included since they are not funds that can be used for operational expenses. The table shows what is currently collected from a student taking 15 semester credit hours (tuition and fees) at each institution. Another column shows the general revenue appropriation provided to each institution as institutional enhancement funds. Dr. Rogers noted that these funds have been allocated each year since the mid-1990’s when special item funding was rolled into this line item appropriation. At that time Midwestern received approximately \$2 million per year in special item funding while other universities the size of MSU and smaller had special items as large as \$18 million per year. This funding has remained fairly constant since that time. The end result is that \$770 million is earmarked from the state for these 34 public senior institutions before any other funding is determined during the legislative process. The table indicated that the institution receiving the most funding per 15 semester credit hours receives \$4,831. MSU receives \$3,059 per 15 semester credit hours. This ranks MSU 29<sup>th</sup> out of the 34 schools in the amount of state funding received per full-time student. Dr. Rogers noted that while he would never advocate that funding be taken away from schools, the system must somehow be changed so that funding is more equitable.

#### Adjournment

There being no further business, the meeting was adjourned at 9:45 a.m. The next regularly scheduled meetings of the Board of Regents will be Thursday and Friday, November 13 and 14, 2008.

ORIGINAL SIGNED

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Stephen A. Gustafson, Secretary

I, Stephen Gustafson, the fully appointed and qualified Secretary of the Midwestern State University Board of Regents, hereby certify that the above and foregoing is a true and correct copy of the minutes of the Midwestern State University Board of Regents meeting August 8, 2008.

ORIGINAL SIGNED

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Stephen A. Gustafson, Secretary

ATTACHMENT:

1. Table of Academic Charges