

UNIVERSITY OF MISSOURI
Columbia . Kansas City . Rolla . St. Louis



BOARD OF CURATORS

Minutes of the Board of Curators Meeting
Clinton Club, Mizzou Arena, University of Missouri-Columbia Campus
Columbia, Missouri
October 22-23, 2009

BOARD OF CURATORS MEETING – PUBLIC SESSION

A meeting of the University of Missouri Board of Curators was convened in public session at 4:18 P.M., on Thursday, October 22, 2009, in the Clinton Club of the Mizzou Arena, on the University of Missouri-Columbia Campus, pursuant to public notice given of said meeting. Curator Bo Fraser, Chairman of the Board of Curators, presided over the meeting.

Present

The Honorable David R. Bradley
The Honorable John M. Carnahan III
The Honorable Warren K. Erdman
The Honorable Bo Fraser
The Honorable Wayne Goode
The Honorable Judith G. Haggard
The Honorable Doug Russell
The Honorable David G. Wasinger
Student Representative Laura A. Confer

The Honorable Don M. Downing was absent due to a death in the family.

Also Present

Mr. Gary D. Forsee, President, University of Missouri System
Mr. Stephen J. Owens, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators
Dr. Gary K. Allen, Vice President for Information Technology
Provost Kent Wray, Ph.D., for Dr. John F. Carney III, Chancellor, Missouri University of Science and Technology
Dr. Brady J. Deaton, Chancellor, University of Missouri-Columbia
Dr. Thomas F. George, Chancellor, University of Missouri-St. Louis

Dr. Steven Graham, Senior Associate Vice President for Academic Affairs
Mr. Stephen C. Knorr, Vice President for Government Relations
Ms. Natalie "Nikki" Krawitz, Vice President for Finance and Administration
Mr. Leo E. Morton, Chancellor, University of Missouri-Kansas City
Dr. Michael F. Nichols, Vice President for Research and Economic Development
Dr. Betsy Rodriguez, Vice President for Human Resources
Dr. David R. Russell, Senior Associate Vice President and Chief of Staff
Ms. Cindy Pollard, Associate Vice President of Strategic Communications
Ms. Jennifer Hollingshead, Assistant Director University Communications
Media Representatives

It was moved by Curator Haggard and seconded by Curator Wasinger, that there shall be an executive session with a closed record and closed vote of the Board of Curators meeting, on Thursday, October 22, 2009, and as needed on Friday, October 23, 2009, and seconded by Curator Wasinger.

Curator Carnahan voted yes.
Curator Downing was absent.
Curator Erdman voted yes.
Curator Fraser voted yes.
Curator Goode voted yes.
Curator Haggard voted yes.
Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried.

Meeting Break – 4:20 P.M., October 22, 2009

BOARD OF CURATORS MEETING – EXECUTIVE SESSION

A meeting of the University of Missouri Board of Curators was convened in executive session at 4:30 P.M., on Thursday, October 22, 2009, in the Clinton Club of the Mizzou Arena, on the University of Missouri-Columbia campus, pursuant to

upon the recommendation of Chancellor Carney, the Provost and Executive Vice Chancellor for Academic Affairs, and the Department of Mechanical and Aerospace Engineering, Professor James A. Drallmeier shall be named to the position of University of Missouri Curators' Teaching Professor, effective January 1, 2010. Professor Drallmeier will receive a \$10,000 annual stipend as long as he holds this position. \$5,000 will go to increased compensation (salary and benefits less applicable taxes) with the remaining \$5,000 available for professional expenses associated with his teaching, research, or creative activities. In accordance with Collected Rules and Regulations, 320.070, this appointment is for a period of five years, which may be renewed at the discretion of the chancellor.

(Complete nomination materials are on file with the Office of the Chancellor.)

Roll call vote:

Curator Bradley voted yes.
Curator Carnahan voted yes.
Curator Downing was absent.
Curator Erdman voted yes.
Curator Fraser voted yes.
Curator Goode voted yes.
Curator Haggard voted yes.
Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried.

¹⁹⁴It was recommended by Vice President Krawitz, endorsed by President Forsee, moved by Curator Russell and seconded by Curator Bradley, that the following action be approved:

the Vice President for Finance and Administration shall be authorized to sell approximately 0.51 acres adjacent to Lot 20, Missouri Research Park to CRG-MRP, LLC for \$7.00 s.f. (\$156, 289), for the University of Missouri System.

Proceeds credited to: Missouri Research Park Funds \$156,289

Roll call vote:

Curator Bradley voted yes.
Curator Carnahan voted yes.
Curator Downing was absent.
Curator Erdman voted yes.
Curator Fraser voted yes.
Curator Goode voted yes.
Curator Haggard voted yes.
Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried.

On January 11, 2010, the University of Missouri closed on the sale of 0.51 acres adjacent to Lot 20, Missouri Research Park to CRG-MRP,LLC. The deed is #C0087N for this sold parcel.

¹⁹⁵ Grand Center, Inc. Agreement, UMSL – presented by President Forsee (with background information provided by Curator Goode)

It was recommended by Chancellor George, endorsed by President Forsee, recommended by the Finance Committee, moved by Curator Carnahan and seconded by Curator Wasinger, that the following action be approved:

the Vice President for Finance and Administration shall be authorized to enter into an agreement with Grand Center, Inc., for the transfer of 3651 Olive Street, St. Louis, Missouri, for the University of Missouri-St. Louis, under the following terms:

1. The University will take title to 3651 Olive Street, St. Louis, by the end of 2009 for a purchase price of \$10.00

Roll call vote:

Curator Bradley voted no.
Curator Carnahan voted yes.
Curator Downing was absent.
Curator Erdman voted yes.
Curator Fraser voted yes.
Curator Goode voted yes.
Curator Haggard voted yes.

Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried with a vote of seven in favor and one opposed.

An agreement with Grand Center, Inc., for the transfer of 3651 Olive Street, St. Louis, Missouri, to the University of Missouri on behalf of the University of Missouri-St. Louis was fully executed on December 14, 2009. The property

Dr. Gary K. Allen
Provost Kent Wray for Dr. John F. Carney III
Provost Glen Cope
Dr. Brady J. Deaton

Consent Agenda

David R. Russell, Ph.D.

4. Amendment to Collected Rules and Regulations 110.005 Use of Facilities and Equipment: Acceptable Use Policy, UM

revisions shall be made adding a 4th circumstance that would allow access to personal electronic resources for “legitimate business needs” and to update the Acceptable Use Policy to reflect changes in legal terminology information, as follows:

Collected Rules and Regulations

Facilities and Equipment Management

Chapter 110: Use of Facilities and Equipment

110.005 Acceptable Use Policy

110.005.1

- c. Adhere to the terms of software licenses and other contracts. Persons loading software on any University computer must adhere to all licensing requirements for the software. Except where allowed by University site licenses, copying software licensed for University use for personal use is a violation of this policy.
 - d. Adhere to other University and campus policies, including the Collected Rules and Regulations of the University of Missouri, and, if applicable, the University Business Policy Manual, Human Resources Manual and policies established for a specific resource.
 - e. Adhere to data access policies of the University or those established by law.
 - f. Use University computer resources in a manner that is compliant with University policies and State and Federal law.
2. Prohibited Uses of University Computer Resources:
- a. Unauthorized or excessive personal use. Use may be excessive if it overburdens a network, results in substantial use of system capacity, or otherwise subjects the institution to increased costs or risks (employees additionally may be subject to discipline for unauthorized or excessive personal use of computer resources.)
 - b. Uses that interfere with the proper functioning of the University's information technology resources.
 - c. Uses that unreasonably interfere with the ability of others to make use of University computer resources.
 - d. Attempting to gain or gaining unauthorized access to the computer system, or files of another.
 - e. Use of University computer resources to infringe the intellectual property rights of others.
 - f. Use of University computer resources for personal profit, except as permitted under the University's conflict of interest policy.

C. Enforcement of Acceptable Use Policy -- Violation of the Acceptable Use Policy may result in a denial of access to University information technology resources and other appropriate disciplinary actions.

5. Medtronic O

Total Funding \$1,110,500

6. Parental Notification Annual Report

the annual report (as on file with the minutes of this meeting) was received and accepted by the Board of Curators.

7. Retroactive Degrees, UMKC

the action of awarding retroactive degrees to two candidates, Andrea Meyer and Jerome Stigler, who fulfill the requirements for such degrees, as recommended by the provost and chancellor of the University of Missouri-Kansas City campus, shall be approved, and that the names of said students and supporting material be included in the records of this meeting.

8. Revisions to Collected Rules and Regulations 20.140 Academic Calendar

the Collected Rules and Regulations 20.140 regarding the academic calendar shall be modified to have the University of Missouri-St. Louis begin the spring semester on the Tuesday after Martin Luther King Day and correct the Rolla campus name.

9. Spinal Cord Injuries and Congenital or Acquired Disease Processes Research Program Proposals

the two research proposals as follows:

SPINAL CORD INJURIES AND CONGENITAL OR ACQUIRED DISEASE
PROCESSES RESEARCH PROGRAM
PROPOSALS RECOMMENDED FOR FUNDING
2010

I. Morphine Modulation of Oligodendrocyte Progenitors \$50,000
Maturation and Myelination in a Rat Model of SCI
Mariana M. Beltcheva
Department of Biochemistry and Molecular Biology
St. Louis University

II. Custom Integrated Circuit for Brain Computer Interface \$50,000
Daniel W. Moran
Department of Biomedical Engineering
Washington University

Total funding recommended \$100,000

Roll call vote of Consent Agenda:

Curator Bradley voted yes.
Curator Carnahan voted yes.
Curator Downing was absent.
Curator Erdman voted yes.
Curator Fraser voted yes.
Curator Goode voted yes.
Curator Haggard voted yes.
Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried.

Academic, Student and External Affairs

A recap of the October 22, 2009, Academic, Student and External Affairs Committee meeting was provided by Committee Chairwoman Haggard.

Information

Caring for Missourians Update (10-02-09 Draft of Institutional Plans for the Council of Public Higher Education in Missouri , COPHE, packet on file)

Community College Trends (slides on file)

“A Vision of Students Today”: <http://www.youtube.com/watch?v=48Xnxgjt0k>

The minutes of the June 4, 2009, Board of Curators Academic, Student and External Affairs Committee meeting were approved by the Committee on October 22, 2009, as on file with the minutes of this meeting.

Bachelor of Arts in Film Studies, MU

It was recommended by Senior Associate Vice President Graham, endorsed by President Forsee, recommended by the Academic, Student and External Affairs

Committee, moved by Curator Wasinger and seconded by Curator Carnahan, that the following action be approved:

the University of Missouri-Columbia shall be authorized to submit the proposal for a Bachelor of Arts in Film Studies (as on file with the minutes of this meeting) to the Coordinating Board for Higher Education for approval.

M. S. and Ph.D. in Clinical and Translational Science, MU

It was recommended by Senior Associate Vice President Graham, endorsed by President Forsee, recommended by the Academic, Student and External Affairs Committee, moved by Curator Wasinger and seconded by Curator Carnahan, that the following action be approved:

the University of Missouri-Columbia shall be authorized to submit the proposal for an M. S. and Ph.D. in Clinical and Translational Science (as on file with the minutes of this meeting) to the Coordinating Board for Higher Education for approval.

Roll call vote on both degree programs, Bachelor of Arts in Film Studies, MU, and M. S. and Ph.D. in Clinical and Translational Science, MU:

Curator Bradley voted yes.
Curator Carnahan voted yes.
Curator Downing was absent.

Information

Review of Internal Audit Engagement Letter (on file)

Review of Internal Audit Annual Audit Plan

Semi-annual Internal Audit Follow-up Report

Internal Audit Quarterly Report (handout on file includes two preceding reports)

Fiscal Year 2009 External Audit Report (slides; Draft 2009 Financial Report ; Draft 10/13/2009 University Health System Financial Statements June 30, 2009, and 2008, With Independent Auditors' Report Thereon; and University of Missouri Independent External Audits for Fiscal Year Ended June 30, 2009; on file)

Also on file: University of Missouri System Status of Management Responses to Internal Audit Findings, October 2009, and University of Missouri System Executive Expense Reports, October 2009

The minutes of the June 4, 2009, and July 14, 2009, Board of Curators Audit Committee meetings were approved by the Committee on October 22, 2009, as on file with the minutes of this meeting.

Audit Committee Charter Matrix

It was recommended by Vice President Krawitz, endorsed by President Forsee, moved by Curator Carnahan and seconded by Curator Goode, that the Audit Committee Charter Matrix (as on file with the minutes of this meeting) shall be approved.

Roll call vote:

Curator Bradley voted yes.
Curator Carnahan voted yes.
Curator Downing was absent.
Curator Erdman voted yes.
Curator Fraser voted yes.
Curator Goode voted yes.

Curator Haggard voted yes.
Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried.

Compensation and Human Resources

A recap of the October 22, 2009, Compensation and Human Resources Committee meeting-public session was provided by Committee Chairman Erdman.

The minutes of the August 20, 2009, Board of Curators Compensation and Human Resources Committee meeting were approved by the Committee on October 22, 2009, as on file with the minutes of this meeting.

- A. **All employees classified at least 75 percent FTE** -- with an indicated appointment duration of at least 6 months and regularly scheduled to work a minimum average of 30 hours per week may enroll for not more than six credit hours per semester (a maximum of three during the summer session or intersession) in college level, credit courses. Those appointed on a full-time, nine-month basis, however, may enroll for not

3. When an employee is requested by the department head to enroll in a course(s) which is (are) directly related to his (or her) assigned University responsibilities, the time away from work to attend class 7ting

- program. Employees eligible for the Educational Assistance Program are excluded from the definition of Eligible Dependent.
- d. Course: University of Missouri college credit course is defined as any undergraduate, graduate, or professional credit course offered by the institution up to a total of 140 credit hours per eligible spouse or dependent child(ren). University programs of study, which blend undergraduate and graduate courses, are included and may be accessed up to the 140 credit hour limit.
 - e. Fees: Tuition only. Activity fees, books and other expenses are the responsibility of the participant. Application for this tuition reduction must be made at the time of registration. No tuition reduction will be granted for courses previously completed. The regular refund policy of the University applies in cases of withdrawal from a course.
2. Benefit
- a. The University will provide a benefit equal to a 50% reduction of tuition for an Eligible Spouse or an Eligible Dependent Child of Eligible Employees for up to 140 credit hours of University of Missouri college credit courses per Eligible Spouse or Eligible Dependent Child. The tuition benefit will not exceed 50% if both spouses or both parents are Eligible Employees. For all courses (undergraduate, graduate, or professional), the rate of such tuition reduction shall be based upon the tuition charged to a resident student for undergraduate courses.

Roll call vote:

Curator Bradley voted yes.
Curator Carnahan voted yes.
Curator Downing was absent.
Curator Erdman voted yes.
Curator Fraser voted yes.
Curator Goode voted yes.
Curator Haggard voted yes.
Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried.

Amendment to Collected Rules and Regulations 340.030 Sick Leave

It was recommended by Vice President Rodriguez, endorsed by President Forsee, moved by Curator Erdman and seconded by Curator Bradley, that the following action be approved:

Collected Rules and Regulations 340.030 Sick Leave shall be amended for temporary response to possible pandemic flu and removal of unnecessary language, as follows:

Collected Rules and Regulations
Personnel

Bd. Min. 6-28-68; Amended Bd. Min. 11-19-

Curator Bradley voted yes.
Curator Carnahan voted yes.
Curator Downing was absent.
Curator Erdman voted yes.
Curator Fraser voted yes.
Curator Goode voted yes.
Curator Haggard voted yes.
Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried.

Amendment to Collected Rules and Regulations 340.130 Work-Incurred Injury or Illness

It was recommended by Vice President Rodriguez, endorsed by President Forsee, moved by Curator Erdman and seconded by Curator Bradley, that the following action be approved:

Collected Rules and Regulations 340.130 Work-Incurred Injury or Illness shall be amended to ensure appropriate use of paid leave, as follows:

Collected Rules and Regulations
Personnel
Chapter 340: Employee Absences

340.130 Work-Incurred Injury or Illness

Bd. Min. 4-19-69, p. 34,549; Bd. Min. 7-15-86; Bd. Min. 7-13-00; Bd. Min 10-23.09

A. Workers' Compensation

1. **Eligible Employees** -- All academic and non-academic employees of the University, both full-time and part-time, (including student

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scheduled work day following the injury or day of first medical treatment for all full-time employees. The waiting period for employees who work part-time or on an irregular schedule will be the first three calendar days following the injury or date of first medical treatment.

4. During the three-day waiting period, a full-time employee may charge any absence to accumulated vacation, personal leave, or sick leave.
5. Following the three day waiting period, an injured employee may elect to use accumulated vacation, personal leave, or sick leave subject to the following restrictions, in addition to the benefit received from Workers' Compensation:
 - 8 hours or less of vacation per day, OR
 - 8 hours or less of personal leave per day, OR
 - A combination of vacation or personal leave up to 8 hours per day, OR
 - Enough sick leave to make up the difference between what is paid by Workers' Compensation and the employee's regular pay.
6. An injured employee who is unable to return to work and who has been granted a leave of absence shall continue to accumulate seniority and retirement and shall be permitted to accumulate vacation and sick leave for a period not to exceed one year. Such vacation and sick leave accumulations will be credited to the account of the employee only upon return to an employment status.

Roll call vote:atus.

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Curator Goode voted yes.
Curator Haggard voted yes.

Power Plant Turbine Maintenance Sole Source Agreement, Procurement, MU

It was recommended by Chancellor Deaton, endorsed by President Forsee, moved by Curator Russell and seconded by Curator Wasinger, that the following action be approved:

the Vice President for Finance and Administration shall be authorized to enter into a sole source contract with Dresser Rand-Wellsville Product Center, Wellsville, New York for maintenance overhaul of the Power Plant's Dresser Rand Steam Turbine Generator Number 9 at an estimated cost of \$1,165,080, for the University of Missouri-Columbia.

Funding is from Campus Facilities Reserve for Non-Capital Repairs:
\$1,165,080

Roll call vote:

Curator Bradley voted yes.

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Respectfully submitted,

Kathleen M. Miller
Secretary of the Board of Curators

Approved by the Board of Curators on December 11, 2009.