

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



BOARD OF CURATORS

Minutes of the Board of Curators Meeting
November 21-22, 2013
Millennium Student Center, University of Missouri-St. Louis
St. Louis, Missouri

BOARD OF CURATORS MEETING – PUBLIC SESSION

A meeting of the University of Missouri Board of Curators was convened in public session at 10:40 A.M., on Thursday, November 21, 2013, in Century Rooms A&B of the Millennium Student Center on the University of Missouri-St. Louis campus, St. Louis, Missouri, pursuant to public notice given of said meeting. Curator Wayne Goode, Chairman of the Board of Curators, presided over the meeting.

Present

The Honorable David R. Bradley
The Honorable Ann K. Covington
The Honorable Donald L. Cupps
The Honorable Don M. Downing
The Honorable Wayne Goode
The Honorable Pamela Q. Henrickson
The Honorable John R. Phillips
The Honorable J. Michael Ponder
The Honorable David L. Steward

Also Present

Mr. Timothy M. Wolfe, President
Mr. Phillips J. Hoskins, Acting General Counsel
Ms. Cindy Harmon, Secretary of the Board of Curators
Dr. Gary Allen, Vice President for Information Technology
Dr. Henry “Hank” Foley, Executive Vice President of Academic Affairs
Dr. Thomas F. George, Chancellor for University of Missouri – St. Louis
Mr. Stephen C. Knorr, Vice President for University Relations
Mr. Stephen J. Owens, Interim Chancellor for University of Missouri
Mr. Tom Richards, Interim Vice President of Finance

November 21-22, 2013

Curator Henrickson voted yes.
Curator Phillips

Academic, Student and External Affairs Committee

Chairman Steward provided time for discussion of committee business.

Information

1. eLearning Update (slides and information on file)

Representatives from each University of Missouri System campus presented an update regarding their eLearning programs.

2. Review of Fall Enrollment Report (slides and information on file)

Action

1. Approval, PhD in Explosives Engineering, Missouri S&T
2. Amendment, Collected Rules and Regulations 450.020, Overall Plan for Operation of UMKC Medical School and 450.030, Affiliation Agreements

Approval, PhD in Explosives Engineering, Missouri S&T – presented by Executive Vice President Foley (information on file)

It was recommended by Executive Vice President Henry C. Foley, endorsed by President Timothy M. Wolfe, recommended by the Academic, Student and External

experience, didactic teaching, research, and professional and peer interaction into a

- A. That the UMKC School of Medicine be authorized to enter into primary affiliation agreements with:
 - 1. Truman Medical Center
 - 2. St. Luke's Hospital
 - 3. Children's Mercy Hospital
 - 4. Research Medical Center
 - 5. Center for Behavioral Medicine
 - 6. VA Medical Centers of Kansas City/Eastern Kansas, St. Louis, and Topeka
 - 7. University Physicians Associates
 - 8. Others as the Dean may, from time to time, deem necessary

- B. That the University be authorized to enter into Physician Teaching Time contracts with any Kansas City metropolitan hospital or physician's practice as the Dean deems necessary to meet the needs of the School of Medicine.

Roll call vote of Board of Curators:

Curator Bradley voted yes.
Curator Covington voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Goode voted yes.
Curator Henrickson voted yes.
Curator Phillips voted yes.
Curator Ponder voted yes.
Curator Steward voted yes.

The motion carried.

Governance, Resources and Planning Committee

Chairman Bradley provided time for discussion of committee business.

Approval, 2013 Campus Master Plan Update, UMSL – presented by Chancellor George (slides and information on file)

It was recommended by Chancellor George, endorsed by President Wolfe, recommended by the Governance, Resources and Planning Committee, moved by Curator Bradley and seconded by Curator Steward, that the following action be approved:

That the 2013 UMSL Campus Master Plan Update be approved (as on file with the minutes of this meeting).

Roll call vote Full Board:

Curator Bradley voted yes.

Curator Covington voted yes.

Curator Cupps voted yes.

Curator Downing voted yes.

Curator Goode voted yes.

It was recommended by Interim Chancellor Owens, endorsed by President Wolfe, recommended by the Finance Committee, moved by Curator Downing and seconded by Curator Cupps, that the following action be approved:

that the Interim Vice President for Finance be authorized to employ the firm of Berkebile Nelson Immenschuh McDonwell, Inc., Kansas City, Missouri, for design services for the Patient Centered Care Learning Center – Medical Science Addition – School of Medicine Expansion project for a basic services fee of \$1,950,500, for the University of Missouri-Columbia.

Funding of the project budget is from:

FY 2013 State Capital Appropriation Request	\$ 2,000,000
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Roll call vote Full Board:

Curator Bradley voted yes.
Curator Covington voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Goode was absent for vote.
Curator Henrickson voted yes.

Amendment to the Tax Deferred Annuity Plan	
Section 590.010.B.8.	
Current with Changes	Proposed

<p>590.010.K.3 (relating to termination of the Plan), distributions from a Participant's Account may not be made earlier than the earliest of the date on which the Participant has a Severance from Employment, dies, becomes Disabled, or attains age 59½. Distributions shall otherwise be made in accordance with the terms of the Individual Agreements.</p>	<p>590.010.K.3 (relating to termination of the Plan), distributions from a Participant's Account may not be made earlier than the earliest of the date on which the Participant has a Severance from Employment, dies, becomes Disabled, or attains age 59½. Distributions shall otherwise be made in accordance with the terms of the Individual Agreements.</p>
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403(b) Tax Deferred Annuity Plan

University of Missouri Benefit Programs

MOTION		
BY	TO	AMOUNT
BRADLEY	STEWART	10000
COVINGTON		
CUPPS		
DOWNING		
GOODE		
HENRICKSON		
PHILLIPS		
PONDER		
STEWART		

Roll call vote of Board of Curators:

- Curator Bradley voted yes.
- Curator Covington voted yes.
- Curator Cupps voted yes.
- Curator Downing voted yes.
- Curator Goode voted yes.
- Curator Henrickson voted yes.
- Curator Phillips voted yes.
- Curator Ponder was absent for vote.
- Curator Stewart voted yes.

The motion carried.

Audit Committee

Chairwoman Henrickson provided time for discussion of committee business.

Information

1. FY2013 External Auditors Report, UM

Fiscal Year 2013 Meeting with Internal Auditors, UM – presented by Mr. John Tvrdik, Mr. Chris Lydon and Mr. Brian Buchanan, PricewaterhouseCoopers, LLC

The internal audit annual report was presented to the Board of Curators. No action was taken.

Mr. John Tvrdik, Mr. Chris Lydon and Mr. Brian Buchanan excused themselves from the meeting.

General Business

President Wolfe and Interim Vice President Richards and Dr. Williamson joined the meeting.

President's Report on personnel and contracts – presented by President Wolfe.

No action taken by the Board.

The Board of Curators executive session meeting recessed at 6:20 P.M. on Thursday, November 21, 2013.

Dinner Program for the Board of Curators, President and General Officers (by Invitation)

6:30 – 8:30 P.M.

Thursday, November 21, 2013

Hosted by Chancellor Thomas F. George

Location: Glen Echo Club, 3401 Lucas Hunt Road, Normandy, Missouri 63121

BOARD OF CURA-j EMC /0(RAo8.04 Tc2f)-4(F)m(RAom(RAo0(RAoI.002 TcNbG)rd)-8(o)-

The Honorable Don M. Downing
The Honorable Wayne Goode
The Honorable John R. Phillips
The Honorable J. Michael Ponder
The Honorable David L. Steward

The Honorable Pamela Q. Henrickson was absent for the meeting.

Also Present

Mr. Timothy M. Wolfe, President
Mr. Phillip J. Hoskins, Acting General Counsel
Ms. Cindy Harmon, Secretary of the Board of Curators
Miss Amy G. Johnson, Student Representative to the Board of Curators
Dr. Gary Allen, Vice President for Information Technology
Dr. Henry “Hank” Foley, Executive Vice President for Academic Affairs
Dr. Thomas F. George, Chancellor for University of Missouri – St. Louis
Mr. Stephen C. Knorr, Vice President for University Relations
Mr. Stephen J. Owens, Interim Chancellor, University of Missouri
Mr. Tom Richards, Interim Vice President for Finance
Dr. Betsy Rodriguez, Vice President for Human Resources
Dr. Cheryl B. Schrader, Chancellor for Missouri University of Science and Technology
Dr. Robert W. Schwartz, Chief of Staff
Mr. John Fougere, Chief Communications Officer, UM System
Media representatives

General Business

Board Chairman’s Report – presented by Board Chairman Goode and Executive Vice President Foley (slides on file)

Chairman Goode presented remarks reflecting on his year as Chair of the Board and then introduced Executive Vice President Foley to present regarding research at the University of Missouri System.

UM System President’s Report – presented by President Wolfe (slides on file)

President Wolfe gave an update of the six strategic priorities for the University of Missouri System and distributed a new strategic plan brochure.

Approval, Beacon and St. Louis Public Radio Merger - presented by Chancellor George (slides on file)

It was recommended by Chancellor George, endorsed by President Wolfe, moved by Curator Phillips and seconded by Curator Covington, that the following action be approved:

1. The Interim Vice President for Finance shall be authorized to enter into an agreement with St. Louis Beacon, a public benefit corporation organized under the Missouri Nonprofit Corporation Law, for the transfer of its assets to the University, for the benefit of the University of Missouri-St. Louis and specifically its noncommercial educational radio station KWMU 90.7 (known also as “St. Louis Public Radio”), pursuant to substantially similar terms as those included in the Transfer Agreement attached hereto as “Exhibit A” (and on file with the minutes of this meeting), and such other instruments and agreements as the Interim Vice President for Finance may deem advisable and appropriate in furtherance thereof, and to execute and deliver the same on behalf of the Board. The final agreement shall be subject to approval as to legal form by the General Counsel.
2. The Board finds that the transaction described in the attached “Exhibit A” and the identification of the University, including specifically UMSL and MU on St. Louis

CONSENT AGENDA

1. Minutes, September 12-13, 2013 Board of Curators meeting
2. Minutes, September 12-13, 2013 Board of Curators Committee meetings
3. Minutes, October 23, 2013 Special Board of Curators meeting
4. Minutes, November 12, 2013 Executive Committee meeting
5. Degrees, Fall Semester 2013 for all campuses
6. ~~Amendment to Collected Rules and Regulations 170.030 Broadcast Facilities, UM~~
7. Approval of Spinal Cord Injuries and Congenital or Acquired Disease Processes Research Program Proposals
8. Security Resolution
9. Amendment to Collected Rules and Regulations 300.040, Faculty Bylaws of the University of Missouri – St. Louis, UMSL
10. Property Easements, Frederick Building, LLC, MU
11. Amendment, Collected Rules and Regulations 220.020, Diplomas and Certificates
12. Restatement of Collected Rules and Regulations 530.010 Retirement, Disability and Death Benefit Plan; 530.030 Employee Retirement Investment Plan; and 570.010 Supplement Retirement Plan

Roll call vote of the Board:

Curator Bradley voted yes.
Curator Covington voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Goode voted yes.
Curator Henrickson was absent.
Curator Phillips voted yes.
Curator Ponder voted yes.
Curator Steward voted yes.

The motion carried.

1. Minutes, September 12-13, 2013 Board of Curators meeting – as provided to the curators for review and approval.
2. Minutes, September 12-13, 2013 Board of Curators Committee meetings – as provided to the curators for review and approval.

3. Minutes, October 23, 2013 Special Board of Curators meeting – as provided to the curators for review and approval.
4. Minutes, November 12, 2013 Executive Committee meeting – as provided to the curators for review and approval.
- 5.

The Curators of the University of Missouri agree that the following individuals occupying the designated offices shall constitute a Security Executive Committee with full authority and responsibility for the negotiation, execution and administration of Department of Defense, or User Agency classified contracts as described in DoD 5520.22-M, "National Industrial Security Program":

President, University of Missouri System, Timothy M. Wolfe
Executive Vice President for Academic Affairs, Henry C. Foley, Ph.D.
Provost, University of Missouri-Columbia, Brian L. Foster, Ph.D.
Facility Security Officer, University of Missouri System and University of Missouri-Columbia, Leon M. Hoffsette

The members of this Security Executive Committee have been processed for a personnel security clearance for access to classified information to the level of the facility security clearance granted to this institution, as provided for under the aforementioned security program.

The said Security Executive Committee is hereby authorized to process personnel for access to classified information to the level of the facility security clearance granted to this institution, as provided for under the aforementioned security program.

Vice President for Information Technology, Gary K. Allen, DVM, Ph.D.
Vice President for Human Resources, Elizabeth A. Rodriguez, Ph.D.
Vice President for University Relations, Stephen C. Knorr
Interim Chancellor, University of Missouri-Columbia, Stephen J. Owens, J.D.
Chancellor, University of Missouri-Kansas City, Leo E. Morton
Chancellor, University of Missouri-St. Louis, Thomas F. George, Ph.D.
Chancellor, Missouri University of Science and Technology, Cheryl B. Schrader, Ph.D.
Chief of Staff, Robert W. Schwartz, Ph.D.

9. Amendment to the Collected Rules and Regulations, Section 300.040 Faculty Bylaws of the University of Missouri – St. Louis

Collected Rules and Regulations 300.040, Faculty Bylaws of the University of Missouri-St. Louis
Chapter 300: Faculty Bylaws

Bd. Min 3-19-71; Amended 10-12-73, 2-18-77, 12-15-78, 6-18-82, 2-11-83, 6-24-83, 5-4-84, 5-3-85, 7-29-88, 3-10-89, 6-22-90; 5-3-91; Revised 1-29-92; 5-8-92, 5-6-93; 3-29-94; 3-24-95; 4-25-96; 5-29-97; 10-16-98; Amended 5-27-99; Bd. Min 3-23-00; Revised 9-28-01, 12-01-05. Amended Bd. Min. 12-15-06; 06-06-08, 12-10-10; Amended Bd. Min. 11-22-13.

Faculty Senate Of The University Of Missouri-St. Louis
(Hereinafter referred to as Senate)

1. **Functions** - It shall be the responsibility of the Senate to exercise those functions of the Faculty (see Section 300.040 A.2) not reserved by the Faculty as a body or specifically delegated to the University Assembly (Section 300.040 D).
2. **Committees of the Senate** - In their deliberations the committees shall, when appropriate, consult with the Chancellor or other administrative officers; with representatives of the separate schools, colleges, and other parallel units which may be created from time to time; with departments and concerned faculty; and with students and student organizations. Committee recommendations shall be made to the Senate or to the appropriate administrative officer.

The Senate shall establish the following standing committees:

- a. **Committee on Committees** - The Committee on Committees shall be responsible for nominating for election all faculty members of the committees

of the Senate and the University Assembly. The chair of the Committee shall be a faculty Senator.

- b. **Steering Committee of the Faculty Senate and University Assembly** (hereinafter referred to as the Steering Committee) - The Steering Committee shall consist of the Senate Chairperson, who shall serve as Chairperson of the Steering Committee, the Chancellor, the Secretary of the Senate, and three elected Senators. Chairs of Senate and Assembly Committees will be asked to attend Steering Committee meetings when their committees have items for the

the following units: Humanities, Natural Sciences/Mathematics, Social Sciences, Fine Arts & Communication, Business Administration, Education, Nursing, Optometry, and such parallel units as may be created from time to

- k. **Academic Advisory Committee** - The Committee shall have the general responsibility of making recommendations to the Vice Chancellor for Academic Affairs on academic issues affecting the University, including recommending general policies and procedures governing the evaluation of academic instruction and advisement.
- l. **Committee on Bylaws and Rules for the Faculty Senate and University Assembly** - The Committee shall:
 - (1) Receive all proposals for Bylaws changes, review proposed Bylaws changes, and initiate the process of Bylaws changes as smoothly and infrequently as possible.
 - (2) Recommend interpretation of the Bylaws upon the written request of the Senate Chairperson, and report its conclusions to the Senate.
 - (3) Compile and maintain a current set of Senate and Assembly Operating Rules, consider changes in Operating Rules, and report recommendations regarding Operating Rules to the Senate.
- m. **Committee on Research Misconduct** - The Committee shall perform the responsibilities prescribed by the Collected Rules and Regulations of the University of Missouri (420.020), "Procedures Governing the Disposition of Charges of Research Dishonesty by Academic Faculty and Staff."
- n. **Committee on Issues of Tenure Removal** - The Committee shall conduct hearings in removal cases or in disputed cases involving tenure rights and status as provided for in the Academic Tenure Regulations of the University of Missouri. This committee is that referred to as the Campus Faculty Committee on Tenure in the Academic Tenure Regulations. Grievances by faculty members shall be handled through the Academic Grievances Procedure, except as specified in Section 300.040 C.4.1.(1).
- o. **Ad hoc Committees** - As the need arises, the Senate shall establish or recommend to the Chancellor establishment of ad hoc committees. Ad hoc Senate Committees shall be established through Senate approval of nominees selected by the Senate Committee on Committees or by nomination from the floor of the Senate. The faculty composition for each ad hoc committee shall be determined by the Senate.

- p. **University-Wide and Statewide Committees** - Reports from University-wide and statewide committees may be presented to the Senate. Whenever possible, representatives of the University of Missouri-St. Louis serving on University-wide and/or statewide committees should advise the Senate Steering Committee if a report to the Senate is necessary.

D. University Assembly Of The University Of Missouri-St. Louis (Hereinafter referred to as Assembly)

- 1. **Membership** - The voting members of the Assembly shall be the members of the Board of Curators and the members of the Senate.

Students who satisfy the eligibility requirements for service on the Assembly shall also be eligible to serve on Assembly committees. The standing committees of the Assembly shall be elected each year at the first organizational meeting of the Assembly.

The Assembly shall establish the following standing committees:

- a. **Administrator Evaluation** - The Committee shall annually conduct an evaluation of administrators on the UM-St. Louis campus.
- b. **Budget and Planning Committee** - The Committee shall examine general budgetary allocations and priorities, shall consider questions relating to the development of the University of Missouri-St. Louis and to the University of Missouri as a whole, and shall make recommendations on development and fiscal matters to the Chancellor. The Committee shall report on its work at each Assembly and each Senate meeting.
- c. **Committee on Recruitment, Admissions, Retention, and Student Financial Aid** - The Committee shall:
 - (1) Monitor processes associated with recruitment, admissions, retention, and student financial aid and facilitate reporting to the Assembly.
 - (2) Recommend policies and procedures to the Assembly, the Director of Admissions, and the Director of Student Financial Aid regarding recruitment, admissions, retention, and student financial aid.
 - (3) Facilitate discussion with administrators and students on policies and procedures regarding scholarships, advisement and appeals.
- d. **Committee on Student Affairs** - The Committee on Student Affairs shall be responsible for recommending and reviewing policy in the areas of non-academic regulations and student services, and for advising the Vice Provost for Student Affairs. The responsibilities of the Committee may be exercised by subcommittees established in any of the above areas. Faculty and staff members with administrative responsibilities in these areas shall be members of the

e. **Committee on Student Publications** - The Committee on Student Publications shall be responsible for recommending and reviewing policy concerning student publications which are directly funded by the University. This charge does not contradict nor supersede the explicit charge of any of the other standing committees of the Assembly.

f. **Committee on Physical Facilities, Space, and General Services** - The Committee shall have the general responsibility for recommending to the Assembly policies and procedures in the areas of campus facilities and general services. It shall act in an advisory and fact-finding capacity for the planning of physical facilities, review and report priority matters relating to maintenance, construction, and support services to the Assembly, and review and process complaints and suggestions regarding physical facilities and services. The Committee shall be responsible for formulating long-range space recommendations including the type and amount of space needed, and priorities. Proposals for a long-term or campus-wide nature will be brought to the Assembly for discussion, debate, and ultimate recommendation to the Chancellor.

Allocation of existing unused space will be recommended to the Chancellor by the Committee and reported to the Assembly.

g. **Committee on Information Technology** – The Committee shall be responsible for recommending and reviewing policy concerning information technology. This charge does not contradict nor supersede the explicit charge of any of the other standing committees of the Assembly.

220.020 Diplomas and Certificates

Bd. Min. 1-13-50, 12-7-63, 11-20-64, 2-12-66, 1-19-68, 12-16-77, 2-24-78 and amended 3-25-83, 10-5-07, 11-29-07, 10-24-08, 11-22-13.

- A. **Diplomas** -- The term "diploma" refers to documents issued to substantiate conferral of degrees awarded on the basis of academic credit granted.
1. There shall be only one form of diploma used for the University of Missouri on all campuses, with the form to indicate in the date line the campus where the degree is conferred.
 2. Names of candidates for diplomas shall be presented to and approved by the faculty body responsible for the instructional program which leads to the degree. Names of candidates recommended by faculty bodies are to be presented to the Board of Curators for approval.
 3. Diplomas are to be ordered by the Office of the Director of Admissions or Office of the Registrar at the campus where the degree is conferred and will include the signatures of the President of the Board of Curators, the President of the University, the Chancellor, and the Dean or on campuses with no schools or colleges, the Provost. In selected cases it may be appropriate for the signatures of two or more chancellors or deans to be included.
 4. Diplomas shall be distributed by the Director of Admissions or the Registrar of the campus where the degree is conferred and this officer shall make and keep an official record of the degree and degree program for which each diploma was issued.
 5. Upon completion of all requirements for a degree, a student shall receive a diploma for such degree dated the next issuance date.
 6. Holders of diplomas from the University of Kansas City may, when a replacement is needed, be issued a duplicate diploma of the University of Missouri with the notation "replacement for diploma of year 19" written on the diploma.
 7. A fee may be charged for issuing a duplicate or replacement diploma.
- B. **Diplomas for joint and collaborative degree programs** –The term “joint” refers to programs in which the University of Missouri and a partnering institution collaborate, and in which the contributions of both institutions to the delivery of the academic content of the program are approximately equal; and the term “collaborative” refers to programs in which the University of Missouri and a partnering institution collaborate, and for which the University of Missouri is predominantly responsible for delivering the academic content of the program.

1. In addition to the requirements listed in Section A.2., candidates must also be approved by the person or body of the partner institution authorized to

3. The format of each certificate will be approved by the President. Certificates will include the signatures of University officials authorized by the President or a Chancellor.
 4. The Director of Admissions or Registrar of the campus where the certificate is issued or the dean of the school or college in the case of certificates for residency training will make and keep an official record of each certificate issued, including the date issued and a description of the program of instruction for which the certificate is issued.
 5. A fee may be charged for issuing a duplicate certificate.
12. Restatement of Collected Rules and Regulations 530.010 Retirement, Disability and Death Benefit Plan; 530.030 Employee Retirement Investment Plan; and 570.010 Supplement Retirement Plan

That Collected Rules and Regulations 530.010, Retirement, Disability and Death Benefit Plan; 530.030 Employee Retirement Investment Plan; and 570.010 Supplement Retirement Plan be restated, although there are no changes to the plans, as required by the Internal Revenue Service prior to the University of Missouri filing the Determination Letter in January 2014. Copies of the plans are on file with the minutes of this meeting.

Good and Welfare

Draft January 2014 Board of Curators meeting agenda – no discussion (on file)

Election of Board of Curators Chairperson, 2014

Upon the motion of Curator Ponder, Curator Downing was nominated to serve as Chairperson of the Board of Curators for the term January 1, 2014 through December 31, 2014. The nomination was seconded by Curator Bradley

It was moved by Curator Steward and seconded by Curator Covington, that the public session

Curator Henrickson was absent.
Curator Phillips voted yes.
Curator Ponder voted yes.
Curator Steward voted yes.

The motion carried.

Compensation and Human Resources Committee – Executive Session

Discussion of contract and personnel issues led by Chairman Cupps.

Vice President Rodriguez excused herself from the meeting.

General Business

University President's Report to the Board of Curators on contracts and personnel – presented by President Wolfe.

General Counsel's Report and Legal Advice – presented by Acting General Counsel Hoskins.

Litigation Report – presented by Acting General Counsel Hoskins. (report on file in the General Counsel's office)

It was moved by Curator Phillips and seconded by Curator Ponder, that the meeting of the Board of Curators, November 21-22, 2013, be adjourned.

Roll call vote:

Curator Bradley was absent for vote.
Curator Covington voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Goode voted yes.
Curator Henrickson was absent.
Curator Phillips voted yes.
Curator Ponder voted yes.
Curator Steward voted yes.

