



WESTERN KENTUCKY UNIVERSITY

Board of Regents

July 31, 2009 ~ 8:00 a.m. (CDT)

AGENDA (Revised 7-29-09)

1. Call to Order (*Mr. Jim Meyer, Chair*)
 2. Invocation (*Mr. Mike Dale, Assistant VP for Academic Affairs & Provost's Office*)
 3. Oath of Office – New Regents (*Mr. Jim Meyer, Chair*)
 - Mr. Freddie Higdon
 - Mr. Rob Wilkey
 - Mr. James Kennedy (Staff)
 - ❖ Special Recognition / Presentation (*President Gary A. Ransdell*)
 4. Roll Call (*Mr. J. David Porter, Secretary*)
 5. Approval of Minutes (*Mr. Jim Meyer, Chair*)
 - Second Quarterly Board Meeting - April 24, 2009
 - Special Budget Meeting - June 19, 2009
 6. 2009-10 Committee Appointments (*Mr. Jim Meyer, Chair*)
-

ACADEMIC AFFAIRS COMMITTEE (*Ms. Yvette Haskins, Chair*)

7. Action Items:

- 7.1 Approval of a Center for Environmental Education and Sustainability and a Center for Science, Technology, Engineering and Mathematics Education [pp 1-2]
- 7.2 Approval of the WKU Center for Literacy [p 3]
- 7.3 Approval of Major in Military Leadership [pp 4-15]
- 7.4 Approval of Major in International Business [pp 16-21]
- 7.5 Approval of Minor in Southern Studies [pp 22-26]
- 7.6 Approval of Minor in Legal Studies [pp 27-32]
- 7.7 Approval of Certificate in Environmental Health and Safety [pp 33-37]
- 7.8 Approval of Certificate in Human Resources Management [pp 38-40]
- 7.9 Approval of Honorary Doctorate Appointment [p 41]
- 7.10 Approval of Faculty Emeritus Appointments [p 42]
- 7.11 Approval for Purchase of Colonial Courts [pp 43-46]

Action Items not reviewed by Committee on June 19:

- 7.12 Approval of Employment Contract – Dr. Robert Owen [pp 47-50]
- 7.13 Approval of Employment Contract – Dr. Dean Kahler [pp 51-54]
- 7.14 Approval of Employment Contract – Dr. John Bonaguro [pp 55-57]
- 7.15 Approval of University Distinguished Professor Appointments for 2009-2010 (*new item - attached*)**

Information Items:

- 7.16 Building Capacity and Academic Quality through Outreach
- 7.17 Enrollment Report
- 7.18 Recognition of Gordon Ford College of Business – AACSB Accreditation

FINANCE AND BUDGET COMMITTEE (*Mr. J. David Porter, Chair*)

8. Action Items:

- 8.1 Approval of Revised 2009-10 Tuition and Fee Schedule [pp 58-59]
- 8.2 Approval of Warren County Water District Property Disposition [pp 60-62]

Please refer to Action Item 10.1 under President's Report Tab:

- 10.1 Approval of Personnel Actions [p 63]
 - Faculty Personnel Actions [pp 64-67]
 - Staff Personnel Actions [pp 68-77]
-

STUDENT AFFAIRS COMMITTEE (*Mr. Jim Johnson, Chair*)

9. Information Items:

- 9.1 Sustainability Report
 - 9.2 Disciplinary Process Briefing (see attached Student Code of Conduct)
 - 9.3 Housing Update – Fall 2009
-

PRESIDENT'S REPORT (*President Gary A. Ransdell*)

10. Action Items:

10.1 Moved to Finance and Budget Committee

- 10.2 Approval of Addendum to Athletic Employment Contract - Dr. Wood Selig [pp 78-79]
- 10.3 Approval of Athletic Employment Contract – Mr. Jason Neidell [pp 80-96]
- 10.4 Approval of Resolutions [p 97]
 - Ms. Liz Esters [p 98]
 - Ms. Lois Gray [p 99]
 - Ms. Forrest Roberts [p 100]
 - Ms. Tamela Smith [p 101]

Information Items:

- 10.5 Capital Construction Project Status Report [pp 102-104]
 - 10.5.1 Energy Savings Performance Contract [pp 105-106]
 - 10.6 Blue Chips / Year-End Campaign Update [pp 107-129]
 - 10.7 Special Events Summary / Year-End Media Update
 - 10.8 IA Football Transition / Year-End Athletics Update [130-137]
 - 10.9 Search Process - Provost & Vice President for Academic Affairs
-

OTHER BUSINESS (*Mr. Jim Meyer, Chair*)

11. Upcoming Calendar Dates

- CPE President Bob King campus visit – **August 12 & 13**
- President's Opening Convocation – **August 24**
- CPE Meeting at WKU – **September 10**
- Parents & Family Weekend – **September 19**
- Board Committee Meetings – **October 2**
- Fourth Quarterly Board Meeting - **October 30**

12. Adjournment

MINUTES
OF THE BOARD OF REGENTS
WESTERN KENTUCKY UNIVERSITY

July 31, 2009

1. CALL TO ORDER

Required statutory notice having been given, the third quarterly meeting of the Board of Regents of Western Kentucky University was held in the *Cornelius A. Martin Regents Room* of the Mass Media and Technology Hall on the Western Kentucky University campus. The meeting was called to order by Chair Jim Meyer at approximately 8:00 a.m., CDT.

2. INVOCATION

The invocation was provided by Mr. Mike Dale, Assistant Vice President for Academic Affairs & Provost's Office.

Chair Jim Meyer announced the resignation of Ms. Judi Hughes from the Board, effective immediately, due to work and family commitments and that the Governor's office would be appointing her replacement in the near future.

3. OATH OF OFFICE

The Constitutional Oath of Office was administered to Mr. Freddie Higdon, Mr. James Kennedy, and Mr. Rob Wilkey by Mr. Jim Meyer, Chair of the Board of Regents. President Gary A. Ransdell presented Mr. Higdon, Mr. Kennedy, and Mr. Wilkey with the official Regent's pin which was designed specifically for members of the Board.

4. ROLL CALL

The following Regents were present:

Ms. Yevette Haskins, Vice Chair
Mr. Freddie Higdon
Mr. Jim Johnson
Mr. James Kennedy, Staff Regent
Mr. Jim Meyer, Chair

Dr. Patricia Minter, Faculty Regent
Mr. J. David Porter
Mr. Kevin Smiley, Student Regent
Mr. Rob Wilkey
Mr. Larry Zielke

Others in attendance included the following WKU Administrative Council members:

Dr. Gary A. Ransdell, President
Mr. Howard Bailey, Vice President for Student Affairs
Dr. Richard Bowker, Vice President for Research & Dean of Graduate Studies
Dr. Barbara Burch, Provost and Vice President for Academic Affairs
Mr. Tom Hiles, Vice President for Institutional Development
Dr. Richard Kirchmeyer, Vice President for Information Technology
Ms. Ann Mead, Vice President for Finance and Administration
Dr. Richard Miller, Associate Vice President for Academic Affairs &
Chief Diversity Officer
Mr. John Osborne, Vice President for Campus Services and Facilities
Dr. Wood Selig, Director of Athletics
Ms. Robbin Taylor, Vice President for Public Affairs
Ms. Deborah Wilkins, Chief of Staff / General Counsel

In keeping with the policy of the Board, the agenda for the meeting and information and materials pertinent to items thereon had been mailed in advance of the meeting by the President to members of the Board.

5. APPROVAL OF MINUTES

The minutes of the April 24, 2009, meeting and the June 19, 2009, Special Budget meeting were mailed to members of the Board prior to the meeting and were presented for adoption. Mr. Jim Johnson motioned to approve the minutes. Motion was seconded by Ms. Yevette Haskins. Dr. Patricia Minter requested two corrections to the April 24 minutes—

a change to her comment on page 11 regarding salary increases, and requested to review podcast and include statement from Ms. Tamela Smith on page 12 concerning personnel recommendations. The amended minutes of the April 24 meeting will be presented at the October Board meeting. The Board voted unanimously to approve the minutes of the June 19 Special Budget Meeting.

6. 2009-2010 COMMITTEE APPOINTMENTS

Chair Jim Meyer announced the 2009-2010 Board Committee assignments. In addition, Mr. Meyer thanked Dr. Jack Rudolph and his staff for the wonderful job hosting the Board Retreat on July 30.

7. ACADEMIC AFFAIRS COMMITTEE ITEMS (Ms. Yvette Haskins, Chair)

Ms. Yvette Haskins made the recommendation for the Board to vote on agenda items 7.1-7.8 as a block and it was agreed upon by all members.

7.1 Approval of a Center for Environmental Education and Sustainability and a Center for Science, Technology, Engineering, and Mathematics Education

REQUEST: Approval of a Center for Environmental Education and Sustainability and a Center for Science, Technology, Engineering, and Mathematics Education.

FACTS: The Center for Mathematics, Science and Environment Education (CMSEE) has been in existence at Western Kentucky University for over 25 years. The Center is essentially self-supporting, with its major funding coming from grants and contracts. During the past 15 years the Center has expanded its environmental education “umbrella” to include subjects beyond mathematics and science, and has encompassed projects dealing with social studies, language arts, the arts, etc. The interdisciplinary focus is central to successful programming in the field of environmental education, and WKU’s Center has become nationally and internationally recognized for many of its projects that relate to that field. The Center for Environmental Education and Sustainability will work in partnership with WKU and a broad set of stakeholders to provide resources and leadership to advance education for a sustainable future. Likewise, WKU is currently in a unique position with regard to Science, Technology, Engineering, and Mathematics (STEM) Education initiatives. With the awarding of the

SKyTeach grant, as well as the presence of several important initiatives in both Ogden College of Science and Engineering and the College of Education and Behavioral Sciences, WKU is positioned to take advantage of many funding opportunities by building on existing and potential collaborative programs between the two colleges. The Center for Science, Technology, Engineering, and Mathematics Education would promote innovation and research into the best teaching practices in the STEM areas and promote WKU to national and international prominence in STEM education. Likewise, initiatives undertaken by the Center would help expand the pipeline of individuals enrolling in WKU by increasing the quality and quantity of P-12 mathematics and science graduates.

This proposed change in the organizational structure of the current Center for Mathematics, Science and Environmental Education will facilitate ongoing initiatives in environmental education and sustainability and in the STEM areas. The Centers would be associated with Ogden College of Science and Engineering and the College of Education and Behavioral Sciences.

BUDGETARY IMPLICATIONS: No funds requested.

RECOMMENDATION: President Ransdell recommends approval of a Center for Environmental Education and Sustainability and a Center for Science, Technology, Engineering and Mathematics Education.

MOTION: Approval to establish a Center for Environmental Education and Sustainability and a Center for Science, Technology, Engineering, and Mathematics Education.

7.2 Approval of the WKU Center for Literacy

REQUEST: Approval of a WKU Center for Literacy.

FACTS: The WKU Literacy Clinic has been in existence at Western Kentucky University for over 25 years. The P-12 Clinic and the Adult Literacy Clinic Center are essentially self-supporting, with major funding coming from grants and fees. In recognizing the need to serve greater numbers of people and diversified populations within the WKU service area, the existing clinics need to become components of a newly developed Center for Literacy. As a Center, the literacy services offered to date will continue to expand, while the addition of services not currently offered would be developed. The organizational structure of a Center would allow for the coordination of services. The WKU Center for Literacy would exist within the College of Education and Behavioral Sciences and the Literacy faculty would serve the Center in terms of expertise, advising, planning, establishing mission statements, guidelines, and developing procedures that define the Center. The Center would greatly enhance WKU's ability to serve students who come to the University underprepared to read and study at the college level through direct services to students and through outreach efforts to school systems within the WKU

service area. The structure of services for students underprepared to meet the rigorous reading demands of college would be central to the mission of the WKU Center for Literacy. Further, the Center would greatly enhance opportunities for research agendas for undergraduate, graduate, and doctoral students at WKU as well as boosting the potential for grant and other funding prospects. Establishment of a WKU Center for Literacy would allow for the facility development, faculty development, and programmatic development necessary for WKU to compete for awards, funding, and research initiatives that are essential for state and nationally recognized excellence within the field of literacy.

BUDGETARY IMPLICATIONS: No funds requested.

RECOMMENDATION: President Ransdell recommends approval of the WKU Center for Literacy.

MOTION: Approval to establish the WKU Center for Literacy.

7.3 Approval of Major in Military Leadership

REQUEST: Approval of a new major in Military Leadership offered through the Department of Military Science and Leadership.

FACTS: Today's military leader must be able to interact and work directly with foreign militaries, diplomats, and citizens. The need for military leaders, who are able to give orders and make decisions in a global theater of operations, is vital to the success of any military maneuver. Leaders must be well-educated, culturally aware, dynamic, and aware of national/world politics and policies.

The major in Military Leadership is designed to develop leaders who are well-prepared and well-educated; the program will include interdisciplinary coursework, internships, Army training, community involvement, and various leadership opportunities. The major in Military Leadership will produce graduates who are prepared to immediately enter an Army active duty or reserve leadership position. In addition to producing commissioned officers, this program will also be open to senior non-commissioned officers seeking to further their civilian education in order to become more competitive for promotion.

The major in Military Leadership creates well-prepared, well-educated, culturally aware, dynamic leaders through interdisciplinary coursework, internships, Army training and schools, community involvement, and various leadership opportunities. The Military Leadership program spans up to eight semesters, during which the student is mentored and developed using emphasis on team and leadership skills training. In addition to the Military Science courses, the student selects nine credit hours from Political Science, Psychology, Management, Communications, Geography, Sociology, and History. With the completion of additional requirements, students may also be able to earn a Certificate in Leadership Studies.

In recent years more educational assistance programs, such as the GI Bill, have become available to veterans. In the Fiscal Year 2007 over 500,000 personnel utilized their GI Bill benefits. This trend is allowing many individuals to pursue degrees and certificate programs at University levels. A major in Military Leadership would allow individuals to utilize such educational assistance programs and pursue a degree that would accelerate their career paths. Although the program prepares students to be eligible for a commission in the U.S. Army, program graduates are not required to seek commissions.

BUDGETARY IMPLICATIONS: Existing resources will be utilized. No additional funds are requested.

RECOMMENDATION: President Ransdell recommends approval of a new major in Military Leadership.

MOTION: Approval to establish a new major in Military Leadership.

7.4 Approval of Major in International Business

REQUEST: Approval of a new major in International Business offered through the Department of Management.

FACTS: The objective of the International Business (IB) major is to prepare students to succeed in the increasingly competitive and interdependent world of international business. The IB program equips students for global careers by providing sound business skills, geo-political understanding, language skills, and cultural and value awareness of other regions. The IB major, upon graduation, may pursue graduate study in international business/international MBA programs, gain entry level positions in firms with existing international operations, engage in entrepreneurial opportunities with domestic firms wishing to expand internationally, and governmental and/or non-governmental organizations whose objective is to provide international trade support or economic development.

Available as a primary or secondary major, the IB major combines courses in International Management, Marketing, Economics, Finance, and Entrepreneurship with Foreign Language study. Although it is not necessary, the students in the IB major are encouraged to pursue a double major in Political Science (International Relations / International Affairs) or Geography (City & Regional Planning) or Foreign Language. Students are required to do an internship in a firm engaged in international business or to study abroad. Students can earn a dual degree in IB with our overseas partner universities in France (St. Etienne University) and Mexico (Universidad Autonoma Nuevo Leon) by taking a full year of courses with/without an internship.

BUDGETARY IMPLICATIONS: Existing resources will be utilized. No additional funds are requested.

RECOMMENDATION: President Ransdell recommends approval of a new major in International Business.

MOTION: Approval to establish a new major in International Business.

7.5 Approval of Minor in Southern Studies

REQUEST: Approval of a new minor in Southern Studies offered through the Department of History.

FACTS: This minor is being offered in response to both student interest within the WKU community—as expressed through informal surveys of survey courses and from student inquiries in the office of the Department of History—as well as an institutional scholarly focus on the U.S. South. The minor will appeal to students who simply wish to focus their studies on the region, as well as to those wishing to go on to graduate school in a field related to the study of the U.S. South. This minor also complements the already-existing Center for the Study of the Civil War in the West, and the “Civil War and Southern History Research Collection” at the Kentucky Library, which is one of the largest collections of its kind in the United States. While History courses will provide that foundation, the minor will also include courses from several different disciplines. So, for example, a student with a major in another program who wishes to focus on or in the U.S. South might find this minor helpful as a means of gaining greater understanding of their major field. For example, this minor will provide focus for majors in Political Science and History who intend to go on to law school and practice law in, or related to, the U.S. South. Similarly, majors in Journalism, Social Work, and even the various Education majors can use this minor to help broaden their understanding of the place in which they intend to pursue their careers. In the United States, regional studies and regional issues still play a role in people’s understanding of culture, politics, and society in general.

BUDGETARY IMPLICATIONS: Existing resources will be utilized. No additional funds are requested.

RECOMMENDATION: President Ransdell recommends approval of a new minor in Southern Studies.

MOTION: Approval to establish a new minor in Southern Studies.

7.6 Approval of Minor in Legal Studies

REQUEST: Approval of a new minor in Legal Studies offered through the Potter College of Arts and Letters.

FACTS: This minor is being developed in response to several broad trends in higher education,

as well as to satisfy the immediate needs of our students. First, this minor speaks to the trend of taking programs out of their “silos” and thinking in a more interdisciplinary manner about the ways in which students are prepared for real-world challenges after they leave college. As an interdisciplinary minor housed within the Dean’s Office of Potter College, Legal Studies will allow students from a broad range of disciplines to focus their studies using their own majors as a launching point for exploring how the study of law cuts through and across traditional ideas of “what is a discipline.” In this, the Legal Studies minor gives students a preview of what their real-world occupations will be like. That is, a future FBI agent, attorney, or advisor to a Fortune 500 company will need to understand not only environmental law, for example, but also the history of law in the United States as well as the ethical underpinnings of business law and of ethics. A Geology/Geography major interested in working for a petroleum company after graduation could tout completion of this minor as evidence of an interdisciplinary supplement to the major.

This minor is formulated to both meet and exceed the undergraduate course of study recommended by both the American Bar Association (ABA) and American Association of Law Schools (AALS). According to both the ABA and the AALS, Legal Studies programs at the undergraduate level should not aim to provide specific “vocational training” to prepare students for law school. Instead, they should encourage students to develop their ability to think clearly and to analyze arguments critically. The interdisciplinary approach of this minor exposes the student to the great variety of human behavior and institutions. This program would be an ideal complement to a broad-based curriculum for Pre-Law students that emphasizes reading comprehension, excellent writing, and outstanding logical/analytical reasoning skills. Finally, Pre-Law students will best prepare for law school by pursuing a rigorous course of study during their undergraduate years.

BUDGETARY IMPLICATIONS: Existing resources will be utilized. No additional funds are requested.

RECOMMENDATION: President Ransdell recommends approval of a new minor in Legal Studies.

MOTION: Approval to establish a new minor in Legal Studies.

7.7 Approval of Certificate in Environmental Health and Safety

REQUEST: Approval of a new Environmental Health and Safety graduate certificate program offered through the Department of Public Health.

FACTS: This program is designed to enhance the educational opportunities for environmental health science professionals in the WKU service catchment area. Specifically, there are numerous professions that will be supported by this graduate certificate program, including environmental health and safety managers, environmental protection specialists, environmental

health professionals, and environmental health and safety consultants. Currently, these professions have very limited opportunities for graduate studies in the field of environmental health science, especially graduate certificate programs that provide in-place learning opportunities through online courses.

The certificate program in Environmental Health and Safety is designed to provide advanced professional training for careers focused on the protection of human and ecosystem health from hazards in the built and natural environments. Designed for working professionals and students desiring opportunities with industry, consulting firms, government agencies, and other environmental health science professions, online courses will provide students with diverse in-place learning opportunities. Students applying to the program must have a baccalaureate degree in a related field or a baccalaureate degree and related experience in environmental health science, and approval by the program director.

BUDGETARY IMPLICATIONS: Existing resources will be utilized. No additional funds are requested.

RECOMMENDATION: President Ransdell recommends approval of a new Environmental Health and Safety graduate certificate program.

MOTION: Approval to establish a new Environmental Health and Safety graduate certificate program.

7.8 Approval of Certificate in Human Resources Management

REQUEST: Approval of a new certificate program in Human Resources Management offered through the WKU Bowling Green Community College.

FACTS: Currently, many employees in the WKU service region are working in a Human Resources (HR) position with little to no formal training/education in the HR area. There are also many non-traditional students who are seeking some type of formal training in HR but do not have the time or opportunity for an Associates or Baccalaureate degree. A Certificate in Human Resources will allow WKU to better meet these needs. This certificate is primarily intended for non-traditional students who want specialty classes in HR and is designed for students wanting to increase their knowledge in the HR area to either locate an initial position or to increase their upward mobility in a current HR position. The certificate will increase the knowledge of students in the areas of ethics and hiring practices, structure of the organization, labor relations management, and HR Information Systems.

BUDGETARY IMPLICATIONS: Existing resources will be utilized. No additional funds are requested.

RECOMMENDATION: President Ransdell recommends approval of a new Human Resources Management certificate program.

MOTION: Approval to establish a new Human Resources Management certificate program.

Mr. Kevin Smiley commented, "Always looking over these new degree programs, it is very exciting for us students, and I know I said some of these things at the Academic Affairs meeting last time, but I would really appreciate you all if you were able to vote for these today. I think it's going to do a lot to open up a lot of new opportunities for students. Just in these eight programs, I think you're going to get hundreds of students that will be able to use these immediately. It is really encouraging to see people being able to create some really cool and new things. I thank Dr. Burch for her work on this so that students can get more involved. Thank you."

Motion was made by Mr. Zielke to approve agenda items 7.1-7.8, seconded by Mr. Wilkey, and carried unanimously.

7.9 Approval of Honorary Doctorate Appointment

REQUEST: Approval of Honorary Doctorate Award to Representative Jody Richards.

FACTS: The University Honorary Doctorate Degree Committee reviewed the credentials of several outstanding candidates for the honorary degree and has recommended that this individual be awarded a degree at the next appropriate occasion.

Representative Jody Richards is a member of the Kentucky House of Representatives, representing the 20th District since 1976, and former Speaker of the House. He graduated from Kentucky Wesleyan College with an AB, earned his MA from the University of Missouri, and served with the US Army Reserve. Rep. Richards, who began his career as a teacher at WKU, first ran for office in 1975, when he won the 20th District seat. While still in his first term, Representative Richards was called upon to chair the House's Education Committee. He later played an instrumental part in engineering Kentucky's sweeping education reforms by chairing one of the committees that helped draft the Kentucky Education Reform Act. He has shown the same commitment in leadership roles in the Southern Legislative Conference's Education

Committee and the Legislative Advisory Council of the Southern Regional Education Board. In 1987, Richards was chosen by his Democratic colleagues in the House to serve as their Majority Caucus Chairman. In 1995, Richards reached the culmination of his nearly two decades of legislative service and leadership by being chosen Speaker of the House. He served as Speaker of the House for nearly 14 years—the longest-serving speaker in Kentucky’s history. Representative Richards is also the owner of Superior Books, Inc., a wholesale book sales and distribution company in Bowling Green.

BUDGETARY IMPLICATIONS: No funds requested.

RECOMMENDATION: President Ransdell recommends that the honorary doctoral degree be awarded to Representative Jody Richards.

MOTION: Approval of Representative Jody Richards as the recipient of the honorary degree to be awarded at the next appropriate occasion.

Mr. Jim Johnson commented, “It is very much deserving for Representative Richards. He is a wonderful individual and has helped this University more than probably anybody.”

President Ransdell commented, “Anybody in modern history of this institution, I can’t speak for the early days of this institution from a legislative standpoint, but certainly over the last 20-25 years no one in state government has been more of a champion or advocate for WKU or has delivered legislatively in more ways than Speaker Richards. Particularly in recent years, he was the primary champion for the Academy of Math and Science. He takes great pride in that Academy and the fact that the Academy is located at WKU. That was one particular legislative initiative that stands out in the things that are important to him. Jody’s dedicated to the entire University, every aspect of it. He has been with WKU for quite some time, and he’s been supporting it for quite some time. We are proud of the things he has done for this institution.”

Mr. Larry Zielke commented, “Madam Chair, is there a recognition plaque of all the honorary doctorates we’ve awarded? Where could you go, for example, and say, ‘I want to know who Western Kentucky has designated with this honorary degree for their outstanding

achievements.’?”

President Ransdell answered, “No, there’s not. That’s a good point. Obviously you could go to the archives or the databases, but there’s not a central place on our campus for that.”

Mr. Zielke stated, “I think it would be fitting for something like this for these outstanding individuals.”

Motion was made by Mr. Zielke to approve agenda items 7.9, seconded by Mr. Higdon, and carried unanimously.

7.10 Approval of Faculty Emeritus Appointments

REQUEST: Approval of faculty emeritus status for recommended individuals.

FACTS: Listed below are faculty members who have been recommended by the tenured faculty, department head, and college Dean to be awarded emeritus/a status. They have served the University for at least ten years and have had distinguished records of achievement and service at the University.

Ogden College of Science and Engineering

Department of Mathematics

Dr. Gregory Baur, Professor of Mathematics, Emeritus
Dr. Darleen Pigford, Professor of Mathematics, Emerita

Department of Physics & Astronomy

Dr. William Buckman, Professor of Physics & Astronomy, Emeritus

BUDGETARY IMPLICATIONS: No funds requested.

RECOMMENDATION: President Ransdell recommends that faculty emeritus status be awarded for the recommended individuals.

MOTION: Approval of faculty emeritus status awarded for the recommended individuals.

Motion was made by Mr. Zielke to approve agenda item 7.10, seconded by Mr. Kennedy, and carried unanimously.

7.11 Approval for Purchase of Colonial Courts

REQUEST: Approval of and authorization to purchase from the WKU Real Estate Foundation, four cottages (titles as #1, 4, 5, and 6), located at 1594 Normal Drive, in Bowling Green, Kentucky. Properties are to be utilized to house international and visiting scholars.

FACTS: The property proposed to be acquired is located directly across the street from Southwest Hall. These four two-bedroom cottages are part of the property known as Colonial Courts. There are two additional cottages on the property that are already owned by the University that are used to house international and visiting scholars. It is anticipated that the three additional two-story brick apartment buildings on the property would be proposed for acquisition in the future. The property is being developed as an international village to include International Programs, International Students and Scholar Services, and housing for international and visiting scholars. The purchase price of the proposed four cottages is \$278,250; cottage #1 is \$67,310; cottage #4 is \$68,900; cottage #5 is \$74,200; and cottage #6 is \$67,840. The cottages will each be renovated to provide much-needed replacement housing for visiting scholars as much of the previous housing was lost to the footprint of the new education building.

The majority of the funding is being provided by the Division of Academic Affairs with the support of the Division of Extended Learning and Outreach. Funding is available to complete the renovations of all four cottages. Renovation estimates, based on preliminary opinion presented by Jeffrey Stivers, AIA, principal for Ross Tarrant Architects, based on costs incurred when the University renovated two comparable buildings 15 months ago is \$75,000 per building.

RECOMMENDATION: President Ransdell requests authorization and approval to purchase four cottages: #1, #4, #5, and #6, at 1594 Normal Drive, in Bowling Green, Kentucky, to be utilized to house international and visiting scholars.

MOTION: Authorization and approval to purchase the four cottages: #1, #4, #5, and #6, at 1594 Normal Drive, in Bowling Green, Kentucky, to be utilized to house international and visiting scholars.

Mr. Kevin Smiley commented, "I know we talked about this in the committee meeting where I did vote against this, I intend to do so again today. I have some deep concerns.

Obviously, this is something initiative-wise that we want to pursue, we want to have places where we can put our visiting scholars, and I think that's fantastic. I just question this particular purchase as being a good investment. Colonial Courts area is an extremely strategic area for our

University, just like Dr. Burch said, it's right over there. It is right where we are doing a lot of new building. I think it's worth noting that the WKU Real Estate Foundation owns this property, and so, in a sense, Western owns the property. I think the importance of that is when we are looking at capital projects down the line and places to put new things, I don't know if this property would one day be considered. Therefore, investing half a million dollars now into what I think could become a space that isn't used long term may not be the sort of investment we could be making. I think, that being a student, and living in a student apartment just off campus, and knowing tons of students who do, there are tons of equal-sized houses if you look within three blocks any way of campus. These places exist. I feel like if we were investing \$75,000 on every single home just to renovate it, I feel like this investment could go a long way if we were just looking in the peripheral of campus. Also I worry about the purchases. I do not know a lot of situations where oftentimes we have something like the Division of Extended Learning and Outreach purchasing properties. I just don't know where that precedent lies as far as them being okay to purchase those sorts of things. These are just some of the concerns I'd like to raise. I'd love to hear your discussion, what you all think about this issue."

Dr. Patricia Minter commented, "I think that Regent Smiley has raised some excellent questions, and at the committee meeting, I also raised concerns though I voted to support this. But I'm very concerned about the precedent of using DELO money as Dr. Burch points out, which is sweat equity that our faculty and staff have created. When a lot of academic initiatives are starving, taking that money and putting it into a real estate deal, although it does have a compelling academic purpose, and I like the plans for the property. But I want to put the marker down right now that I am not going to support anything in the future outside of an academic

purpose using DELO money. I don't want anybody else putting their hands on that. I just can't put it any more clearly. I mean, there are a lot of things we want to do and that's not the cash machine for the University. I don't love this precedent, I think it's a little dangerous, but I'll put the marker down now because I don't want to raid this any further. But I have a question for Dr. Burch and President Ransdell. Following Kevin's point, is this property something that we're going to commit to for the long term for this academic purpose? Because there are a lot of projects on campus where you see that the Board approves monies, it goes into something, you spend some money here and five years later it comes down and more money is being spent on the same spot. Can you tell the Board that if we approve this today, that if we invest the money that the faculty and staff have created, that this is a project that is going to stand for a while? Is this a good investment?"

Dr. Burch responded, "Let me respond before President Ransdell does, if you don't mind, Gary, because I've sort of put us out there on a limb with this one and I appreciate the President's support. First of all, this is every bit an academic initiative, and for those of you that are not as familiar with DELO, which you will learn a little bit more about today. With the President's support and the Financial Officer's support, DELO was created several years back. We had no outreach division to speak of. We had three people hoping and praying that they had enough business each year to pay their salaries. We had no outreach division as a University the size of ours, and the President allowed us to create an outreach division using his entrepreneurial spirit and ours too. Basically, it's an incentive-driven program, and we said that we would build it, that we would pay for it, and the revenues would come back, to enrich not only the University but the academic mission. And they have done that. We also have been sufficiently successful

in that we know that there's a certain point at which the distribution back to academic units also comes to support other bigger academic purposes. For example, DELO a few years ago helped support the band to experience a special invitation to go to Russia. We anticipate that in the years ahead that the success of DELO is such that it will do other things that give that academic margin of excellence. And again, we wouldn't have this arrangement had the President not agreed to allow us to build it. This is 100 percent academic mission. We have been in the business of international for a long time, you have heard many times, even in the last few days, of the internationalization element that is a part of our academic goals and the goals of this campus. We have 690 international students here. We have an international program right now that is sandwiched into one classroom in Grise Hall, which I'm sure Dr. Tallon would like to have back. We send our faculty. We had 94 international and visiting scholars here over a three year period. We did a report on it, I would be happy if President Ransdell would share all of the countries they came from. Kevin, I appreciate your point, but the difference when the scholars come is that some of them come and they might actually stay a semester, though most of them do not. They might stay a month, they might stay a week, they might be here for three days, and so basically, it's the kind of thing where you have to have a furnished facility. You also have to be sensitive to the cultural differences. You cannot house people from different countries necessarily in the same house. You cannot house men and women together. It takes a lot of manipulating and quite frankly, until six or seven years ago, we were pretty much stuck on this. We would bring scholars in and we would have to put them in a hotel, and then we would have to transport them each day to and from the campus. Food was a problem. Everything was a bit of an issue. Plus it's very expensive. This way, we host the scholars, they are on the campus,

they have 24-hour access to Mass Media and Technology Hall, they can cook in their apartments, they can eat on campus, two days, three days, or six days. Mostly, it's also about our image with our partners, and the colleges have many, many partners across every place on the continents. We have to have a way to reciprocate, and it's common for many other countries, even third-world country campuses, to often have really luxurious guest houses for their faculty. So, we either have to decide whether we are going to continue with our exchanges and bringing scholars here and enriching our internationalization and our partnerships, or cut back on that somewhat because we've got to have a way to house them. We also have to have a way to house our international programs. I think the significant thing is that the Deans are all party to determining what those priorities are with our dollars. We have not taken one penny away from the distribution to the academic units. This is above and beyond and something we can do to advance the academic and enrich the mission without going into the University base, so it really is very much academic, Patti, and pretty critical to that international mission."

President Ransdell responded, "Three points in response to the questions that have been asked. First, yes, this is a University priority, and it is in the campus master plan. When I made the decision to support this initiative, the one thing that caused me to pause and take some time in approving it was the site and its geographic proximity to the campus and the importance of that site and was buying these properties. There will be money invested in renovating these properties. That too will come from the funds of the Division of Extended Learning and Outreach, in case someone was wondering what DELO meant. When that decision was made, then it was determined that this is what would be on that site for the foreseeable future. Long term, not four or five years, maybe fifty years, who knows? But yes, that is the determined use

for that property as a priority to facilitate the pursuit of our vision. With the last three words in that vision—with international reach. That certainly is the case. Secondly, just so a couple of our new regents might understand, the Division of Extended Learning and Outreach accommodates our strategic priority for distance education and learning. Don Swoboda, the Dean of Extended Learning and Outreach is here. Don, I believe it's a margin of tuition for a class in DELO is 20 percent over the normal tuition rate. That 20 percent helps pay the cost of distance learning, faculty compensation, and other costs associated with a course where the delivery is electronic. So it is that revenue margin that DELO captures that allows the reinvestment back into academic programs. That's the basis of Patti's thoughts. The third point in response to Patti's thoughts, I agree and understand, but I would never say a revenue stream would only be used for a specific purpose. It's entirely possible that at some point, that any revenue stream at this University that's not restricted by a donor or by some Board policy could be used for some other purpose at some point. In fact, some of the DELO funds are used for other things outside of academic affairs currently. I understand your point, and I philosophically agree with you, but I wouldn't want the Board to think that that's something we're all agreeing to because it's highly possible that there could be a circumstance at some point where DELO finds that the only way a crisis is averted, I'm speculating now, but these are strategic decisions, and these could be a strategic priority and not a crisis. The point is, philosophically we agree, but few things are absolute. Particularly when it comes to revenue streams. DELO has done a wonderful job of creating a significant revenue capacity, and thank goodness we've had that in the last few years because there haven't been many other wells to go to, and so it's a success story that has served us very well particularly across our academic colleges."

Mr. Larry Zielke asked, "Would you explain what the faculty does to create those DELO funds?"

Dr. Patricia Minter answered, "We teach courses. We don't get paid more to do this, Larry, and it's a lot of work. I'm actually preparing to do one on the history of civil rights that's going to go online. I think it's going to be huge. It is a ton of extra work for which the faculty is not compensated. We get some professional development money after the fact. If I was billing hours, it's nowhere close to the amount of hours that I'm going to put in. But, the incentive is that the money goes back into academics, it goes back to the departments, there is reward for the whole for having people participate in these courses and it's been magnificent and when Dr. Kahler does his report later, you're going to see that so much of our growth has been in distance learning, outreach, online, and that the faculty who offer these courses, the staff who support them, and again Dr. Swoboda can tell you that everybody who does that so everybody can get their due. But it is a ton of work. It's also been a ton of investment because none of this equipment to do this is cheap. But it has been our equivalent of when Dr. Selig makes money, he gets to plow it back into his program, and that's great. This is academic's opportunity to do something that allows us, through our own labor, to plow the money back into our own programs and it has kept departments afloat in these difficult times. That is my concern."

Dr. Barbara Burch commented, "Mr. Zielke, it is above and beyond what faculty is pay-based to do. And if you'll trust me long enough to get there, it is a capacity builder for us, above and beyond what we do. We generate those revenues through various means, and Dean Swoboda is going to make a brief presentation this morning to explain how that capacity building has been our margin of excellence in the kind of programs that they do. What Dr.

Minter is explaining though, in part, is that when we got to distance learning a few years back is that no University really had much by way of resource to build distance learning. With the President's support, again, we decided to build our capacity through our outreach initiative, and that's where most campuses charge some margin on distance learning. So, all of it is not distance learning, but we support that 21,000 enrollment in distance learning campus wide through outreach, not base budget dollars. Hopefully on that agenda item, we'll be able to answer."

Mr. Larry Zielke commented, "These are credited courses though. Are there people who sign up to go to Western Kentucky University for a credited course that's taught by our faculty and the tuition goes to the University?"

President Ransdell commented, "And it is tuition revenue primarily generated and the capacity is greater because of the margin for an online course that a student pays for that convenience to take a course online. A convenience premium would be the best way to describe it."

Mr. Kevin Smiley commented, "As students we do end up paying for that, so that's why I take such an interest in this particular subject. It's worth noting that DELO is not just international students or anything like that. I mean, I could take somebody's laptop from here and register for an online class right now and I would be immediately participating in DELO. That's DELO. Thousands of students do that. In fact, it is a huge part of this University. This is just my main interest. With regard to President Ransdell's comments about the spot being laid out in campus master plan, I appreciate that, but I still ask if it should be. Obviously there are a lot of decisions going on in a lot of places. I just want to stress, again, that I don't see this need.

I think that visiting faculty should have a place to come, and I think that we can expand the places that international students can go on campus; I just think we've picked the wrong spot. That's my main concern. It's unfortunate that it has to come at this Board time after there's been so much work. In the future, let's think broadly next time that we purchase property such as these. Also, at every level of the University as well, we want to invite students concerns and interests. We love to be a part of the process. I know there are a ton of students here and willing. We would love to put in our two cents and I appreciate you all for listening."

Mr. Jim Meyer commented, "WKU Real Estate Foundation bought the property. For them to buy the property there's got to be a revenue stream for them to buy the property, for them to sell the property, for them to do anything with it. They couldn't do anything with it because they would have lost the revenue stream. If we had gone out and bought the property somewhere else, it would have cost us a lot of money. You've got to know all the nuts and bolts about that stuff and the reasons behind it. We must have that property because of its location. We've spent an awful lot of time on this subject. We need to vote."

Motion was made by Mr. Zielke to approve agenda item 7.11, seconded by Mr. Higdon, and carried with Mr. Smiley voting nay.

7.12 Approval of Employment Contract—Dr. Robert Owen

REQUEST: Approval of the employment contract between Western Kentucky University and Dr. Robert Owen as Vice President for Information Technology.

FACTS: Dr. Robert Owen will be assuming the position of Vice President for Information Technology, a position being vacated by the retirement of Dr. Richard Kirchmeyer.

RECOMMENDATION: President Ransdell requests the approval of the employment contract between Western Kentucky University and Dr. Robert Owen.

MOTION: Approval of the employment contract between Western Kentucky University and Dr. Robert Owen.

Numerous voices commented, "I hate to see Dr. Kirchmeyer retire."

Mr. Larry Zielke commented, "I would like to point out one thing. The Board members who have been here before know that every time an employment contract comes up or a coach contract, I end up voting against it because it has an arbitration clause in it. I have always maintained that the arbitration clauses are unenforceable. I actually brought this time the Kentucky Uniform Arbitration Act that says, "In Kentucky, arbitration agreements between employers and employees are unenforceable." I am glad to see finally that your employment contracts do not have arbitration clauses, and I would hope not to see them in the future."

Motion was made by Mr. Zielke to approve agenda item 7.12, seconded by Mr. Kennedy, and carried unanimously.

President Ransdell introduced Dr. Bob Owen, new Vice President for Information Technology.

7.13 Approval of Employment Contract—Dr. Dean Kahler

REQUEST: Approval of the employment contract between Western Kentucky University and Dr. Dean Kahler as Associate Vice President for Academic Affairs for Enrollment Management.

FACTS: Dr. Dean Kahler will continue to assume the position of Associate Vice President for Academic Affairs for Enrollment Management.

RECOMMENDATION: President Ransdell requests the approval of the employment contract between Western Kentucky University and Dr. Dean Kahler.

MOTION: Approval of the employment contract between Western Kentucky University and Dr. Dean Kahler.

Dr. Barbara Burch announced that this agenda item has been removed from the agenda.

7.14 Approval of Employment Contract—Dr. John Bonaguro

REQUEST: Approval of the employment contract between Western Kentucky University and Dr. John Bonaguro as Dean for the College of Health and Human Services.

FACTS: Dr. John Bonaguro will continue to assume the position of Dean for the College of Health and Human Services.

RECOMMENDATION: President Ransdell requests the approval of the employment contract between Western Kentucky University and Dr. John Bonaguro.

MOTION: Approval of the employment contract between Western Kentucky University and Dr. John Bonaguro.

Mr. James Kennedy posed the question, “On page 56, under the deferred incentive plan, in paragraph A, ‘Therefore, in addition to the Dean’s base salary, the sum of \$20,000 annually shall be placed into a 457(f) compensation plan account.’ I was just wondering if that was something that is uniform among all deans on the campus. I was just looking for an explanation.”

Dr. Barbara Burch answered, “No, it isn’t. We’ve got a challenge and an issue with salaries of all of our deans. Except for one, we don’t have any dean’s salary that’s even at the 50 percentile benchmark. Some are down to the 28th or 29th percentile benchmark, so dean’s salaries are abnormally low. If I had my druthers, I would have addressed it for all the deans to at least bring their salaries to a benchmark. I would have done that in this case. Hard-line money is harder to come by than if it was one-time money to serve this purpose and enable us to work this contract. That’s the reason that it was done that way. I did this in constitution with President Ransdell, it was the only way I could figure out how to put it together.”

Mr. Larry Zielke commented, “I think it’s a good plan because it’s an incentive to keep a

man of his caliber here. I think the deferred compensation, usually the way these work, is that if they get terminated or they leave, they forfeit. So it's a nice inducement to keep them here. Over the five-year period, it would be \$100,000, and that's a nice thing for someone to get and in the meantime, they don't have any taxes on it."

Mr. Kevin Smiley asked, "Is this with regards to percentiles of deans' salaries? I've always been under the impression that Western has several colleges with a greater number of deans than other universities do because of the way our University is structured. Would the fact that their university has half as many deans affect their pay grade more than our University's structure?"

Dr. Barbara Burch commented, "We have six baccalaureate degree granting colleges, plus the Community College. That's not a lot of deans for a University that has over 20,000 students. In most instances, what happens is that you can cut it differently, but you end up with a lot more associate deans, sort of like with departments, but the number of deans we have for this size of a university is not large. When you look at the size of the units, there are pretty large units. My answer is no, salaries of deans on the benchmarking scales and there are two or three different benchmarking scales have to do with the institutional type and size. So, those benchmarks are different based on our type of institution from a smaller one."

Dr. Patricia Minter commented, "Dr. Burch mentioned that, as far as benchmark, we're not doing so great on dean compensation, and that is absolutely right. It is a reminder that we are also at a similar bad point in faculty compensation as well, and I've gotten a lot of mail about this contract, which has little to do with Dr. Bonaguro himself, and much to do about the precedent. That many faculty, and a lot of it's coming from higher up the food chain, a lot of

faculty feel this is a very bad precedent to set. I don't work with the Council of Deans as you do, and I can't believe this is going to be terribly great for morale. Dr. Bonaguro has already been compensated at the 2nd quarterly meeting with an additional \$10,000 raise. I have lots of questions about why we now do this. It sets a precedent of course for any other dean who wants to go out and try to scrape up another offer to come back and drive a hard bargain for deferred compensation. If it's being paid for with one-time money, it does raise some fairly serious questions, but the moral authority here too is, is this really the right thing to do when the faculty who work under Dr. Bonaguro are not being compensated at market either, as we tried to make it more competitive in market. Certainly, I like to lead by example and I don't know if this is the correct example for us to set at this point."

Dr. Barbara Burch responded, "Patti, I would respond to that a couple ways. I wouldn't begin to tell you that I think that we are where we need to be on faculty salaries nor on dean salaries. I would also tell you though that the way we do salary increases here mitigates against ever being able to do much about dean salaries without it being done very intentionally. We allow salary monies to go down, but we don't allow them to go up. In other words, you can move monies from executive-level positions down to faculty down to staff, down in terms of classification levels, but you can't ever let them go up. So, to ever really address those problems benchmarking, you would have to take it away from staff or take it away from faculty. I have been here for 13 years and we have never done that. We have never taken away from any other category ever. I think that maybe once or twice, Gary, we had a few extra dollars somewhere, but those were really minor. So, secondly, I am concerned about the impact of this on the other deans, and President Ransdell and I talk every year about these salaries and I think he's aware of

it and it's a serious issue. Generally, we would not be in this position, but we have been in a position in the past where we had critical decisions to make on other individuals in key positions. In some instances, people have those situations and they go somewhere else. In some instances we make a decision, and each one is different, about the critical importance at that point in time. Dr. Bonaguro has been here six years, and by the way, if there was another dean that I was talking about right now, I could tell you right now that this is a discomfort to me that we have not figured out how to address this with the other deans. I think it needs to be done, but Dr. Bonaguro has been here six years. It was a brand new college, and you can look at the numbers, they speak for themselves. It is absolutely booming in its growth and direction in health care is a huge area for us. He is looking for five more years, and he would not be here today had we not worked out something because it was that critical for him. He came in at a salary level that was below what he wanted to come for, and he came with some confidence that we'd be able to do something about it and we weren't. Again, I'm not making the case only for Dr. Bonaguro, but that's what is on the table today, and again, in consultation with the President, I made the decision that it was more important to keep him and move this College where it's going over the next five years than to start over. I will also tell you that had I gone to the marketplace, I would have paid a lot more than this is costing. It was a business decision, but it was also a decision for what's in the best interest of where we're moving with that College and in that point in time."

Dr. Patricia Minter commented, "One more question. What's the funding source for the one time money?"

Dr. Barbara Burch answered, "Funding source for the one time money. We had money in lines that we move from somewhere, but I cannot tell you at this moment. I always have a few

dollars, Patti, which I can choose to put somewhere.”

President Ransdell commented, “When we carry forward funds, Academic Affairs is the preponderance of carry forward money and money unspent one fiscal year to the next, because that’s 60 percent of the University’s money. So there’s significant carry forward money that can be used for multiple purposes in Academic Affairs and that’s at the Provost’s discretion as to how the carry forward money is used. I’m sure that’s the fund source, but I don’t know if you could pin point it to any particular funding element within Academic Affairs. It would be my understanding that it’s coming from your carry forward fund.”

President Ransdell responded, “There’s carry forward, I also get other money. You’ll find out when Dr. Swoboda talks about the outreach distribution that some comes back to the University, some small portion comes back to me to deal with pieces that are not inside of any particular college, so I do have some discretionary funds. Not a lot, but some.”

Dr. Patricia Minter commented, “Okay, well, you know just be aware that, for the record, the precedent that this is setting is this. If people go out to market to get more money out of us that way, don’t expect your faculty to keep working for below benchmark either. I know that you are aware of all of this. This has nothing to do with Dr. Bonaguro who does an excellent job, and everything you say about the growth in his College is true. I don’t like the precedent, and I don’t like what it’s doing to morale.”

Ms. Yevette Haskins commented, “I think it’s an excellent way of retaining faculty, to be able to do a deferred compensation. I really don’t see anything wrong with it.”

Dr. Patricia Minter rebutted, “But that’s exactly the point. If this was a ranked faculty member we talked at the last meeting about, losing an outstanding faculty member to another

University. We didn't ante up to keep her. Very seldom is there an ante to keep faculty no matter how valuable they are. I've heard deans make the argument that so and so is so crucial to their program that we need to keep so and so, but it's too bad for so and so. That's exactly the point, that's exactly the point. This is a standard that is not applied down the line. I do think there is moral leadership at some point. When the troops are down, maybe you don't do anything that the troops perceive as kicking them in the face. And then again, this is a lot of the mail that I get that is coming from higher up the food chain. It is just not doing a lot for morale."

Dr. Barbara Burch commented, "Dr. Minter, I really appreciate your point and there's much truth to it. The only thing we have done in recent years is that we've had several market adjustments, and in making those market adjustments, we have looked at performance and in some instances, those have been directed to keeping key faculty that were in critical roles. Everybody's informed, but we have precedent for having to do particular things to deal with market where it would have meant losing a key faculty member at a critical time. And we don't have a lot of capacity to do it."

Dr. Patricia Minter responded, "I know we don't. But we have done it."

President Ransdell commented, "I believe, and I won't be able to give specific numbers, but in most of the 12 budget cycles that I've been responsible for, there's been faculty market adjustment pool. Twice, we've had staff market adjustment pools, and I think that once we've had an administrative market adjustment pool that the deans were a part of. But there have, in most years, up until the last two, we haven't had the capacity. All valid points. I will not say that this might not be a precedent; I have no way of knowing that. There are other 457(f) packages across the University structure. But I refer to the provost on this one."

Motion was made by Mr. Zielke to approve agenda item 7.14, seconded by Mr. Kennedy, and carried with Dr. Minter voting nay.

7.15 Approval of University Distinguished Professor Appointments for 2009-2010

REQUEST: Approval of University Distinguished Professor Appointments for 2009-2010.

FACTS: Following a review of nominations and applications received, the University Distinguished Professor Committee, Provost Barbara Burch, and President Gary Ransdell are pleased to recommend the appointment of the following faculty members as University Distinguished Professors effective with the 2009-2010 academic year.

RECOMMENDATION: **Dr. Zubair Mohamed** is a Professor of Management and currently serves as the Department Chair for this department. He joined the WKU faculty in 1989. He completed his undergraduate degree in Mechanical Engineering from Bangalore University in India, his master's degree in Engineering Mechanics from the University of Kentucky, and his doctoral studies in Production and Operations Management from the University of Kentucky. His areas of interest include operations management and information systems. Dr. Mohamed has published 26 research articles, presented 36 papers at national and international conferences, and authored one book. He has also been the recipient of several grants.

Dr. Mohamed has an extensive list of over 35 University, college, and department service activities including the University Programs Review Committee, Faculty Scholarship Committee, and the Diversity Enhancement Committee. He also has served the Bowling Green community by assisting businesses as a consultant. He has served as a consultant for businesses like Fruit of the Loom and Scott Health Care. Dr. Mohamed's strong leadership during his time as the Chair of the Management Department is evident in the success of the department. He has increased the number of majors to 525, a growth of 35 percent since 2001, making it the largest major in the college and the fourth largest in the University. He has successfully developed dual degree programs in France and Mexico and has been instrumental in developing a new major and minor in Entrepreneurship.

Dr. Richard Weigel is a Professor of History. He received his bachelor's degree in History from Dickinson College in Carlisle, PA; and his master's degree and doctoral degree in History from the University of Delaware. Dr. Weigel first joined WKU in 1976 after teaching at the University of Rhode Island. Dr. Weigel's major field of study is Ancient History specializing in Roman Republic and Empire, Greek and Roman Religion, Classical Historians, and Numismatics. His minor field of study is Medieval History. He has published over 30 articles, authored one book and co-authored one book. He has also been the recipient of 20 individual grants.

Dr. Weigel has a very extensive list of University service. He has served on the Faculty Senate,

College Curriculum Committee, Dean and V.P. for Academic Affairs Search Committees, Graduate Council, Task Force on General Education, Faculty Awards Committee, Sabbatical Committee, University Program Review Committee, General Education Review Committee, and Faculty Handbook Committee. He also has important roles in community service, serving as a book review editor for the *Daily News* since 1987 and Board chair for the Bowling Green Housing Authority. Dr. Weigel also has a strong list of leadership positions. He has served as Director for the Humanities Semester (interdisciplinary program in 1980's), Faculty Senate Chair, Graduate Advisor for the History Department, Department Head for the History Department, and Interim Department Head for the Modern Languages Department.

RECOMMENDATION: President Ransdell recommends the appointment of Dr. Zubair Mohamed and Dr. Richard Weigel as University Distinguished Professors effective with the 2009-2010 academic year.

MOTION: Approval of the appointment of Dr. Zubair Mohamed and Dr. Richard Weigel as University Distinguished Professors effective with the 2009-2010 academic year.

President Ransdell commented, "I would offer one observation that is not pertinent to your approval, but you have received from me a composition of the search committee for the Provost and Vice President for Academic Affairs, which includes University Distinguished Professors. We have eight, and when two are selected, two rotate off. When the committee was appointed, we had two on it whose terms ended on June 30, but at the time we appointed that committee, they were UDP's. The search committee meets Monday, and with the search committee chair's approval, we will likely put these two gentlemen on the search committee in place of the two, Joseph Trafton and Michael Siedler, whose terms expired on June 30. I want you to be aware that the search committee may change next week after your action today and my communication with them on Monday."

Motion was made by Mr. Zielke to approve agenda item 7.15, seconded by Dr. Minter, and carried unanimously.

8. FINANCE AND BUDGET COMMITTEE ITEMS (*Mr. J. David Porter, Chair*)

8.1 Approval of Revised 2009-10 Tuition and Fees Schedule

REQUEST: Approval of the revised 2009-10 Tuition and Fees Schedule.

FACTS: At its April 24, 2009, meeting, the Board of Regents approved the 2009-10 Tuition and Fees Schedule including the establishment of a special tuition and fee rate called "Military and Veterans Assistance." The rate approved is for military personnel and their dependents and veterans and is equal to the rate assessed to Kentucky residents without regard to the actual residency of these students.

Since Board approval, the University officially enrolled in the Yellow Ribbon Program. This program has its own criteria including the expectation of the Department of Veteran Affairs that there be consistency in tuition charges for the entire veteran population. While the reasons why the Military and Veterans Assistance tuition rate was recommended are sound, how we handle tuition and fee assessment for this distinct population needs to change. The recommendation is to eliminate this special tuition and fee rate and to continue assessing students based on residency. This revision will allow for the fee assessment consistency required by the Department of Veteran Affairs and also allow for WKU to receive tuition reimbursements for students eligible for the Yellow Ribbon program. Consistent with our program intent, students who would have been eligible for the special rate will receive a scholarship sufficient to reduce their tuition charge to the Kentucky resident rate.

The scholarship will allow for any active duty U.S. military (Army, Marines, Navy, Air Force, Coast Guard or any national guardsman who has been activated) and their dependents or veterans to attend WKU and pay only the in-state rates. Dependents of veterans would also be eligible for the scholarship if enrolled at WKU within six months from the date of their parents' discharge from active duty. This scholarship would be in

effect as long as the student remains continuously enrolled at WKU. A break in the enrollment will result in the reassessment of the student's eligibility for tuition assessment and this scholarship.

RECOMMENDATION: President Ransdell recommends that the Board of Regents approve the revised 2009-10 Tuition and Fees Schedule.

Motion to approve was made by Mr. Larry Zielke, seconded by Mr. Kevin

Smiley, and carried unanimously.

8.2 Approval of Warren County Water District Property Disposition

REQUEST: To approve the sale of a tract of land containing 1896.67 sq. ft. (0.04 acres) at the

intersection of 31-W and Bennett Lane to the Warren County Water District for a purchase price of \$1,500.

RECOMMENDATION: The President requests the Board of Regents to approve the sale of 0.04 acres of land to the Warren County Water District, for construction of a pumping station.

FACTS: The Warren County Water District has approached the University and offered to purchase a tract of land approximately 40' x 50' containing 1896.67 sq. ft. (0.04 acres) to allow their construction of a pumping station. Although the property has not been formally appraised, Mr. Gary Murphy has indicated that industrial land near the property is selling for approximately \$30,000 to \$40,000 an acre, which would place the Fair Market Value for the property at approximately \$1,500.

The University has determined that the property has become unsuitable for its current use and purpose, and would be more suitable consistent with the public interests for some other purpose. The public interests would be served by the disposition of the land and the use of the land for the construction of a pumping station which will serve both the University and the citizens and residents of Bowling Green, Kentucky.

Motion to approve was made by Mr. Larry Zielke, seconded by Dr. Patricia Minter, and carried unanimously.

Action Item 10.1 was moved to the Finance and Budget Committee.

10.1 Approval of Personnel Actions

REQUEST: Acceptance of the Personnel Actions Report.

FACTS: The report represents completed personnel actions, subject to Board approval.
Report Run Date: July 7, 2009

RECOMMENDATION: President Ransdell recommends that the report of personnel appointments, actions, and changes pertaining to faculty and staff be approved. These recommendations are being submitted to the Board after having been approved through the University's administrative channels, with concurrence by the President.

Mr. Kevin Smiley asked, "Can you explain the salary adjustment for Dr. Pan on pg. 66?"

Ms. Ann Mead replied, "Dr. Pan's original contract pay was based upon a unique Research Scientist position and was on a quarterly basis, it has been moved to a monthly basis."

Mr. James Kennedy stated, "I would like to commend President Ransdell on his quick and swift action toward the Facilities Management personnel actions. These employees work hard, and the adjustments are very much validated." President Ransdell commented, "Thank you, James. Those actions were a direct result of a recommendation from Staff Council."

President Ransdell announced that he had a copy of the report for lump sum payments going to full-time faculty and staff if anyone would like to review the report.

Dr. Patricia Minter asked Tony Glisson, Director of Human Resources, "Tony, will this report be available on the Human Resources website?" Tony replied, "Yes, we can do that."

President Ransdell stated, "One item that I just noticed not on the personnel actions report is the extension of the contract for Coach David Elson. The Board approved in January to extend his contract and that item should have been on this report. However, the item did not meet the deadline, so, I presume Wood, that you will bring that to the October Board meeting?"

Dr. Wood Selig answered, "Yes. That is correct."

Motion to approve was made by Ms. Yvette Haskins, seconded by Mr. Freddie Higdon, and carried unanimously.

9. STUDENT AFFAIRS COMMITTEE ITEMS (*Mr. Jim Johnson, Chair*)

There were no action items presented to the Board for approval by the Student Affairs Committee.

Ms. Christian Ryan-Downing, Sustainability Coordinator, provided the Board with a report on the activities of the WKU Sustainability Committee.

Mr. Michael Crowe, Director of Judicial Affairs, provided the Board with a briefing on the student disciplinary process and the Student Code of Conduct. Dr. Minter asked Mr. Crowe

to please post the code of conduct and checklist for academic dishonesty to Faculty-All so faculty could incorporate it into their syllabi.

Chair Jim Meyer dismissed the Board for lunch at approximately 11:30 a.m.

Chair Jim Meyer called the meeting back to order at approximately 1:10 p.m.

Mr. Howard Bailey, Vice President for Student Affairs, and Mr. Brian Kuster, Director of Housing & Residence Life, provided the Board with a housing update for the fall semester.

10. PRESIDENT'S REPORT (Dr. Gary A. Ransdell)

Action Item 10.1 was moved to the Finance and Budget Committee.

10.2 Approval of Addendum to Athletic Employment Contract – Dr. Wood Selig

REQUEST: Approval of an Addendum extending the term of the Employment Agreement between Western Kentucky University and Dr. C. Wood Selig.

FACTS: The President and Dr. Selig have agreed to enter into an Addendum which will extend the term of Dr. Selig's current Employment Agreement which expired on July 1, 2009. A copy of the Addendum is included with this agenda material. The Addendum will extend the current contract and its terms through June 30, 2010.

Motion to approve was made by Ms. Yevette Haskins, seconded by Mr. Jim Johnson, and carried unanimously.

10.3 Approval of Athletic Employment Contract - Mr. Jason Neidell

REQUEST: The President requests approval of an Athletic Employment Contract between Western Kentucky University and Jason Neidell.

FACTS: Coach Jason Neidell accepted an offer of employment from the University as Head Coach of the Women's Soccer team and the Board approved this appointment in 2001. The University and Coach Neidell have now negotiated an Athletic Employment Contract which outlines the terms and conditions of his employment as Head Coach.

carried unanimously.

10.4 Approval of Resolutions

REQUEST: Approval of Resolutions in honor of past Board members.

FACTS: The Resolutions are in appreciation of outstanding service demonstrated by the following past members of the Board of Regents:

- Ms. Liz Esters
- Ms. Lois Gray
- Ms. Forrest Roberts
- Ms. Tamela Smith

RECOMMENDATION: President Ransdell recommends approval of the enclosed Resolutions for the individuals listed above.

Motion to approve was made by Dr. Patricia Minter, seconded by Ms. Yvette Haskins, and carried unanimously.

Mr. John Osborne, Vice President for Campus Services and Facilities, and Mr. Bryan Russell, Director of Planning, Design & Construction, provided the Board with a Capital Construction Project Status Report. Mr. Brian Kuster, Director of Housing & Residence Life, provided the Board with an update on residence halls. Mr. Osborne provided the Board with a copy of the Energy Savings Performance Contract and reviewed the information enclosed therein.

Mr. Tom Hiles, Vice President for Institutional Development, provided the Board with a Year-End Campaign Update.

10.6.1 Research Challenge Trust Funds

REQUEST: Approval to designate one hundred percent (100%) of state matching funds (i.e., Research Challenge Trust Funds) for endowment.

FACTS: The Council on Postsecondary Education and the Kentucky Finance Cabinet require that the University designate the percentage of its available state matching funds which should be allocated to endowment or capital projects.

RECOMMENDATION: President Ransdell requests that the Board designate one hundred percent (100%) of state matching funds (i.e., Research Challenge Trust Funds) for endowment.

Motion to approve was made by Mr. J. David Porter, seconded by Dr. Patricia Minter, and carried unanimously.

Ms. Robbin Taylor, Vice President for Public Affairs, provided the Board with a Year-End Media Update.

Mr. Jeff Younglove, Director of Campus and Community Events, provided the Board with a special events summary.

Dr. Wood Selig, Athletics Director, provided the Board with a Year-End Athletics update, and a report on the IA Football transition.

Dr. Patricia Minter stated, "I would like to see a bottom line analysis of expenses from the construction of the football stadium."

President Ransdell answered, "The second quarter of 2010 might be the best time to give a snapshot of the overall picture of expenses involved with the IA transition. In the meantime, Wood, can you provide the Board with an athletic budget update at the October Board meeting?"

Dr. Selig answered, "Yes, we can do that."

OTHER BUSINESS

11. Upcoming Calendar Dates


CPE President Bob King campus visit – August 12 & 13
President's Opening Convocation – August 24
CPE Meeting at WKU – September 10
CPE Governor's Conference on Trusteeship – September 11

Parents & Family Weekend – September 19
Board Committee Meetings – October 2
Fourth Quarterly Board Meeting – October 30

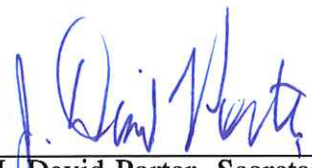
With no further business, motion to adjourn was made by Ms. Yevette Haskins, seconded by Mr. Jim Johnson, and carried unanimously. Meeting adjourned at approximately 3:00 p.m.

CERTIFICATION OF SECRETARY

I hereby certify that the minutes herein above set forth an accurate record of votes and actions taken by the Board of Regents of Western Kentucky University in the third quarterly meeting held July 31, 2009, in the Cornelius A. Martin Regents Room in the Mass Media and Technology Hall on the Western campus, and further certify that the meeting was held in compliance with KRS 61.810, 61.815, 61.820, and 61.825 (enacted as Sections 2, 3, 4 and 5 of House Bill 100, 1974 Regular Session, General Assembly).



Mr. James G. Meyer, Chair
WKU Board of Regents
Approved on October 30, 2009



Mr. J. David Porter, Secretary
WKU Board of Regents
Approved on October 30, 2009

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