



**DRAFT Minutes of the Meeting of the Open
Meeting of the
Board of Regents of
Northwest Missouri State University
Tuesday, April 28, 2009**

The Board of Regents of Northwest Missouri State University met on Tuesday, April 28, 2009, by telephone, at 7:00 p.m., after notice was duly given to each member of the Board.

The following members of the Board were present by telephone: Mr. Bill Loch, president of the board; Mr. Don Schneider, vice president of the Board; Mrs. Rita Hanks; Ms. Lydia Hurst; Ms. Rachele Brown; Mr. Gary Panethiere, and Dr. Douglas Wyckoff . Mr. Doug Sutton was present in the President's Office Conference Room of the Administration Building. Counsel Scott J. Sullivan and John B. Reddoch of the firm Kuhlman, Reddoch & Sullivan, P.C., participated by telephone.

Others Present in the President's Office Conference Room: Dr. Dean L. Hubbard, University President; Bradley Gardner, student representative to the board; Erin Holm, student senate president; Mary Ann Lowary, vice president for university relations; Pat Haynes, Finance Office; Ray Courter, vice president, finance and support services; Nancy Baxter, Finance Office; Ann Martin, Purchasing Director; Jimmy Meyers, St. Joseph News-Press; and Kirk Wayman, KXCV.

OPEN SESSION

Roll call was taken with a quorum present at 7:02 p.m.. Vice President of the Board, Don Schneider, called the meeting to order.

After some discussion, it was decided that the agenda item, Discussion and Adoption of Legal Defense Policy and the Amendment of Bylaws, would be taken up in the closed session. The agenda item, Discussion and Contracting for Insurance for University, Regents, Officers and Employees for Items for Which Said Person/Entities are not Covered for Indemnity by the State Legal Expense Fund and/or for Which the Legal Expense Fund Provides No Defense, was also deferred to the closed session.

Resolution #8440: Regent Panethiere made a motion, seconded by Regent Hurst, to retain the firm of Kuhlman, Reddoch & Sullivan, P.C., on an as needed basis, through June 30, 2009 for general legal services. This will allow the board to ascertain its options concerning ongoing legal services.

Regent Panethiere amended his motion to add setting a dollar figure not to exceed \$25,000. A board member or either the outgoing or incoming president may ask for these services. Regent Hurst seconded the amendment.

Regent Panethiere re-amended his motion to state the rate of \$150 per hour and the \$25,000 limit. Regent Hurst seconded the re-amendment.

A roll call vote was taken:

Regent Hanks, yes
Regent Schneider, yes
Regent Sutton, yes
Regent Hurst, yes
Regent Brown, yes
Regent Wyckoff, yes
Regent Panethiere, yes
Regent Loch, yes
Motion carried.

Resolution #8441: Regent Panethiere made a motion, seconded by Regent Schneider, to make the following changes to the Policy on Maintenance of Records and Release of Information. The Custodian of Records will be the secretary to the Board of Regents. “In addition, the Custodian, or his or her designees, may release appropriate segments of closed records in response to a valid legal order or if the President of the Board of Regents, or his or her designees, determine that such release is in the best interest of the University and not a violation of law or of any person’s right of privacy.”

A roll call vote was taken:

Regent Hanks, yes
Regent Schneider, yes
Regent Sutton, yes
Regent Hurst, yes
Regent Brown, yes
Regent Wyckoff, yes
Regent Panethiere, yes
Regent Loch, yes
Motion carried

Resolution #8442: Regent Hanks made a motion, seconded by Regent Hurst, to go into closed session to consider matters pursuant to exemptions to the open meeting requirement as specified in R.S. Mo 610.021(1)(3). A roll call vote was taken:

Regent Hanks, yes
Regent Schneider, yes
Regent Sutton, yes
Regent Hurst, yes
Regent Brown, yes
Regent Wyckoff, yes
Regent Panethiere, yes
Regent Loch, yes
Motion carried.

Claudia Beacom, Secretary to the Board of Regents