



**Draft Minutes of the Meeting of the Open Meeting
of the
Board of Regents of
Northwest Missouri State University**

The Board of Regents of Northwest Missouri State University met on Friday, May 1, 2009, in the Board Room of the J. W. Jones Student Union at 1:00 p.m. after notice was duly given to each member of the Board.

The following members of the Board were present: Mrs. Rita Hanks; Mr. Doug Sutton; Ms. Lydia Hurst; Ms. Rachelle Brown; Dr. Douglas Wyckoff and Mr. Bradley Gardner. Mr. Gary Panethiere participated by telephone for the meeting. Mr. Bill Loch, president of the Board, participated by telephone at the beginning of the meeting. Dr. Dean L. Hubbard, president of the University, was present in the Board Room of the Union. Mr. Scott Sullivan, the University's counsel, was present by telephone.

OPEN SESSION

Roll call was taken and, a quorum being present, Regent Hanks called the meeting to order and the following business was transacted.

Resolution # 8444: Regent Hurst made a motion, seconded by Regent Wyckoff, to appoint Regent Hanks as the president pro tem for the meeting, in the absence of President Loch and Vice President Schneider. A roll call vote was taken:

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

The following Resolution honoring the late Max and Armond Quimby was presented by Regent Hanks to Mr. Quimby's sister, Margaret Larson. Mrs. Larson was present at the meeting. The Resolution was read by Regent Hanks:

WHEREAS, during their lives the late Max and Armond Quimby of Toluca Lake, California, recognized that securing additional scholarship dollars for students was a high priority at Northwest Missouri State University; and

WHEREAS, having grown up during the Great Depression, the Quimbys also recognized that financial challenges often prevent many young people from realizing their academic and professional goals, thus robbing society of many potential contributions and benefits that accrue when as many citizens as possible have access to higher education; and

WHEREAS, in the 1950s, Max Quimby was able to establish a successful business and achieve, through vision and hard work, his own version of the American dream for himself and his family by founding Max R. Quimby and Associates; and

WHEREAS, the couple toured the Northwest Missouri State University campus in the summer of 1986 with Armond Quimby's brothers, Royce Walker and Buck Walker (who attended Northwest in the 1930s) and their wives; and

WHEREAS, assisting Northwest Missouri State University was a decision that the entire Quimby family viewed with both pride and a sincere belief in the ability of higher education to strengthen communities and transform lives; and

WHEREAS, the Northwest Foundation received a \$1 million cash gift from the estate of Max and Armond Quimby to establish the Quimby-Walker Scholarship fund; and

WHEREAS, the couple's generosity will benefit Northwest Missouri State University's neediest students through the American Dream Grant program; therefore

BE IT KNOWN that the Board of Regents on this first day of May, two thousand and nine, does adopt this resolution expressing its deepest appreciation and gratitude to the family of the late Max and Armond Quimby for their generosity to Northwest Missouri State University.

James W. "Bill" Loch, President, Northwest Missouri State University Board of Regents

Resolution #8445: Regent Hurst made a motion, seconded by Regent Brown, to approve the draft minutes of the open meeting of March 18, 2009, with the correction to the minutes as follows: The last paragraph of these minutes shall read:

The Board then recessed to go into closed session at 5:10 p.m.

Motion carried unanimously.

Resolution # 8446: Regent Wyckoff made a motion, seconded by Regent Brown, to approve all the items on the consent agenda, including the amended minutes of the open meeting of January 30, 2009; the minutes of the telephone conferences of March 26, 2009, April 6, 2009, April 10, 2009, April 14, 2009, April 16, 2009, April 20, 2009, April 21, 2009 and April 22, 2009; the proposed schedule of meetings for Academic Year 2009-2010 (see below) ; and the list of the Candidates for Degree, provided all requirements are met by May 1, 2009, and certified by the registrar (appended). Motion carried unanimously.

Schedule for Board of Regents Meetings for Academic Year 2009-2010

- Thursday, June 25, 2009, 1 p.m., Board Room of the Union
- Thursday, July 30, 2009, 1 p.m., Board Room of the Union (Commencement that evening at 7 p.m.)
- Friday, September 18, 2009, 1 p.m., Board Room of the Union
- Friday, December 18, 2009, 10 a.m., Board Room of the Union (Commencement at 1 p.m. *Please note time for meeting and commencement.*)
- Friday, January 22, 2010, 1 p.m. Board Room of the Union
- Tuesday, March 16, 2010, 1 p.m., Board Room of the Union
- ~~Friday, April 30, 2010~~, 1 p.m., Board Room of the Union (commencement the following day, May 1, at 10 a.m. and 2 p.m.) *Note: Later in the meeting it was requested that the date for the*

meeting be moved to **May 14, 2010** to allow for knowledge for budget decisions. Commencement ceremonies will remain on May 1, 2010.

- Thursday, June 24, 2010, 1 p.m., Board Room of the Union
- Thursday, July 29, 2010, 1 p.m. (Commencement that evening at 7 p.m.)

Resolution #8447: Regent Hurst made a motion, seconded by Regent Wyckoff, to table the agenda item entitled, “Proposed Lease with Northwest Energy Center, LLC” to May 7 when the board will meet again to interview presidential candidates in Kansas City. This will allow time for Ray Courter to gain the financial information requested by the board. Motion carried.

Later in the meeting, the May 7 meeting was changed to Wednesday, May 6.

Resolution #8448: Regent Hurst made a motion, seconded by Regent Brown, to add the St. Joseph Center and Doniphan County to the “Bearcat Break” out of state tuition waiver. Students from select geographic regions who enroll in graduate programs at the St. Joseph and Kansas City Centers or the collaborative program at Missouri Southern State University will pay in-state tuition if they reside in one of the following counties in Kansas: Atchison, Crawford, Cherokee, Doniphan, Johnson, Leavenworth, Miami, and Wyandotte. The tuition rate will apply for these counties in Oklahoma: Delaware, Craig and Ottawa. No application is required for the “Bearcat Break.” Motion carried unanimously.

Resolution #8449: Regent Brown made a motion, seconded by Regent Wyckoff, to approve the memorandum of agreement (appended) between Northwest Missouri State University and the Maryville Public School District. The agreement is developed to facilitate cooperation and collaboration for the development of cooperative activities typically pursued in a professional development school relationship. Motion carried unanimously.

Resolution #8450: Regent Wyckoff made a motion, seconded by Regent Hurst, to approve the Identity Theft Policy as presented and appended. Motion carried unanimously.

Resolution #8451: Regent Hurst made a motion, seconded by Regent Brown, to approve the revisions to the Policy on Maintenance of Records and Release of Information as follows:

Policy on Maintenance of Records and Release of Information

Purpose. Section 610.023 of the Missouri Sunshine Law requires each public governmental body to appoint a custodian to be responsible for the maintenance of that body’s records, and Section 610.028 requires each such body to provide a reasonable written policy regarding the release of information on any meeting, record, or vote. This policy is intended to fulfill such requirements.

Policy. It is the public policy of the Board of Regents of Northwest Missouri State University that all officers and employees of the University comply with the requirements of Sections 610.010 through 610.030 of the Sunshine Law and that meetings, records, votes, actions and deliberations of this board be open to the public unless otherwise provided by law.

Custodian of Records. The secretary to the President of the Board of Regents shall serve as Custodian of the Board’s records and shall be responsible for the maintenance of such records and for the release

of information from such records in accordance with Sections 610.010 through 610.030 of the Sunshine Law. The Custodian shall have the authority to appoint assistant custodians for the delegation of responsibilities and duties. The Custodian's location is: 143 Administration Building, 800 University Drive, Maryville, MO 64468.

Closed Records. Except to the extent that disclosure is otherwise required by law, all records that relate to the matters set forth in Section 610.021 of the Sunshine Law shall be closed records.

Release of Information. The Custodian, and his or her designees as assistant custodians, shall make available for inspection and copying the records classified as public records by Section 610.010 through 610.030 of the Sunshine Law. 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 Board of Regents, or its 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.

Fees for Furnishing Records. The Custodian shall respond to all requests for access to or copies of a public record within the time period provided by statute except in those circumstances authorized by statute. The Custodian may charge reasonable fees for access to or furnishing copies of records. However, the fees may not exceed 10 cents per page for paper copies 9 x 14 or smaller, plus an hourly fee for duplicating time not to exceed the average hourly rate of pay for clerical staff of the University. Research time may be billed at its actual cost.

Notice of Meetings. The Custodian of the Board's records shall give notice of the Board's meetings, whether open or closed, in accordance with the requirements of Section 610.020 of the Sunshine Law. The Custodian also shall take and retain minutes of the Board's meetings, including but not limited to information as to the date, time and place of the meeting, the presence or absence of Board members, and a record of any votes taken.

Electronic Transmission of Messages Relating to Public Business.

Any member of the Board who transmits any message relating to public business by electronic means to other members of the Board so that, when counting the sender, a majority of the Board's members are copied, shall also concurrently transmit that message to the Custodian or to the University email account of said member in the same format. Any such message received by the Custodian shall be a public record subject to the exceptions of section 610.021.

Motion carried unanimously.

The agenda items entitled "Budget Review" and "FY 09-10 Tuition Fees Rates, Non-Standard Rates, Room-Board Rates, Miscellaneous Fees," were taken together. Ray Courter, vice president for finance and support services, provided information on the budget and proposal before the board for the tuition and fee requests.

Resolution # 8452: A motion was made by Regent Sutton, seconded by Regent Wyckoff, to approve the changes in prices as proposed and appended regarding the Fiscal Year 09-10 Tuition Fee Rates, the Non-Standard Rates, the Room-Board Rates and Miscellaneous Fees. Motion carried unanimously.

Reports:

- A. Student Regent Report – Bradley Gardner
- B. Student Senate Report – Abby Freeman, outgoing Student Senate President, introduced the new Student Senate President, Erin Holm
- C. Support Staff Council Report – written report provided
- D. Faculty Senate Report – written report provided
- E. Treasurer’s Report – written report provided.

Unfinished Business – Attorney Scott Sullivan reported on insurance matters.

Resolution #8453: Regent Wyckoff 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)(13). A roll call vote was taken with the following results.

Regent Sutton, yes

Regent Hurst, yes

Regent Brown, yes

Regent Wyckoff, yes

Regent Panethiere, yes

Regent Hurst, yes

Regent Hanks, yes

Motion carried.

The Board then recessed to go into closed session at 2:30 p.m.

Claudia Beacom

Secretary to the Board of Regents