

**MINUTES
BOARD OF REGENTS
MIDWESTERN STATE UNIVERSITY**

August 3, 2007

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 3, 2007. Regents in attendance were Mr. Mac Cannedy, Jr., Chairperson; Ms. Pat Haywood, Secretary; Ms. Charlye Farris; Ms. Pamela Gough; Dr. Carol Gunn; Mr. Munir Lalani; Mr. Don Ross Malone; Mr. Ben Wible; and Student Regent Jason York.

Administrative staff members present included Dr. Jesse W. Rogers, President; Dr. Friederike Wiedemann, Provost; Mr. Juan Sandoval, Vice President for Administration and Finance; Dr. Bob Clark, Vice President for Institutional Effectiveness and Enrollment Management; Dr. Emerson Capps, Associate Provost and Dean of Graduate Studies; Mr. Keith Lamb, Associate Vice President for Student Affairs; and Mr. Allen Goldapp, Associate Vice President for Facilities Services. Other university personnel attending the meeting included Mr. David Spencer, Internal Auditor; Ms. Julie Gaynor, Public Information and Marketing Assistant; Mr. Kyle Williams, Director of Corporate and Sports Development; Ms. Cindy Ashlock, Assistant to the President; and Ms. Debbie Barrow, Executive Associate to the President.

Chairperson Cannedy called the meeting to order at 9:03 a.m. Dr. Wiedemann presented the invocation and Ms. Barrow introduced the guests. Dr. Rogers noted that he was delighted to welcome Kyle Williams to Midwestern State University. He noted that Kyle played basketball for MSU and graduated in 1981. Kyle has had extensive business experience and came to MSU from his position as general manager of KAUZ TV 6.

Public Comment

07-145. Mr. Cannedy stated that in accordance with the Board of Regents By-Laws, MSU Policy 2.22, members of the public were invited to address the Midwestern State University Board of Regents through written and oral testimony. Mr. Cannedy noted that no one signed up to speak during this time.

Reading and Approval of Minutes

07-146. The minutes of the regular Board of Regents meeting May 10, 2007, were approved as presented.

Reading and Approval of Minutes

07-147. The minutes of the regular Board of Regents meeting May 11, 2007, were approved as presented.

Executive Committee Report

Mr. Cannedy noted the items presented at the Executive Committee Meeting for committee approval and information only. Information concerning these items can be found in the minutes of the Executive Committee Meeting held August 2, 2007.

Item Presented for Committee Approval Only

07-111. Committee Minutes, 5/10/07 – approved by Committee as presented.

Item Presented for Information Only

07-113. Student Recreation and Health Facility

Executive Committee Consent Agenda

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

07-112. Texas Public Finance Authority Midwestern State University Revenue Financing System Revenue and Refunding Bonds, Series 2007 – approved the Bond Resolution authorizing the issuance of approximately \$28,855,000 of revenue bonds to fund the construction of the student recreation center (\$12,760,000), Tuition Revenue Bond (TRB) projects (\$10,400,000 for the Fowler Engineering Building and the D. L. Ligon Coliseum), and \$5,695,000 refunding of a portion of the Series 1998 Revenue Bonds.

07-114. Student Housing Expansion – authorized the allocation of funds (not to exceed \$40,000) to conduct a housing feasibility study; further authorized the administration to proceed with planning for additional housing, to include issuing a request for proposal, analyzing proposals received, and preparing recommendations to be presented to the Board at future meetings; and finally authorized the administration to submit a project application to the Texas Higher Education Coordinating Board for new housing, consistent with MSU's MP1 Report.

07-115. Outside Counsel Agreement 2007-2008 – authorized the administration to work with the Executive Committee of the Board to determine the appropriate Outside Counsel for the university, and further authorized the administration to consider the following for the university's Outside Counsel: Roger Lee of Gibson, Hotchkiss, Roach & Davenport and Robert Henneke of Henneke Law.

07-116. Wichita Falls Museum of Art at Midwestern State University Advisory Board of Directors – approved the following appointments to the Museum Board:

Public Members (2007-2010)

Mr. Joseph N. Sherrill Jr. (Reappointment)

Ms. Lynn Moran (Reappointment)

Ms. Rosagene Wilson

Ms. Alice West

MSU Members (2007-2008)

Dr. Robert Clark (Reappointment)

Mr. Juan Sandoval (Reappointment)

Dr. Friederike Wiedemann (Reappointment)

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

Finance and Audit Committee Report

Mr. Lalani noted the item presented at the Finance and Audit Committee Meeting for committee approval only. Information concerning this item can be found in the minutes of the Finance and Audit Committee Meeting held August 2, 2007.

Item Presented for Committee Approval Only

07-117. Committee Minutes, 5/10/07 – approved by Committee as presented.

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.

- 07-118. Review and Acceptance of Financial Reports – accepted the April, May, and June, 2007, Financial Reports as presented.
- 07-119. Financial Disclosure Statements – accepted the 2006 Financial Disclosure Statements for the President, the Vice President for Administration and Finance, and the Controller.
- 07-120. Internal Audit Plan -2007-2008 – approved the plan as presented.
- 07-121. University Accounts – authorized individuals to sign on university bank accounts, authorized individuals to purchase and sell investment instruments and perform normal banking transactions, and authorized individuals to sign appropriate personnel retirement documents as presented.
- 07-122. Approval of Brokers/Dealers, Investment Vehicles and Asset Holding Accounts – approved the list as presented.
- 07-123. Investment Management Services – authorized the administration to work with the Executive Committee of the Board to select a firm or financial institution to provide investment management services for the university.
- 07-124. FY 2006-2007 Items \$50,000 & Under Approved by President – ratified these items as presented.
- 07-125. Salary/Title/Position Changes in FY 06-07 Budget Approved per Board Authorization – ratified changes as presented.
- 07-126. Non-Resident Tuition (International Students) – authorized the administration to begin a program for 150 academically qualified international students to allow them to pay resident tuition plus \$75 per semester credit hour, effective with the fall 2007 semester.
- 07-127. Consideration of Fee Increases and Energy Surcharge – approved the following, effective with the spring 2008 semester.
 - A. Course Fees - increase Course Fees for all disciplines by \$2 per semester credit hour, with the exception of the Course Fees increased in the fall 2007 (course fees increased for fall 2007 were biology, chemistry, environmental science,

geosciences, physics, art, dental hygiene, nursing, manufacturing engineering technology, mechanical engineering, and computer science). Additionally, increase Nursing Course Fees by \$10 per semester credit hour.

- B. Energy Surcharge - initiate an Energy Surcharge in the amount of \$6.50 per semester credit hour.

07-128. Operating Budget for Fiscal Year 2008 – approved the \$70,806,466 operating budget as presented.

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

Personnel and Curriculum Committee Report

Ms. Haywood 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 2, 2007.

Item Presented for Committee Approval Only

07-129. Committee Minutes, 5/10/07 – approved by Committee as presented.

Items Presented for Information Only

07-130. Faculty Report

07-131. Enrollment Reports – Summer 2007

07-132. Small Class Reports – Summer 2007

07-133. Beginning and Last Day Enrollment Reports – Spring 2007

07-134. Review of Personnel Reports for FY 06-07 Budget

07-135. President's Administrative Review

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:

07-136. Holiday Schedule for Staff Employees – 2007-2008 – approved the revised holiday schedule as presented.

07-137. List of August 2007 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.

07-138. *MSU Policies and Procedures Manual* Changes – approved changes to the following policies as presented:

- A. Policy 2.338 – Academic Council and Administrative Council
- B. Policy 2.338 – Academic Advising Committee and Intercollegiate Athletics Council
- C. Policy 2.338 – Uniform Recruitment and Retention Committee
- D. Policy 2.338 – NEW COMMITTEE – Academic Technology Committee
- E. Policy 2.338 – NEW COMMITTEE - University Assessment Committee
- F. Policy 4.133 – POLICY REPLACEMENT - *Food Purchases Using University Funds* deleted and replaced by *Use of University Funds for Business Entertainment Expenses*
- G. NEW POLICY – Disposition of University Surplus or Salvage Property

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

Student Services Committee Report

Ms. Haywood 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 2, 2007.

Item Presented for Committee Approval Only

07-139. Committee Minutes, 5/10/07 – approved by Committee as presented.

Item Presented for Information Only

07-140. Student Government Report

University Development Committee Report

Mr. Malone 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 2, 2007.

Item Presented for Committee Approval Only

07-141. Committee Minutes, 5/10/07 – approved by Committee as presented.

Item Presented for Information Only

07-142. Summary of Gifts, Grants, and Pledges 9/1/06 – 6/22/07

Athletics Committee Report

Mr. Malone 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 2, 2007.

Item Presented for Committee Approval Only

07-143. Committee Minutes, 5/10/07 – approved by Committee as presented.

Item Presented for Information Only

07-144. Athletics Status Report

Other Business

Board of Regents Meeting Dates – 2007-2008

07-148. Mr. Cannedy presented the proposed dates for the 2007-2008 quarterly Board of Regents meetings as shown below:

November 1 and 2, 2007
February 14 and 15, 2008
May 9 and 10, 2008
August 7 and 8, 2008

Mr. Cannedy asked Board members to notify Ms. Barrow if they have a conflict with any of these meeting dates.

President's Report and Discussion

07-149. Dr. Rogers presented information to the Board concerning various university matters.

1. Current Construction Projects Update – Dr. Rogers presented information concerning current projects.
 - A. Student Recreation and Health Center – Dr. Rogers noted that with the report presented Thursday, the Board was up to date on the status of the project. He indicated that this would be a great addition to the campus and to student life.
 - B. Fowler Hall – this facility will be converted into engineering and physics laboratories, classrooms, and offices. The first mechanical engineering class will graduate in May 2008. The facility should be occupied in the fall 2008. He noted that the architects have done a splendid job. Copies of building renderings were presented to the Board for their information (see Attachment 1). He indicated that the front of the building will look very much like it does at this time. However, the center of the building will be lifted to provide high ceilings that are necessary for the labs. Mr. Goldapp indicated that the building is cleared out and will be ready for the project to begin in October. Dr. Rogers noted that the \$7.2 million project was funded by TRBs (\$2.7 million) and through gifts from generous foundations and individuals in Wichita Falls (\$4.5 million).
 - C. Ligon Coliseum – Dr. Rogers noted that it had taken a long time to get the funding necessary for this renovation project. He indicated that the other than minor changes, and the removal of the natatorium, the building had not been touched since 1968. He noted that this building is used for everything from kinesiology classes and commencement to intercollegiate sports and intramurals. Mr. Goldapp reported that an RFP was out seeking engineering services to evaluate the mechanical systems. He stated that once the building is thoroughly evaluated, the scope of the project can be determined. He noted that a great deal of the available funding will likely be spent on plumbing, heating and air conditioning, ADA changes, and other infrastructure items. He indicated that some of the reroofing would likely begin in September. Dr. Rogers added that the dressing room areas would be repaired and new courtside seating is

planned for the Coliseum. Mr. Goldapp noted that the current wooden bench seating is not only old, it is also inefficient and does not meet ADA needs. Mr. Goldapp noted that he would work with the various athletics schedules, academic needs, as well as the commencement schedule to determine the best time to change out the seating.

Mr. Cannedy asked about plans for graduation if there was no way to work around commencement during the renovation. Ms. Barrow responded that planning was underway in the event the ceremony had to be moved. She indicated that a planning group toured the MPEC when the public schools set up for graduation in May.

2. Campus Physical Facilities Master Plan – Dr. Rogers noted that it was time for the administration to recommend a long-term facilities master plan to the Board. He reported that the last time this was done, the university hired a firm that led the process. Dr. Rogers indicated that Mr. Goldapp and his staff have experience in this type of planning and will lead the process. The process will be important as the administration looks to the next round of TRBs that will be considered in the 2009 legislative session. The administration is already looking at major building and renovation projects that should be considered.

Mr. Cannedy asked if it was possible that an elevated parking garage would be part of the next master plan. Mr. Goldapp responded that at the current time there is adequate parking on campus. However, some people believe there is a parking problem because the available parking is not as accessible as they would like. Dr. Rogers responded that campus streets, safety, parking, pedestrian traffic, and ADA improvements will be reviewed in the master planning process.

Dr. Rogers noted that Moffett Library is in need of a major renovation. The initial estimates indicate the project would require \$10-17 million. This project is at the top of the university's needs and will likely be recommended for inclusion in the next TRB request.

He indicated that the Hardin Administration Building is also in need of renovation. Hardin South is overcrowded with various administrative offices and additional office space is needed in the main section of the building.

Dr. Rogers reported that it was time for Ferguson Hall, which houses the West College of Education, to be razed and a new building built. He stated that the assignable space in the building is low and the external elevators are not effective. The building to the east of Ferguson is the Memorial Building, which houses the Information Technology component of the university. This is one of the last remaining framed barrack buildings on campus. Cooling, space, and security are not adequate. The administration has preliminarily discussed constructing a new facility that would house the College of Education as well as Information Technology. This is a project that has been considered for some time and is included in the existing master plan.

The Academic Support Center continues to grow and is currently housed in McGaha Hall. This facility is in need of work as well.

Dr. Rogers stated that the administration is still considering the possibility of constructing a concert hall. He noted that such a facility would be built largely from private funds. He indicated that this would add to the campus and provide much-needed space for the music department.

Ms. Haywood asked about the status of the band hall project. Dr. Rogers responded that the cost of the project had slowed its progress. It was originally thought that space could be added to the side of the existing Fine Arts Building. However, cost estimates and the lack of available funds halted the planning process. Mr. Goldapp reported that the unacceptable humidity in the current band hall is being handled with dehumidifiers. Dr. Rogers added that this is a project that must move forward because the current space is unacceptable.

Dr. Rogers noted that the Board would hear about these various projects in the next year. He added his hope that an updated facilities master plan would be complete for presentation to the Board within the next year to eighteen months.

3. Wichita Falls Museum of Art at Midwestern State University Strategic Planning Process – Dr. Rogers reported that the transfer of ownership of the museum to the university represented the largest single gift ever received by Midwestern State University. He noted that the gift of the land, the building, the collection, and the funds in trust represented a multimillion dollar gift. He stated that a great deal of progress has been made at the museum. He indicated that the Board of the Museum, the director, and the professional staff will meet for a strategic planning session at Quartz Mountain lodge at the end of the month. Dr. Jack Davis, founding dean of the School of Visual Arts at UNT, and Dr. Howard Taylor, director of the Angelo State University Museum, will facilitate the strategic planning process. The group will look at educational programming, future funding, membership drives, collections development, the relationship of the museum to MSU, accreditation, as well as other issues.

Adjournment

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, November 1 and 2, 2007.

Patricia A. Haywood, Secretary

I, Patricia A. Haywood, 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 3, 2007.

Patricia A. Haywood, Secretary

ATTACHMENT:

1. Fowler Building Drawings