

**MINUTES
BOARD OF REGENTS
MIDWESTERN STATE UNIVERSITY**

May 15, 2009

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, May 15, 2009. Regents in attendance were Mr. Munir Lalani, Chairman; Dr. Carol Gunn, Vice Chair; Mr. Stephen Gustafson, Secretary; Mr. Charles Engelman; Ms. Charlye Farris; Dr. Lynwood Givens; Mr. Shawn Hessing; Ms. Jane Spears; Mr. Ben Wible; and Student Regent Haley Lain.

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 Dr. Robert Clark, Vice President for Institutional Effectiveness and Enrollment Management. Other university personnel attending the meeting included Mr. Keith Lamb, Associate Vice President for Student Affairs; Mr. Allen Goldapp, Associate Vice President for Facilities Services; Mr. Charlie Carr, Director of Athletics; Mr. David Spencer, Internal Auditor; Ms. Dianne Weakley, Director of Human Resources; and Mr. Chris Gore, Chairman of the MSU Staff Senate. Also attending the meeting were Ms. Gail Ferguson, Controller; Ms. Valarie Maxwell, Director of Budget and Management; Ms. Cassie Slaybaugh, Assistant Director of Institutional Research, Planning, and Assessment; Ms. Janus Buss, Director of Public Information and Marketing; Ms. Cindy Ashlock, Executive Assistant to the President; and Ms. Debbie Barrow, Director of Board and Government Relations. Representing the news media was reporter Ann Work, Wichita Falls *Times Record News*.

Chairman Lalani called the meeting to order at 9:06 a.m. Dr. Farrell presented the invocation and Ms. Buss introduced the guests. Mr. Lalani expressed appreciation to the board and administration for their participation in the committee meetings. He noted that this would be Haley Lain's last board meeting as student regent. Ms. Lain indicated that she would graduate with her master's degree in December. Mr. Lalani expressed best wishes to Haley on behalf of the board. Dr. Rogers noted that Haley testified before a legislative committee this spring and represented the university in a splendid way.

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

09-113 & 09-114. Minutes of the regular Board of Regents meetings February 12 and 13, 2009, were approved as presented.

Executive Committee Report

Mr. Lalani noted the item presented at the Executive Committee Meeting for committee approval only and the item removed from the agenda without consideration. Information concerning these items can be found in the minutes of the Executive Committee Meeting held May 14, 2009.

Item Presented for Committee Approval Only

09-82. Committee Minutes, 2/12/09 – approved by Committee as presented.

Item Removed From Agenda Without Consideration

09-84. Fencing and Landscaping – New Housing/Gladney Drive

Executive Committee Consent Agenda

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

09-83. Capital Expenditure and MP1 Report FY 2010-2014 – approved the plan as presented.

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

Finance and Audit Committee Report

Mr. Hessing noted the item presented at the Finance and Audit Committee Meeting for committee approval only and the item removed from the agenda without consideration. Information concerning these items can be found in the minutes of the Finance and Audit Committee Meeting held May 14, 2009.

Item Presented for Committee Approval Only

09-85. Committee Minutes, 2/12/09 – approved by Committee as presented.

Item Removed From Agenda Without Consideration

09-90. MSU Promise/Mustangs Tuition Guarantee Program

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.

09-86. Review and Acceptance of Financial Reports – accepted the January, February, and March, 2009, Financial Reports as presented.

09-87. FY 2008-2009 Items \$50,000 & Under Approved by President – ratified the budget changes as presented.

09-88. Salary/Title/Position Changes in 2008-2009 Budget Approved per Board Authorization – ratified the changes as presented.

09-89. Redwine Estate – approved the following actions as presented:

- A. The transfer of up to \$370,000 from the Redwine funds to the Priddy Science and Math Endowment to complete the match required by the Priddy Gift.

B. The issuance of a Request for Proposal (RFP) for Investment Management Services for the Redwine Quasi-Endowment Fund. The chairman of the board will appoint a special Investment Committee to review the proposals with the administration and make recommendations to the board in August regarding the investment of these funds.

C. Regarding the Redwine Quasi-Endowment Fund:

1. Ninety-three percent of the earnings from this fund be transferred to a Board restricted account to be used for Redwine Scholarships at the discretion of the president.
2. Seven percent of the earnings from this fund be retained in the quasi-endowment fund.
3. The president will submit an annual report to the Board of Regents in November of each year concerning the use of these funds during the previous fiscal year.

09-91. Dual Credit Courses – Tuition and Fees – authorized waiving all tuition and fees for Hirschi High School students enrolled in dual credit/concurrent courses, with the exception of state tuition 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. Ms. Spears 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, as well as the item removed from the agenda without consideration. Information concerning these items can be found in the minutes of the Personnel and Curriculum Committee Meeting held May 14, 2009.

Item Presented for Committee Approval Only

09-92. Committee Minutes, 2/12/09 – approved by Committee as presented.

Items Presented for Information Only

09-93. Faculty Report

09-94. Staff Report

09-95. Review of Personnel Reports for FY 08-09 Budget

Item Removed From Agenda Without Consideration

09-102C. *MSU Policies and Procedures Manual* Change – Policy 3.146

Suguru Hiraide, M.F.A.	Art
Jane Owen, Ph.D.	Educational Leadership

09-105. Faculty Tenure – approved granting tenure to the following faculty:

Matthew Capps, Ph.D.	Educational Leadership
Randal Hallford, Ph.D.	Chemistry
Phillip Wilson, Ph.D.	Marketing
Julie Wood, Ph.D.	Kinesiology

Mr. Lalani asked if there were items any member wanted to remove from the Consent Agenda. There being none, Ms. Spears moved approval of the Consent Agenda as presented. Ms. Farris 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 May 14, 2009.

Item Presented for Committee Approval Only

09-106. Committee Minutes, 2/12/09 – approved by Committee as presented.

Item Presented for Information Only

09-107. Student Government Report

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 May 14, 2009.

Item Presented for Committee Approval Only

09-108. Committee Minutes, 2/12/09 – approved by Committee as presented.

Item Presented for Information Only

09-109. Summary of Financial Support 9/1/08-4/17/09

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.

09-110. Naming of University Facilities – authorized the following:

- A. The new mustang sculpture created by Jack Stevens be named the “Dillard Mustangs” in recognition of a donation from Kay Dillard which made this project

possible. At the request of Mrs. Dillard, a stone will be placed near the mustangs with the following inscription:

The Believers

- *Wisdom*
- *Strength*
- *Courage*

B. The new student recreation center be named the “Bruce and Graciela Redwine Student Wellness Center” in recognition of significant funds received from the estate of Bruce Redwine.

C. The new on-campus apartment complex be named “Sundance Court.”

Mr. Lalani asked if any member would like to remove this item from the Consent Agenda. There being no response, Ms. Farris moved approval of the Consent Agenda as presented. Mr. Gustafson 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 May 14, 2009.

Item Presented for Committee Approval Only

09-111. Committee Minutes, 2/12/09 – approved by Committee as presented.

Item Presented for Information Only

09-112. Athletics Status Report

Other Business

Nominating Committee for Board Officers for the 2009-2010/2010-2011 Biennium

09-115. Mr. Lalani reported that in February he appointed a special Nominating Committee to make recommendations concerning board officers for the upcoming biennium. The committee was chaired by Dr. Gunn with Dr. Givens and Mr. Engelman serving. Mr. Lalani added that he had been asked by members of the board about the election process. He reported that the officers serve at the pleasure of the board. He noted that if a chair is elected and his/her term on the board expires prior to the end of his/her term as chair, a vice chair should be in place who is available to move into the chair position. The board would then elect a new vice chair to serve the unexpired term. Mr. Lalani added that the nominating committee may submit an entire slate of officers or they may submit nominations for individual offices. Additionally, nominations will be taken from the floor.

Ms. Barrow then presented the following recommended slate of officers for the upcoming biennium beginning September 1, 2009, on behalf of the nominating committee:

Chairman	Munir Lalani
Vice Chair	Carol Gunn
Secretary	Lynwood Givens
Executive Committee Member-At-Large	Charles Engelman

Mr. Wible moved approval of this slate of officers as presented. Mr. Hessing seconded the motion and it was approved.

President's Report and Discussion

09-116. Information was presented concerning various university matters.

- A. Accreditation Update – Dr. Rogers reported that the university continues to actively pursue accreditation by the Accrediting Board for Engineering Technology (ABET), the National Council for the Accreditation of Teacher Education (NCATE), and the Association for the Advancement of Collegiate Schools of Business International (AACSB International). He added that with the resignation of Dean Tony Chelte, he has discussed the accreditation schedule with the AACSB staff. Their instruction was that if the university can hire an experienced individual as the interim dean, the process can move ahead and MSU's site visit can be held as scheduled in the fall 2009. Dr. Rogers added that he has discussed the possibility of the interim position with an individual who has considerable AACSB experience. He indicated his hope that the accreditation process will continue as planned. He stated that MSU's students very much deserve to graduate from accredited programs and he is proud of the work being done in this regard.

Mr. Lalani asked Dr. Rogers to convey the board's appreciate to Dr. Chelte for his efforts in getting the college on track for AACSB accreditation.

- B. Construction Update – Mr. Goldapp presented the following information with regard to projects on campus:
1. Wellness Center – the Vinson Health Center staff will begin moving into the new building Monday and the remainder of the facility should be complete by mid-June. The project is within budget.
 2. McCoy Engineering Hall – the project was within budget and there are only a few items to be cleaned up.
 3. Student Housing – the project is on schedule and should be opened as planned in August. Mr. Goldapp expressed thanks to his staff for their work on this project.
 4. Ligon Hall – the mechanical side of the project is progressing well. The majority of the work on the piping systems is complete. The ADA, fire safety, fire detection, and sprinkler systems portions of the project are still out for bid. The bids on the dome roof came in lower than anticipated.
 5. Band Hall – utility issues in the location have slowed the project considerably.

6. Mustangs Sculptures – the horses are set and off their stilts. The landscaping is still in the planning stages.

Dr. Rogers complimented Mr. Goldapp on his work.

- C. Legislative Update – Dr. Rogers noted that having Ms. Barrow in Austin to work with the legislature has worked out well for the university. He reminded the board that at the beginning of the legislative session the base budget that was proposed would have decreased MSU's appropriation relative to the last biennium by approximately \$1.8 million. While the appropriations bill has yet to be approved, the most recent versions showed MSU's appropriation at a level approximately equal to the previous biennium. He added that the possibility of incentive funding is still being considered which would provide additional funding for MSU.

Ms. Barrow thanked Dr. Rogers and the Board for the opportunity to serve as Director of Board and Government Relations. She noted the following items.

1. MSU's liberal arts bill, HB 602, was approved and signed by the Governor earlier in the week.
2. MSU's athletics fee bill is making its way through the legislative process. An amendment was placed on all fee bills this session so that they would sunset in five years. This means that in four years MSU will have to propose another bill and receive legislative approval to continue charging the fee.
3. The bill allowing hand guns on university campuses died in the House but is still alive in the Senate.
4. Tuition bills have been sponsored in the House and in the Senate and the outcome is uncertain. It is likely that some type of limit will be placed on future tuition and fee increases.
5. The Appropriations Bill is still very uncertain. Although the conference committee has been meeting for a couple of weeks, they have not had any open meetings to discuss higher education.

Ms. Barrow noted that there is a great deal of work to be done in the interim. She indicated that they would work to bring legislators and their staff members to the MSU campus. She thanked Dr. Givens for contacting Senator Shapiro and Rep. McCall, and thanked Mr. Hessing for writing Senator Nelson. Ms. Barrow expressed appreciation to Cindy Ashlock and Ruth Ann Ray for their assistance, particularly as she was traveling during the legislative session.

Adjournment

Mr. Lalani thanked the board for their attendance and participation in the meetings. There being no further business, the meeting was adjourned at 9:55 a.m. The next regularly scheduled meetings of the Board of Regents will be Thursday and Friday, August 6 and 7, 2009.

ORIGINAL MINUTES SIGNED

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 May 15 2009.

ORIGINAL MINUTES SIGNED

Stephen A. Gustafson, Secretary