

AGENDA Meeting of the Board of Regents Murray State University Jesse Stuart Room – Pogue Library December 14, 2012 1 p.m.

1. Roll Call Dr. Curris

- 2. <u>Minutes of the Special Meeting Planning Retreat and Work Session September 6, 2012, and Ouarterly Meeting and Committee Meetings September 7, 2012* APPROVED</u>
- 3. Public Participation NONE
- 4. Report of the President PEOPLE

Dr. Dunn

Norris Endowments

Recent Appointments:

Maria Rosa – Director, Transfer Center Deanne Toby – Director, Office of Procurement

Dr. Wade Northington, Director, BVC, Winner of 2012 Distinguished Service Award from KVMA

Anita Poyner and Meghan Mottaz, Bursar's Office, Featured in National Webcast for TouchNet (eCommerce System)

Lucas Daily, Senior in Chemisty/Pre-Med, Received Outstanding Undergraduate Research Poster at the 47th Annual American Chemical Society Midwest Annual Meeting

PROGRAMS

MSU First Public University Designated as a Safe Community by National Safety Council/World Health Organization

University Communications Winner of 3 Grand Prize Awards (Points of Pride Annual Report, MSU Anthem Campaign, and Pink Glove Dance Partnership) and 12 Awards Overall from CASE-KY

NCAA Public Recognition Award Given to 3 Racer Squads for Academic Progress Rate in Top 10% of All Division I Teams in Respective Sports: Men's Golf, Women's Golf, Men's Tennis

Honors Achieved by Bauernfeind College of Business: Ranked 104th of Top 500 Business Schools by Social Science Research Network and Online MBA Ranked 18th of 139 AASCB Programs as a "Best Buy" by GetEducated.com

POLICY

"Fiscal Cliff" Impact"



POINT OF VIEW

The new normal in public-no-more higher education will involve lower levels of government support, greater attention to competitive tuitions, purposefully determined quality, and willingness to succeed (or fail) in a broader range of entrepreneurial activities. Public-no-more universities can simultaneously invest in and cut academic programs. They can invest in identified areas of strength and communicate those investments, and they can cut and downsize areas that are neither critical to their strategic vision nor able to generate self-sustaining resources.

---Gary C. Fethke & Andrew J. Policano in Public No More: A New Path to Excellence for America's Public Universities

5. Report of the Chair

Dr. Curris

PROPOSED PROCEDURE

"In September, 2010 the Board of Regents approved a new contract for Dr. Randy Dunn extending his appointment as President through June 30, 2014. At that time the Board indicated, consistent with contract language, that it would revisit the issue of renewing Dr. Dunn's appointment no later than a year prior to its maturation, or by June 30, 2013.

In accordance with this contractual obligation, consistent with established policies and procedures, and recognizing concerns expressed by several constituencies, at this quarterly meeting of the Board I recommend that the Board initiate a contract review process with the following steps:

- 1. By January 15, 2013 the Chairman of the Board shall appoint a small Ad Hoc Contract Review Committee consisting of the Chair and two additional Regents.
- 2. The Ad Hoc Committee will review relevant information and materials, including resolutions forwarded to the Board, data responding to the University's progress, information and comments which President Dunn wishes to forward, as well as any information and comments individual Regents wish to convey.
- 3. At the scheduled March meeting of the Board, the Ad Hoc Committee shall meet in Executive Session with the full Board of Regents to discuss the presidential contract, any identified issues, and to receive any further directions from the Board.
- 4. At the scheduled May 10, 2013 Board meeting, the Ad Hoc Committee will conclude its work and make recommendation(s) to the full Board. At this meeting the Board of Regents is expected to take final action on extending a new presidential contract."

6. Report of the Constituency Regents

Dr. Rose

<u>BPR Teams</u> – how hard the committees have been working and how well it was going. <u>Provost Search</u> – The committee has been formed and the search is under way – will advertise the position December through February – hope to be finished before July.

<u>President</u> – commend Dr. Dunn on the Job he has doing and remind the BOR of the Resolution the Faculty Sent had submitted to the Board of Regents in support of Dr. Dunn.

Mr. Schooley

I also have three items I would like to bring to the attention of the board.

As Staff Regent I agree with Faculty Regent Rose that Dr. Dunn has worked hard to help build relationships and to improve salaries and benefits for the Staff and Faculty, and it shows with the support that he has received from both groups.

This past Wednesday Staff Congress unanimously passed a motion to request that I remind the Board of Regents of the letter of support for Dr. Dunn that they had submitted in March 2012 for the President's Evaluation and that they continue to stand by that letter.

Second, the Staff Congress Survey will end today - so far we have 529 out of 1,038 staff taking part in the survey this year - about 51% of the staff have returned their survey so far. The Board will receive the final Staff Survey Report at the March BOR meeting.

Third, the Staff Congress held its annual Staff & Faculty Children Christmas Party this past weekend with a good turnout - and this past Tuesday was the Staff Holiday Reception with about 400 staff attending - Orville Herndon prepared a short PowerPoint about these two events.

Mr. Johnson

Several student activities that finished up during the FA12 semester were discussed.

October and November voter registration

Student groups watched Election Debates

Adding a 6th Sorority to MSU

Thanked BPR Committees – a student is serving on each committee.

Parking Appeals Down (down 150 appeals)

7. MSU Spotlight: "Racer Patrol"

Chief Devoss

8. Report of the Treasurer

Mr. Denton

- A. Quarterly Financial and Investment Reports* APPROVED
- B. Tuition Discounting for 2011-12 compared to 2010-11

9. Report of the Registrar* APPROVED

Dr. Dunn

August and December 2012 Conferral of Degrees

10. Gifts-in-Kind* APPROVED

Dr. Dunn

- A. Hutson School of Agriculture 13-year-old Holsteiner Mare
- B. Hutson School of Agriculture 07-year-old Bay Quarter Horse Gelding
- C. Athletic Department Portable HD AV Flight Pack Revised Bundle
- D. Wrather West Kentucky Museum Early Armour and Military Equipage

11. <u>University Student Appeals Board Appointments</u>* APPROVED Dr. Dunn

BACKGROUND:

KRS 164.670 provides that the Board of Regents may invest in a joint faculty-student committee the authority to suspend or expel any student for disobedience, contumacy, insubordination or immoral conduct. Pursuant to that authority, the Board in 1978 established a nine-member University Student Appeals Board consisting of six faculty and three students. The six faculty positions are staggered with two expiring each year. Student terms are for one year.

RECOMMENDATION:

That the Board of Regents, upon the recommendation of the President of the University, appoint the following faculty and students to the University Student Appeals Board for the terms indicated.

Faculty: Three-year term (2012-15)

- Jason Campbell, Assistant Professor Department of Applied Health Sciences
 - College of Health Sciences and Human Services
- Alyx Shultz, Assistant Professor Animal Equine Science Hutson School of Agriculture

Students: One-year term (2012-13)

• Madison Lane, Rachel Miller, and Michael Shepherd

12. Personnel Changes* APPROVED

Dr. Dunn

A. Faculty Retirement Contract – Bonnie Higginson

BACKGROUND:

Faculty retirement contracts are typically negotiated by the faculty member, Dean, and Provost and Vice President for Academic Affairs. This agreement will allow faculty to work on a renewable annual contract in a faculty capacity in the respective department on a part-time basis at a reduced salary, and to be available for related professional responsibilities in the areas of research, service, counseling, and community activities consistent with part-time status.

RECOMMENDATION:

That the Board of Regents, upon the recommendation of the President of the University, approve the following application for retirement:

Effective with the 20 13-14 academic year contract:

Bonnie Higginson (Effective August 15, 2013, through May 15, 2017)

Professor Emeritus

Department of Early Childhood and Elementary Education — College of Education

B. Staff Leaves of Absence Without Pay

That the Board of Regents, upon the recommendation of the President of the University, approve the Staff Leaves of Absence Without Pay as listed below:

Name	Department	Effective Date
Keith Black	Dining Services	08/11/12-11/04/12
Elizabeth Buzzell	Dining Services	08/28/12-09/03/12
	_	09/11/12-09/15/12
Ray Chapman	Dining Services	08/06/12-11/28/12
Rebecca Conner	CFSB	10/30/12-01/22/13
Lauren Crouch	CEAO Training Center	01/31/13-02/10/13
Sharon Crouch	IET	08/21/12-09/07/12
Kimberly Cyrus	CEAO Extended Campus-Paducah	11/07/12-02/04/13
		02/05/13-02/27/13*
Karen Dowdy	Accounting & Financial Services	09/05/12-10/31/12
Jerry Fitzgerald	Dining Services	10/23/12-10/29/12
John Hopkins	Facilities Management	09/10/12-09/11/12
Laura Jasmon	Dining Services	11/03/12-11/08/12
Matthew LeFrancois	Facilities Management	06/26/12-09/18/12
Christina Mathis	Accounting & Financial Services	05/17/12-09/26/12*
		09/27/12-11/25/12
Chantee Nored	Dining Services	10/19/12-12/10/12
Blenda Owen	Dining Services	09/07/12-09/16/12
Ginny Pratt	Registrar's Office	09/07/12-09/10/12
Lee Ann Roberts	University Parking	08/18/12-09/30/12
Thomas Sherwood	Dining Services	09/03/12-09/07/12
Diana Smith	Facilities Management	10/24/12-10/24/12
Michael Thompson	Facilities Management	10/25/12-10/26/12*
		11/01/12-11/02/12
Timothy Washum	Facilities Management	07/28/12-08/22/12
		10/21/12-01/01/13
Irene Weber	Registrar's Office	07/30/12-08/08/12
*Intermittent Leave		

13. CPE Stronger by Degrees, IPEDS, and BOR Strategic Directions Metrics

Approximately two years ago, the Council on Postsecondary Education adopted what is termed a "Strategic Agenda" for 2011-15 guiding Kentucky postsecondary education, titled Stronger by Degrees. The CPE's agenda contains 13 annual performance metrics — 10 of which are measured at the institutional level.

2012 IPEDS (Integrated Postsecondary Education Data Systems) report comparing a wide range of institutional-level variables from the 2011-12 academic year involving students, finances, and staffing. The comparison group for MSU includes other public regional institutions in Kentucky, as well as the Ohio Valley Conference.

It is anticipated that these annual reports — and others — could be utilized along with a set of specific performance metrics arising from the BOR's Strategic Directions Statement to create a performance "dashboard" for the future. The Statement will be overviewed for this purpose and the Board can discuss whether they would want to consider an upcoming work session for this purpose.

Mr. Carl Prestfeldt presented the Report at the December 14 BOR Meeting.

14. Committee Reports/Recommendations (Action Items Only Listed):

A. Academic Affairs **APPROVED**

Dr. Thornton 1) University Affirmative Action Plan Mrs. Camisha Duffy

B. Audit and Compliance 1 thru 4 APPROVED

Mr. Waterfield

1) Audit Financial Statements – General

- a. Presentation on Results of the Annual Audit Report
- b. Independence/Peer Review Letter
- c. House Bill 622 Compliance Report for the Year Ended June 30, 2012
- d. Kentucky Lease Law Compliance Report for the Year Ended June 30, 2012
- e. General Financial Statement for the Year Ended June 30, 2012

2) Audit Report – Federal

a. U.S. Office of Management and Budget Circular A-133 for the Year Ended June 30, 2012

3) Audit Reports – Athletic

- a. National Collegiate Athletic Association Independent Accountant's Report on Application of Agreed-Upon Procedures for Intercollegiate Athletics for the Year Ended June 30, 2012
- b. Murray State University Athletic Foundation Compilation for the Year Ended June 30, 2012

4) Audit Reports – WKMS-FM

- a. Auditor Communications
- **b.** Financial Statement for the Year Ended June 30, 2012

5) University Code of Ethics Revision – Whistleblower Process APPROVED **BACKGROUND:**

The Murray State University (MSU) Board of Regents approved the MSU Statement of Ethical Principles and Code of Conduct on May 20, 2011. Subsequently, at the September 7, 2012, Board of Regents meeting, considerations for a framework of a whistleblower process were discussed. An administrative group consisting of the Vice President for Finance and Administrative Services, General Counsel, Internal Auditor, Senior Director of Accounting and Finance, and Director for Human Resources developed the mechanics for the process. As a result, the Statement of Ethical Principles and Code of Conduct has been revised to incorporate language to provide protection in the reporting of wrongdoing as described below. Also attached are documents outlining the framework for anonymous reporting.

ANALYSIS:

The proposed process provides for protection of employees who make disclosures of violations of law or any facts or information relative to actual or suspected mismanagement, waste, fraud, abuse of authority, or danger to public safety and health. Concerns for which a reporting process does not already exist may be anonymously reported in one of **three ways**:

- 1. Completing and electronically submitting a Whistleblower Reporting Form
- 2. Completing and printing the Whistleblower Reporting Form and mailing it to the Office of **Internal Audit**
- 3. Leaving a message on the University's dedicated complaint "hot line" In addition to the revised ethics policy language (with additions and deletions highlighted in yellow), attached please find the draft procedural guidance page, in addition to the Whistleblower Reporting Form — all of which will be available electronically and promulgated to the University Community across multiple sites.

RECOMMENDATION:

That the Board of Regents, upon the recommendation of the President of the University, approve the revision to the Statement of Ethical Principles and Code of Conduct.

C. Buildings and Grounds (For Information Only)

Update Report on progress of:

Mr. Kim Oatman

Dr. Rose

1) Paducah Campus Construction

Anticipated Grand Opening – 01/13/2014

2) Highway 121 Improvement

D. Enrollment Management and Student Success TOPIC:

Mrs. Buchanon Mr. Fred K. Dietz

2012-13 Enrollment Update (For Information Only)

BACKGROUND:

For the Fall 2012 semester, Murray State University (MSU) had an overall enrollment increase of 2.0 percent. Current enrollment stands at 10,832 — the largest enrollment in MSU history.

The official annual census count for Kentucky public institutions is headcount-based and is taken on a corresponding attendance day each fall, typically in late October.

E. Finance Mr. Williams TOPIC: Dr. Joshua Jacobs

Budget Planning and Review Teams Update (For Information Only) **BACKGROUND:**

Upon approval of the prioritization process by the Board of Regents (BOR) in June 1, 2012, and the establishment of 12 Budget Planning and Review (BPR) Teams utilizing over 150 faculty, staff, and students, efforts have been underway to identify new revenues, increased efficiencies, and areas for potential reductions. Each team has taken a unique approach to their charge, but all teams have demonstrated commitment to the process and institution. As part of their adoption of the process, the BOR had requested a mid-course progress report as part of the December BOR meeting. BPR Team Chairs will be present to answer questions as well.

ANALYSIS:

The 12 teams (nine academic and three non-academic) will continue this work and will be prepared to provide to the Board of Regents a final list of recommendations accompanied by cost savings and revenue generation estimated for consideration during FY14 University Budget development this upcoming spring of 2013. (March 14 & 15, 2013)

F. Institutional Advancement

Mrs. Guess

1) Naming Proposals* APPROVED

Dr. Bob Jackson

- a. Gene W. Ray Center CFSB Center Basketball Practice Facility
- b. Jim Thomas, Beth Williams and Howie Crittenden Conference Room CFSB Center Basketball Practice Facility
- c. Bennie Purcell Men's and Women's Basketball Area CFSB Center Basketball Practice Facility
- d. Dave Wilcox Student Plaza Hutson School of Agriculture

G. Regional Services

Mrs. Green

TOPIC: MSU Office of Regional Outreach Annual Update (For Information Only)

Mrs. Gina Winchester

BACKGROUND:

Gina Winchester and members of her staff will present the annual report on Regional Outreach efforts.

15.Other Business

16. Adjourn

(*Indicates Board Action Item)