

**Midwestern State University**  
**Board of Regents Meeting**  
**June 1, 2015**  
**9:00 a.m.**

Meeting Location: MSU Campus – 3410 Taft Boulevard  
Hardin Administration Building - J. S. Bridwell Board Room

The Board of Regents of Midwestern State University (MSU) may deliberate and take action regarding any item on this agenda. This meeting will be continuous in that the Board reserves the right to take any agenda item out of the order or sequence that is listed below. The Board reserves the right to discuss any properly posted items in Executive Session whenever legally justified in accordance with the Texas Government Code Chapter 551.

The open portion of the meeting will be streamed live at  
<http://www.mwsu.edu/welcome/president/regents-minutes>.

Call to Order

Introduction of Visitors

Opening Comments

Public Comment

A public comment period will be provided in accordance with MSU Policy 2.22.

Revision of Board of Regents By-Laws

15-159. The board will consider changes to the Board of Regents By-Laws (Policy 2.22) as shown in Attachment 15-159.

Suspension of Board of Regents By-Laws

15-160. The board may consider suspending its by-laws.

Board Officers

15-161. The Board of Regents will have an opportunity to discuss individual personnel matters associated with the organization of the Board of Regents and the election of officers in closed session as allowed by Texas Government Code, Chapter 551.074.

Real Property

15-162. The Board of Regents may deliberate regarding the purchase, exchange, lease, or value of real property in closed session as allowed by Texas Government Code, Chapter 551.072.

Executive Session

15-163. The Board may convene in Executive Session as necessary to consider the matters permissible under Chapter 551 of the Texas Government Code, including:

- A. Government Code, Chapter 551, Section .071 – Consultation with Attorneys Regarding Legal Matters, Pending and/or Contemplated Litigation, or Settlement Offers, or on a Matter in which the Duty of the Attorney to the Governmental Body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas Clearly Conflicts with Chapter 551 of the Texas Government Code.
- B. Government Code, Chapter 551, Section .072 - Deliberations Regarding the Purchase, Exchange, Lease, or Value of Real Property.

- C. Government Code, Chapter 551, Section .073 - Deliberations Regarding a Negotiated Contract for a Prospective Gift or Donation.
- D. Government Code, Chapter 551, Section .074 – Personnel Matters Relating to the Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, or Dismissal of Officers or Employees, or to Hear a Complaint or Charge Against an Officer or Employee.

## 2.22 BOARD OF REGENTS BY-LAWS

Date of Adoption/Most Recent Revision: 05/11/12

### ARTICLE VII

#### Section 1 **Board Officers**

The board shall organize by electing a chairperson and other officers the board considers appropriate.

#### Section 2 **Nomination and Election**

The following officers shall be elected: Chairperson, Vice Chairperson, Secretary, and Member-at-Large of the Executive Committee. Officers shall serve for two years or until their successors are elected. Nominations of the officers shall be made by a Nominating Committee appointed by the Chairperson of the Board of Regents. Nominations from the floor shall also be received. Elections shall be held at the May meeting of the Board during the last year of each biennium and the new officers shall take office September 1 of each new biennium. Election shall be by formal ballot unless decided otherwise at the meeting. A majority of Regents present and voting shall be required for election. If no nominee receives a majority vote, the nominee receiving the lowest number of votes shall be dropped before a new ballot is taken, and so on until one candidate remains. No proxies shall be allowed.

### ARTICLE XV

#### Section 2 **Amendment**

These by-laws may be amended or repealed at any meeting of the Board of Regents by a two-thirds vote of members present, provided a quorum is present, and further provided a written notice of proposed changes has been sent each member at least ten (10) days prior to the time of voting.

### **PROPOSED REVISION 1**

### ARTICLE XV

#### Section 2 **Amendment or Suspension of By-Laws**

These by-laws may be amended, **waived, suspended**, or repealed at any meeting of the Board of Regents by a two-thirds vote of members present, provided a quorum is present, and further provided a written notice of proposed changes has been sent each member at least ten (10) days prior to the time of voting.

### **PROPOSED REVISION 2**

### ARTICLE VII

#### Section 2 **Nomination and Election**

The following officers shall be elected: Chairperson, Vice Chairperson, Secretary, and Member-at-Large of the Executive Committee. Officers shall serve for two years or until their successors are elected. Nominations of the officers shall be made by a Nominating Committee appointed by the Chairperson of the Board of Regents. Nominations from the floor shall also be received. Elections shall be held at the ~~May~~ **August** meeting of the Board during ~~the last year of each biennium~~ **even-numbered years** and the new officers shall take office September 1 ~~of each new biennium~~ **following the election**. Election shall be by formal ballot unless decided otherwise at the meeting. A majority of Regents present and voting shall be required for election. If no nominee receives a majority vote, the nominee receiving the lowest number of votes shall be dropped before a new ballot is taken, and so on until one candidate remains. No proxies shall be allowed.