

*University of Central Missouri*  
*Board of Governors*  
*Plenary Session*  
*April 23, 2009*

The University of Central Missouri Board of Governors convened in Plenary Session on Thursday, April 23, 2009, in Union 237B at 8:30 a.m. Presiding over the meeting was Board President Richard Phillips. Other Governors in attendance were Walter Hicklin, Weldon Brady, Deleta Williams, Edward Baker, and Ryan Sanders. Others in attendance were University President Aaron Podolefsky; General Counsel Henry Setser; and Assistant Secretary to the Board Monica Huffman.

Governor Lawrence Fick was unable to attend today's meeting and was excused.

***Plenary Session***

**Call to Order** – Agenda Item No. 1

Mr. Phillips called the meeting to order and determined that a quorum was present to conduct business.

**Remarks by the Board President** - Agenda Item No. 2

Mr. Phillips welcomed everyone to the meeting and thanked those students in attendance. He noted that this would be the last meeting of the semester prior to the spring Commencement.

Mr. Phillips noted there would be a groundbreaking ceremony for the renovation/construction of the Morrow-Garrison/Student Wellness and Recreation Center respectively, later this afternoon. Also, a signing ceremony is planned for May 1 for the Energy Savings Project. Several Board members have indicated their plans to attend both events.

Mr. Phillips said a request was made to add an agenda item related to furniture refurbishments and upgrades for the Knox Hall apartments. *Mr. Hicklin made a motion to add this item to the agenda. It was seconded by Ms. Williams and carried unanimously.*

**Remarks by the University President** – Agenda Item No. 3

President Podolefsky said he was pleased to recognize student accomplishments and noted that several student/student groups were in attendance at today's meeting to receive special recognition. President Podolefsky introduced the following individuals/groups:

- *Criminal Justice Group* – included students and faculty sponsors that captured the 7<sup>th</sup> consecutive Sweepstake Award at the American Criminal Justice Association/Lambda Alpha Epsilon 2009 National Conference held in Jacksonville, Florida.

- *NCAA Division II Championship Winners* – included sophomore Drew Frizzell, winner of the national championship in the weight throw; sophomore Jenna Schmidt, winner of the national championship in the high jump; and junior Anne Carlson, winner of the national championship for the pentathlon. Coaches Kirk Pedersen and Kip Janvrin were also recognized for their leadership. Coach Pedersen and Anne Carlson were at the *Drake Relays* and not in attendance.
- *Jennie's Bowling Team* – the team finished second in the NCAA Championships. Head Coach Ron Holmes and Assistant Coaches Bryanna Caldwell and Sara Cox were also recognized for their leadership.

**Introduction of the Reid Hemphill Outstanding Scholar Recipient** – Agenda Item No. 4

Provost George Wilson stated that the Reid Hemphill Award is presented each year to the university's outstanding graduate student. He introduced the 2009 recipient of the Reid Hemphill Outstanding Scholar Award Callie Brockman. President Podolefsky and the Board extended congratulations to Ms. Brockman.

**Introduction of Charno Award Recipients** – Agenda Item No. 5

Dr. Rich Morrell explained that the Charno Award is the highest honor bestowed upon two members of the graduating class of the current academic year. He explained the award criteria and then introduced this year's Charno Award recipients Ms. Julie Lorkowski and Mr. Devan Dignan. President Podolefsky and the Board extended congratulations to Ms. Lorkowski and Mr. Dignan.

**Introduction of J.P. Mees Award Recipient** – Agenda Item No. 6

Ms. Karen Hibdon said that the J.P. Mees Award is presented each year to a professional staff member who has demonstrated outstanding commitment to the University of Central Missouri, the community, professional activities, and commitment of service to students. She introduced this year's recipient Ms. Beth Rutt who received President Podolefsky's and the Board's congratulations.

**Employee of the Quarter Recognition** – Agenda Item No. 7

Dr. Morrell introduced Employee of the Quarter Teresa Huffman, Office Professional IV for Meeting and Conference Services. Teresa was recognized for the many things she does outside of her responsibilities as Office Professional to further enhance the university's offerings to the public. President Podolefsky and the Board extended congratulations to Ms. Huffman and presented her with a plaque.

### **Team of the Quarter Recognition** – Agenda Item No. 8

Dr. Betty Roberts introduced the Team of the Quarter – the *Master Plan Committee* – comprised of Bob Ahring, Sarah Bailey, Patrick Bradley, Larry Creel, Karen Hibdon, Laurel Hogue, Annette McKay, Jeff Morris, Carole Nimmer, Steve Popejoy, Larry Ray, Beth Rutt, Anthony Arton, Steve Boone, Shawn Jones, Christine Wright, Betty Roberts, and Barbara Carroll and Jeff Hancock with the City of Warrensburg. The team was recognized for the long hours and tireless work they contributed to the development of UCM’s recently approved Campus Master Plan. President Podolefsky and the Board congratulated the team and presented each member with a certificate of appreciation.

### **General Session**

### **Approval of the Minutes** – Agenda Item No. 9

Mr. Phillips referred the Board to Tab 3 of the meeting materials which contained the minutes of the March 19 and 30 and April 8, 2009, minutes. *Mr. Brady moved that the minutes of these meetings be approved. The motion was seconded by Mr. Hicklin and carried unanimously.*

### **Reports**

### **Governance Groups Verbal Reports** – Agenda Item No. 10

*Faculty Senate* – Ms. Davie Davis, President of the Faculty Senate, provided a summary of Faculty Senate activities for the year which included:

- Approval of a recommendation from the Salary & Fringe Benefits Committee to begin moving towards the university providing 25% of dependent health coverage.
- Efforts to establish an ad hoc committee to develop a process by which faculty can provide regular evaluations of administrators.
- Approval of principles and recommendations regarding the FY 2010 budget process undertaken by the Strategic, Planning & Resource Council (SPRC) and other groups. Also, passed a resolution supporting SPRC’s recommendation to increase funding for the JCK Library.
- Approval of a resolution reaffirming the Senate’s support for President Podolefsky’s leadership. E-mails of a positive nature were sent by faculty following the approval of the resolution and fell into the categories of (1) faculty who are gratified by the President’s emphasis on academics; and (2) faculty who desire to retain the same leadership throughout a time of financial hardship.
- Approval of a resolution opposing House Bill 668 that would remove the prohibition of carrying concealed weapons on college campuses.

*Professional Staff Council* – Ms. Karen Hibdon, President of the Professional Staff Council, provided an overview of the Council’s various activities for the year including the *Bowling for the Green* fundraiser; recommendations for the FY 2010 budget; and work on House Bill 668. Ms. Hibdon stated that her term is ending as Professional Staff Council President. She introduced President-Elect for the Council Holly Davenport. Ms. Davenport announced those individuals coming onto the Council and stated that Mike Jeffries has been elected Vice President for the Council.

*Support Staff Council* – Ms. Stephanie Myers, President of the Support Staff Council, reported that the Council recently held its election of officers for the new fiscal year. They include President - Peggy Harrison; Vice President - Susan Mallot; Treasurer – Kathy Mayham; and Secretary – Joy Stevens. She also announced new Council representatives. Ms. Myers said 2008-2009 Council goals have all been met. She gave a brief update on the *Bowling for the Green* fundraiser, Support Staff Appreciation breakfast, and Support Staff Scholarship award.

*Student Government Association (SGA)* – Mr. Darren Doherty, Student Government Association President, gave recognition to UCM’s Mock Trial team who made its seventh trip to the national competition this week. Several members will receive the All American Award including Mr. Doherty. He noted that this would be his last report as SGA President. Brad Wright, the current SGA Vice President, was elected President during last week’s election of officers and will assume office on May 12. Katie Roach was elected Vice President and Nick McDaniels Speaker of the House.

Mr. Doherty provided an overview of SGA activities for the year including:

- An annual memorial service was held in honor of those faculty, staff and students who passed away during the school year.
- Recognition of Representative Gayle Kingrey as this year’s James C. Kirkpatrick Excellence in Governance Award.
- Passage of a resolution to the Missouri House of Representatives against HB 668 – conceal and carry ban removal – which has been sent to the appropriate representatives.
- Implementation of a new constitution passed last year for a new form of government. The SGA is currently working through the details of implementation.
- An upcoming vote on a resolution to establish a new SGA scholarship for an undergraduate student who demonstrates excellent leadership.

Mr. Doherty noted a non-SGA protest activity would be held near the flagpole on the quad at 11:00 a.m. today. A group of students plan to protest administrative salaries.

Mr. Hicklin commended Mr. Doherty and the SGA for all of the hard work in developing a new constitution.

## **Legislative Update** – Agenda Item No. 11

Mr. Phil Wright and Mrs. Ann Pearce were not available for today's meeting due to other work obligations. However, President Podolefsky provided an update on legislative issues.

President Podolefsky said he was in Jefferson City yesterday for a series of meetings and events. He said Governor Nixon's operational budget proposal, where universities agreed to maintain 2008-2009 tuition and fee rates in exchange for the same level of FY 2009 state appropriations, is moving through the House and Senate. There is some concern about how federal stabilization and stimulus funds are being appropriated. One of the legislative bodies is spending a large portion of the funding on FY10 projects, which means there will be less funding available next year to backfill education appropriations for the second year. Universities are fine for this year; however, there are concerns for next year. Tax revenues are down approximately 4%. If revenues remain at this level and do not decline further, universities should be fine for the year; however, if they continue to drop, there is potential for withholdings this year.

It is unclear how much money will go into the Caring for Missourians initiative, which will be one-time money. The Missouri Promise bill is now with the Fiscal Oversight Committee and may be appended onto another bill. This bill provides for students attending community college to receive scholarships for their upper-division courses at four-year universities. The institutions have supported this bill in order to show support for the Governor; however, the universities remain concerned about the unintended consequences of the bill.

The Access Missouri Scholarship program bill creates equivalence in the distribution of funds for public and private institutions. This bill may move very little during this legislative session and has encountered resistance from the private institutions.

HB 668 (Conceal and Carry) will likely be altered in the Senate to maintain the change in permit age for carrying a concealed firearm from 23 to 21, but remove the provision to allow conceal and carry on higher education campuses.

*Ms. Williams suggested that the Board of Governors issue a public statement that opposes the removal of higher education as an exception for conceal and carry, and put it in the form of a motion. The motion was seconded by Mr. Hicklin. All voted in favor of the motion with the exception of Mr. Baker, who opposed it. The motion carried. (Note: A letter was prepared and sent by Board President Phillips to certain members of the Legislature on April 27, 2009.)*

President Podolefsky reported that the House passed House Joint Resolution 32 (HJR 32), which creates the Fifth State Building Bond and Interest Fund (\$700 million bond). UCM has \$55 million for a new science building included in the project list. HJR 32 must still pass the Senate, and, if approved, would then go to a vote of the people for a constitutional amendment.

### **Board Committee on Student & Alumni Affairs**

Ms. Williams, Chair of the Board Committee on Student & Alumni Affairs asked Dr. Morrell to present the next agenda item.

#### **Food Services Provider** – Agenda Item No. 12

Dr. Morrell referred the Board to Tab 4 of the meeting materials, which contained a briefing paper related to a third party provider for UCM's food services (Attachment 1).

Dr. Morrell noted that this has been a two-year project involving a great number of people including members of the Board. Mr. Hicklin said that the recommended provider, Sodexo, Inc., has been a sponsor of many UCM events over the years and asked if under the proposed contract they would continue to sponsor events. Dr. Morrell answered yes; Sodexo has been very generous and under the terms of the proposed contract agreed to provide a significant amount of money for the continued sponsorship of events and improvements to facilities. This includes the renovation of Todd Dining Facility, the addition of a *Chick-Fil-A* in the recreation area of the Elliott Union (near the bowling alley where the pool tables currently sit), and an *Einstein Express* in the JCK Library in year one at a cost of \$1.371 million. In year two, Sodexo will pay for the renovation of the Union Food Court and establish a full service *Einstein* in the Student Recreation & Wellness Center at a cost of \$1.371 million. In the first two years, Sodexo will contribute \$5.166 million to UCM. Mr. Brady asked if Sodexo would also continue its support of the Performing Arts, Presidential Events, the *MLK Freedom Scholarship Dinner*, and athletics as it has done in the past. Dr. Morrell said yes, Sodexo would continue to support these events.

Mr. Brady asked that the Board be provided a bulleted summary of the contract details once the contract is finalized. (*Note: This information was provided to the Board in an e-mail on April 23, 2009.*)

*Mr. Brady moved that the Board of Governors authorize the university president and his designees to enter into a new contractual relationship with Sodexo, Inc., as UCM's food service provider. The motion was seconded by Ms. Williams and carried unanimously.*

Dr. Morrell commended the work and contributions of the staff and consultants who worked on this item for the past two years. The Board expressed appreciation to Dr. Morrell and to Sodexo.

### **Board Committee on Administration & Finance**

Mr. Brady noted that the Board Committee on Administration & Finance met as a committee of the whole earlier in the morning to discuss in detail the listed agenda items. He asked Dr. Roberts to present the following agenda items.

**Union Chiller** – Agenda Item No. 13

Dr. Roberts distributed a replacement briefing paper (Attachment 2) for the one included with the board packet mailing. The Union Chiller is 18 years old and needs to be replaced immediately. Staff is currently evaluating the bids that were submitted, and should be completed with this process within the next couple of weeks. Dr. Roberts does not anticipate the award amount to exceed \$500,000 and asked for approval to proceed with replacing the chiller.

*Mr. Brady moved that the Board of Governors authorize the university president to accept the low bid not to exceed the highest estimate of \$500,000. The motion was seconded by Mr. Hicklin. Ms. Williams asked if during the bid evaluation process if consideration is also given to the quality of the bid. Dr. Roberts stated that typically the university is looking for the lowest and “best” bid. Ms. Williams amended the motion to authorize the university president to accept the lowest and best bid not to exceed the highest estimate of \$500,000. Mr. Brady accepted and seconded the amended motion. The motion carried unanimously.*

Mr. Baker asked that the Board be provided a summary of all the bids once the award of contract is made. Mr. Sanders expressed concern about the hot summer months and asked how long the air is expected to be out in the Union for the replacement. Dr. Roberts said the chiller will be installed in mid-May before the weather turns too hot.

**FY 2010 Student Instructional and General Fees** – Agenda Item No. 14

Dr. Roberts referred the Board to Tab 6 of the meeting materials which contained a briefing paper related to FY 2010 Student Instructional and General Fees (Attachment 3).

*Mr. Hicklin moved that the Board of Governors approve no rate change to student instructional and general fees for FY 2010. The motion was seconded by Ms. Williams and carried unanimously. These fees will remain the same as for FY 2009.*

**FY 2010 Salary Increases** – Agenda Item No. 15

Dr. Roberts referred the Board to Tab 7 of the meeting materials which contained a briefing paper related to FY 2010 Salary Increases (Attachment 4).

*Mr. Hicklin moved that the Board of Governors approve the allocation of \$221,828 for faculty and staff salary compensation to adjust for salary minimums. The motion was seconded by Mr. Baker and carried unanimously. Of this amount \$110,914 will be used to adjust those faculty salaries that fall below the established lower limit for his/her associated rank under UCM’s Faculty Compensation Procedures; and \$110,914 will be used to provide an annual salary increase of \$300 to those full-time employees earning \$25,000 or less.*

*Mr. Hicklin also moved that the Board of Governors authorize the university president as a one-time event to pay the employees' monthly share of their health insurance premiums from the Blue Cross/Blue Shield refund if the President feels this is the most appropriate use of the funds after receiving recommendations from the Health Care Alternative Committee. The motion was seconded by Ms. Williams and carried unanimously.*

**FY 2010 General Fund Budget** – Agenda Item No. 16

Dr. Roberts referred the Board to Tab 8 of the meeting materials which contained a briefing paper related to the FY 2010 General Fund Budget (Attachment 5). The FY 2010 General Fund Budget is based on a state appropriation of \$59,677,078 and is consistent with the FY 2009 appropriation received by UCM. In the event projected revenues or expenditures change, adjustments will be made to provide a balanced budget.

*Mr. Brady moved that the Board of Governors approve the proposed FY 2010 General Fund Budget. The motion was seconded by Mr. Hicklin and carried unanimously.*

**Skyhaven Stimulus Funding** – Agenda Item No. 17

Dr. Roberts referred the Board to Tab 9 of the meeting materials which contained a briefing paper related to Skyhaven Stimulus funding (Attachment 6).

Mr. Hicklin noted UCM's receipt of funding is contingent upon it being "shovel" ready, or being able to issue a Notice to Proceed within 30 days to a construction company to begin the work at Skyhaven Airport. The project will be fully funded by the Missouri Department of Transportation stimulus funds and entitlement grants.

*Mr. Hicklin moved that the Board of Governors authorize a contract award not to exceed \$2,300,000 to a successful bidder to construct a new apron, t-hanger taxi lanes, connecting taxiways and an access road for UCM's Max B. Swisher Skyhaven Airport. The motion was seconded by Ms. Williams and carried unanimously.*

Mr. Sanders asked if the \$300,000 MoDOT Entitlement Grant Fund dollars is the sum of the monies received over the past two years. President Podolefsky answered yes.

**Knox Hall Furniture Bid Award**

Dr. Roberts distributed a briefing paper related to the purchase of furniture refurbishments and upgrades for the Knox Hall apartments (Attachment 7). Staff is currently evaluating the bids and should be completed with this process within the next couple of weeks. Contract awards need to be made soon in order to have everything completed in time for the 2009-2010 academic year. Dr. Roberts anticipates the estimated project cost to be no more than \$300,000. The monies for the project are available in the student housing fund.

*Mr. Hicklin moved that the Board of Governors authorize the university president to accept the lowest and best bid not to exceed the highest estimate of \$300,000 for the furniture refurbishments and upgrades for the Knox Hall apartments. The motion was seconded by Mr. Brady and carried unanimously.*

Dr. Roberts stated that a briefing paper containing the bid information will be provided to the Board once the bid process is complete. *(Note: A briefing paper was e-mailed to the Board on May 14, 2009, that provided the results of this bid.)*

### **Board Committee on Academic Affairs**

Mr. Hicklin, Chair of the Board Committee on Academic Affairs, asked Provost Wilson to present the following agenda items.

#### **Proposed Amendment to Alta Vista Charter School Agreement** – Agenda Item No. 18

Provost Wilson referred the Board to Tab 10 of the meeting materials which contained a briefing paper related to the proposed amendment to the Alta Vista Charter School Agreement (Attachment 8). The proposed amendment would permit Alta Vista Charter School to include and add to its curriculum and operations, the 6<sup>th</sup>, 7<sup>th</sup>, and 8<sup>th</sup> grades.

*Mr. Hicklin moved that the Board of Governors authorize the amendment of the contract between Alta Vista Charter School and the University of Central Missouri to permit the addition of 6<sup>th</sup>, 7<sup>th</sup>, and 8<sup>th</sup> grades to Alta Vista Charter School's curriculum and operations, beginning August 2009. The motion was seconded by Mr. Baker and carried unanimously.*

Mr. Hicklin commended Dr. J.P. Burke and Dean Michael Wright for the progress they have continued to make with the Charter Schools.

#### **Reorganization of Department of Health and Human Performance** – Agenda Item No. 19

Provost Wilson referred the Board to Tab 11 of the meeting materials which contained a briefing paper related to the proposed reorganization of the Department of Health and Human Performance (Attachment 9). He noted that the current structure of the department is large both in programs and faculty. The proposal is to divide the department into a Department of Nutrition and a Department of Kinesiology. One of the main purposes for the proposal is to fulfill one of the conditions set out in the McClain Trust that requires the establishment of a Department of Nutrition. Provost Wilson said the proposal has been well vetted through the College of Health and Human Services and through the department.



Mr. Brady asked if the legal opinion sought in 2008 was related to the location of a wrestling training area. President Podolefsky stated that the opinion sought from legal counsel in 2008 pertained to how trust monies could be used and whether the fund was restricted to nutrition. The legal opinion was that according to the language of the trust, the funds needed to be used to establish a Department of Nutrition. Mr. Brady asked how much money remains in the fund. President Podolefsky stated that the fund was established with approximately \$4 million and since increased to approximately \$6 million. When the Morrow-Garrison project was initially placed into a bond proposal, the project included a designated area of the building for a Department of Nutrition, which allowed UCM to utilize \$2 million from the trust as its required match for the bond. Since that time, the Foundation has experienced some revenue losses, currently bringing the account to approximately \$4 million. Mr. Brady stated it is important for the university to comply with the donor's requests.

Mr. Baker said that nutrition is a very important in the country today and a very worthy cause. He encouraged the university to proceed with the vigor and energy needed to grow the department.

Mr. Hicklin asked what the university's plans are for the future in regard to staff and departmental needs since no new funds are available for FY 2010. Provost Wilson said the department would like to be able to use the funds in the McClain trust not only for the current building project, but also to support faculty positions and student scholarships. FY 2010 will be a transition year, where Dr. Dirk Nelson will continue to serve as Chair for both areas and a single Office Professional will continue supporting both areas.

*Mr. Hicklin moved that the Board of Governors approve the proposal to reorganize the Department of Health and Human Performance to create a Department of Nutrition and a Department of Kinesiology. The motion was seconded by Ms. Williams and carried unanimously.*

Mr. Phillips commended Dean Sluder for his leadership in this effort.

**Title Change for BSE in Vocational Family and Consumer Sciences** – Agenda Item No. 20

Provost Wilson referred the Board to Tab 12 of the meeting materials which contained a briefing paper related to a title change for BSE in Vocational Family and Consumer Sciences (Attachment 10).

*Mr. Hicklin moved that the Board of Governors approve renaming the current BSE degree in Vocational and Consumer Sciences Education to a BSE in Family and Consumer Sciences Education for implementation with the 2009-2010 academic school years. The motion was seconded by Mr. Brady and carried unanimously.*

**Board Business Items**

**Appointment of Nominating Committee** – Agenda Item No. 21

Mr. Phillips announced that Mr. Fick and Mr. Baker have both agreed to serve as the nominating committee for FY 2010 Board officers and will present a recommendation to the Board at its June 18 meeting.

**Request for Closed Session – April 23, 2009** – Agenda Item No. 22

*Mr. Hicklin moved pursuant to the Missouri Revised Statutes, Section 610.021, that the UCM Board of Governors meet in closed meeting, with closed record, and closed vote, following today's Plenary Session for the purpose of considering real estate matters, legal actions, and personnel matters. The motion was seconded by Mr. Baker and carried with the following roll call vote:*

Walter Hicklin	aye	Deleta Williams	aye
Weldon Brady	aye	Richard Phillips	aye
Edward Baker	aye		

**Adjournment**

There being no further business to discuss, the meeting adjourned at 10:20 a.m.

*Attachments Listing  
April 23, 2009  
Board of Governors  
Plenary Session Minutes*

<u><i>Attachment No.</i></u>	<u><i>Attachment Description</i></u>
1	<i>Briefing Paper – Food Services Provider</i>
2	<i>Briefing Paper – Union Chiller</i>
3	<i>Briefing Paper – FY 2010 Student Instructional and General Fees</i>
4	<i>Briefing Paper – FY 2010 Salary Increases</i>
5	<i>Briefing Paper - FY 2010 General Fund Budget</i>
6	<i>Briefing Paper – Skyhaven Stimulus Funding</i>
7	<i>Briefing Paper – Knox Hall Apartments Refurbishments and Upgrades</i>
8	<i>Briefing Paper – Proposed Amendment to Alta Vista Charter School Agreement</i>
9	<i>Briefing Paper – Reorganization of Department of Health and Human Performance</i>
10	<i>Briefing Paper – Title Change for BSE in Vocational Family and Consumer Sciences</i>