

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



BOARD OF CURATORS

Minutes of Open and Closed Meetings
Columbia, Missouri
January 26-27, 2006

Board of Curators Development

Thursday, January 26, 2006, beginning at 1:05 P.M., and concluding at 4:07 P.M., in the H. Richard Adams Conference Center, on the University of Missouri-Columbia campus, pursuant to public notice given of said meeting.

Present:

The Honorable Thomas E. Atkins, Curator
The Honorable Angela M. Bennett, J.D., Curator
The Honorable Marion H. Cairns, Curator
The Honorable John H. Carnahan III, Curator
The Honorable Anne C. Ream, O.D., Curator
The Honorable Doug Russell, Curator
The Honorable Cheryl D.S. Walker, Curator
The Honorable Don Walsworth, Curator
The Honorable David G. Wasinger, Curator
Ms. Maria C. Curtis, Student Representative to the Board of Curators

Also Present:

Dr. Elson S. Floyd, President
Mr. Marvin E. "Bunky" Wright, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators
Dr. Guy H. Bailey, Chancellor, University of Missouri-Kansas City, was absent from the meeting to be in Kansas City for the Governor's announcement
Dr. John F. Carney III, Chancellor, University of Missouri-Rolla
Dr. Brady J. Deaton, Chancellor, University of Missouri-Columbia
Dr. John C. Gardner, Vice President for Research and Economic Development
Dr. Thomas F. George, Chancellor, University of Missouri-St. Louis, was absent from the meeting to be in St. Louis for the Governor's announcement
Mr. R. Kenneth Hutchinson, Vice President for Human Resources
Mr. Stephen C. Knorr, Vice President for Government Relations

Ms. Natalie "Nikki" Krawitz, Vice President for Finance and Administration
Dr. Stephen W. Lehmkuhle, Senior Vice President for Academic Affairs
Mr. James H. Ross, Chief Executive Officer, University of Missouri Health Care

Session 1: Financing Public Higher Education - Presented by John H. Augustine, James R. Moody and William F. Massy (documents on file)

Session 2: University of Missouri Faculty – Presented by Interim Provost Bruce Bubacz, UMKC; Provost Glen Cope, UMSL; Provost Brian Foster, UMC; and Provost Y.T. Shah, UMR (documents on file)

The Board of Curators did not vote upon any action(s) during the Board Development sessions.

BOARD OF CURATORS OPEN MEETING

An open meeting of the University of Missouri Board of Curators convened at 4:15 P.M., on Thursday, January 26, 2006, in the H. Richard Adams Conference Center, Veterinary Medicine, on the University of Missouri-Columbia campus, pursuant to public notice given of said meeting. President of the Board of Curators, Angela M. Bennett, J.D., presided over the meeting.

Present:

The Honorable Thomas E. Atkins, Curator
The Honorable Angela M. Bennett, J.D., Curator
The Honorable Marion H. Cairns, Curator
The Honorable John H. Carnahan III, Curator
The Honorable Anne C. Ream, O.D., Curator
The Honorable Doug Russell, Curator
The Honorable Cheryl D.S. Walker, Curator
The Honorable Don Walsworth, Curator
The Honorable David G. Wasinger, Curator
Ms. Maria C. Curtis, Student Representative to the Board of Curators

Also Present:

Dr. Elson S. Floyd, President
Mr. Marvin E. "Bunky" Wright, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators
Dr. John F. Carney III, Chancellor, University of Missouri-Rolla
Dr. Brady J. Deaton, Chancellor, University of Missouri-Columbia
Dr. John C. Gardner, Vice President for Research and Economic Development

Mr. R. Kenneth Hutchinson, Vice President for Human Resources
Mr. Stephen C. Knorr, Vice President for Government Relations
Ms. Natalie "Nikki" Krawitz, Vice President for Finance and Administration
Dr. Stephen W. Lehmkuhle, Senior Vice President for Academic Affairs
Mr. James H. Ross, Chief Executive Officer, University of Missouri Health Care

Board President's Report – Angela M. Bennett, J.D. (transcription on file)

Student Success and Achievement Reports, UM-Columbia – presented by Matthew Sokoloff, Rosalynn Manor, Patrick Dell and Divya Gollapudi.

It was recommended by Curator Bennett, moved by Curator Walsworth and seconded by Curators Walker and Ream, that the following Board of Curators Committee appointments, effective January 26, 2006, be approved:

Executive Committee:

Don Walsworth, Chair
Thomas E. Atkins
Cheryl D. S. Walker
Angela M. Bennett, J.D., ex officio

Academic and Student Affairs Committee:

Thomas E. Atkins, Chair
Marion H. Cairns
David G. Wasinger
Maria C. Curtis, ex officio

Finance and Human Resources Committee:

Anne C. Ream, O.D., Chair
John M. Carnahan III
Doug Russell
Cheryl D. S. Walker
Don Walsworth

Physical Facilities and Management Services Committee:

Cheryl D. S. Walker, Chair
Anne C. Ream, O.D.
David G. Wasinger

Resources and Planning Committee:

Marion H. Cairns, Chair
John M. Carnahan III
Doug Russell

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of nine and zero.

It was recommended by Curator Bennett, moved by Curator Ream and seconded by Curator Walsworth, that the 2006 Board of Curators Meeting Calendar be revised to designate Kansas City, Missouri, as the location for the July 20-21, 2006 Board of Curators meeting.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of nine and zero.

Consent Agenda

1. Minutes: December 1-2, 2005, December 16, 2005, and January 19, 2006

It was endorsed by President Floyd, moved by Curator Ream and seconded by Curator Cairns, that the following items be approved by consent agenda:

the minutes of the December 1-2, 2005 Board of Curators Meeting, the December 16, 2005 Board of Curators Special Meeting, and the January 19, 2006 Board of Curators Executive Committee Meeting, as on file with the minutes of the respective meetings.

2. Excerpts of Closed Meeting Minutes

It was endorsed by President Floyd, moved by Curator Ream and seconded by Curator Cairns, that the excerpts of the closed meeting minutes be approved as follows:

¹¹⁴ It was recommended by Interim Chancellor Lehmkuhle, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Carnahan and seconded by Curator Walker, that the following action be approved:

that the Vice President for Finance and Administration be authorized to enter into a lease for two surface parking lots at 27th Street & Gillham Road, and 27th Terrace & Gillham Road, with Hallmark Cards, Inc., Kansas City, Missouri, at an annual base rent of \$10,530 per month (\$179,010 total), from may 26, 2005 through October 25, 2006, with the option to renew for up to two additional months for the University of Missouri-Kansas City.

Funding:

UMKC Parking Lot Operations	\$179,010
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Roll call vote:

- Curator Atkins voted yes.
- Curator Bennett voted yes.
- Curator Cairns voted yes.
- Curator Carnahan voted yes.
- Curator Ream was absent.
- Curator Russell voted yes.
- Curator Walker voted yes.
- Curator Walsworth voted yes.
- Curator Wasinger voted yes.

President Atkins declared the motion carried by a vote of eight and zero, subject to further negotiation of fee.

The University received a fully executed lease for property at 27th Street and Gillham Road and 27th Terrace and Gilham Road, on June 16, 2005, for the University of Missouri-Kansas City for the period May 26, 2005 through October 25, 2006, with the option to renew for up to two additional months, at a base rent not to exceed \$10,530 per month. This property is leased from Hallmark Cards, Inc., Kansas City.

¹¹⁷ It was recommended by Vice President Krawitz, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walsworth and seconded by Curator Carnahan, that the following action be approved:

that the Vice President for Finance and Administration be authorized to enter into a pre-paid 99-year ground lease for Lot 23 (15.87 acres) at Missouri Research Park with Westar Aerospace & Defense Group, Inc., St. Louis, Missouri, for \$2,156,847, for the University of Missouri.

Proceeds credited to Missouri Research Park:	\$2,156,847
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Roll call vote:

Curator Atkins voted yes.
 Curator Bennett voted yes.
 Curator Cairns voted yes.
 Curator Carnahan voted yes.
 Curator Ream voted yes.
 Curator Russell voted yes.
 Curator Walker voted yes.
 Curator Walsworth voted yes.
 Curator Wasinger voted yes.

President Atkins declared the motion carried unanimously.

On January 30, 2006, the University received a fully executed lease for Lot 23A and 23B, 15.87 acres, at Missouri Research Park for the University of Missouri System. McEagle Research Two, LLC, pre-paid the 99 year ground lease for \$2,156,847. The Board approved the lease to Westar. However, McEagle is the developer for Westar and for financing purposes the lease was signed with McEagle. Westar will be the tenant.

¹²⁰ It was recommended by Chief Executive Officer Ross, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walker and seconded by Curator Cairns, that the following action be approved:

the Vice President for Finance and Administration be authorized to enter into a lease for 22,600 s.f. at the Woodrail Centre, Building 2, 1000 West Nifong Boulevard, Columbia, Missouri, with Orschlen Properties Co., LLC, Moberly, Missouri, at an annual base rent of \$16.50 s.f. (\$372,900) plus a proportionate share of building expenses, estimated at \$3.25 s.f. (\$73,450), for five years, with the option of an additional five year term with CPI adjustments upon renewal, for the University of Missouri Health Care.

Funding is from Clinic Revenue: \$446,350

Roll call vote:

Curator Atkins voted yes.
 Curator Bennett voted yes.
 Curator Cairns voted yes.
 Curator Carnahan voted yes.
 Curator Ream voted yes.
 Curator Russell voted yes.
 Curator Walker voted yes.
 Curator Walsworth voted yes.
 Curator Wasinger voted yes.

President Atkins declared the motion carried by unanimous vote.

The University received a fully executed lease for 22,600 s.f. at 1000 W. Nifong Boulevard, Building 2, Woodrail Centre, Columbia, Missouri, from Orscheln Properties Co., LLC, for the University of Missouri Health Care beginning December 13, 2005, for five years, with the option of an additional five year term. The annual rent is \$372,900 plus a proportionate share of building expenses, estimated at \$3.25 s.f. (\$73,450).

¹²⁵ It was recommended by Chief Executive Officer Ross, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee,

moved by Curator Walker and seconded by Curator Cairns, that the following action be approved:

that the Vice President for Finance and Administration be authorized to sell the Brookfield Clinic, 125 E. Lockling Avenue, Brookfield, Missouri, for the University of Missouri Health Care, for \$260,000.

The legal description is as follows:

All that part of Outlot Sixty-four of J.B. Helm's Subdivision an addition to the town, now city of Brookfield, described as follows: Beginning at a point on the north line of Lockling Avenue 120 feet west of the southeast corner of said outlot 64, thence north parallel with Market Street 264 feet, thence west parallel with Lockling Avenue 196 feet; thence south parallel with Market Street 264 feet; thence east along the north line of Lockling Avenue 196 feet to the said point of beginning.

Proceeds credited to Hospital Funds: \$260,000

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth abstained.
Curator Wasinger voted yes.

President Atkins declared the motion carried by a vote of eight and zero with one abstention.

The University closed January 13, 2006 on the sale of 125 E. Lockling Avenue, Brookfield, Missouri, for University of Missouri Health Care. The property was sold to Pershing Memorial Hospital for \$260,000. This is deed # C 460.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.

Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of none and zero.

3. Amendments to Collected Rules and Regulations 10.030 Board Bylaws

This item was pulled from the agenda.

4. Spinal Cord Injury Fund

It was recommended by Senior Vice President Lehmkuhle, endorsed by President Floyd, moved by Curator Ream and seconded by Curator Cairns, that the following action be approved:

the research proposal approved by the Spinal Cord Injuries Research Program Advisory Board be approved as follows:

Spinal Cord Injuries and Congenital or Acquired Disease Processes Research Program – Proposals Recommended for Funding, 2006

1. Development and testing of a device for spinal cord and brain impact protection \$50,000

Jack R. Engsberg
Depart of Physical Therapy
St. Louis University

Total funding recommended \$50,000

5. Revisions to Collected Rules and Regulations 360.020 Summer Appointments and Consultation, UM

It was recommended by Senior Vice President Lehmkuhle, endorsed by President Floyd, moved by Curator Ream and seconded by Curator Cairns, that the following action be approved:

Section 360.020 Summer Appointments and Consultation be revised as outlined in the pages, as on file with the minutes of this meeting.

Roll Call Vote on Consent Agenda:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of none and zero.

Academic and Student Affairs

Academic and Student Affairs Committee

Thomas E. Atkins, Chair
Marion H. Cairns
David G. Wasinger
Maria C. Curtis, ex officio

Master of Business Administration, UMR – presented by Associate Vice President Graham and Chancellor Carney

It was recommended by Senior Vice President Lehmkuhle, endorsed by President Floyd, recommended by the Academic and Student Affairs Committee, moved by Curator Wasinger and seconded by Curator Walker, that the following action be approved:

the University of Missouri-Rolla be authorized to submit the proposal for a Master of Business Administration, to the Coordinating Board for Higher Education for approval, as on file with the minutes of this meeting.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of nine and zero.

The Board of Curators meeting recessed at 4:45 P.M., on Thursday, January 26, 2006.

BOARD OF CURATORS OPEN MEETING

The open meeting of the University of Missouri Board of Curators continued at 9:15 A.M., on Friday, January 27, 2006, in the H. Richard Adams Conference Center, Veterinary Medicine, on the University of Missouri-Columbia campus, pursuant to public notice given of said meeting. President of the Board of Curators, Angela M. Bennett, J.D., presided over the meeting.

Present:

The Honorable Thomas E. Atkins, Curator
The Honorable Angela M. Bennett, J.D., Curator
The Honorable Marion H. Cairns, Curator
The Honorable John H. Carnahan III, Curator
The Honorable Anne C. Ream, O.D., Curator
The Honorable Doug Russell, Curator
The Honorable Cheryl D.S. Walker, Curator
The Honorable Don Walsworth, Curator
The Honorable David G. Wasinger, Curator
Ms. Maria C. Curtis, Student Representative to the Board of Curators

Also Present:

Dr. Elson S. Floyd, President
Mr. Marvin E. "Bunky" Wright, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators
Dr. Guy H. Bailey, Chancellor, University of Missouri-Kansas City
Dr. John F. Carney III, Chancellor, University of Missouri-Rolla
Dr. Brady J. Deaton, Chancellor, University of Missouri-Columbia
Dr. John C. Gardner, Vice President for Research and Economic Development
Dr. Thomas F. George, Chancellor, University of Missouri-St. Louis
Mr. R. Kenneth Hutchinson, Vice President for Human Resources
Mr. Stephen C. Knorr, Vice President for Government Relations
Ms. Natalie "Nikki" Krawitz, Vice President for Finance and Administration
Dr. Stephen W. Lehmkuhle, Senior Vice President for Academic Affairs
Mr. James H. Ross, Chief Executive Officer, University of Missouri Health Care

University President's Report – presented by Dr. Elson S. Floyd (transcription on file)

Chancellor's Report – presented by Dr. Brady J. Deaton (included video presentation)

Finance and Human Resources

Finance and Human Resources Committee

Anne C. Ream, O.D., Chair
John M. Carnahan III
Doug Russell
Cheryl D.S. Walker
Don Walsworth

FY 2005 Financial Status Report, UM – presented by Vice President Krawitz (slides on file)

FY 2005 External Audit Report, UM – presented by Jackie Dippel, KPMG

On file:

Deloitte. University of Missouri System Financial Statements as of and for the Year Ended June 30, 2004, as Restated, and Independent Auditors' Report

University of Missouri Financial Statements as of and for the Years Ended June 30, 2005 and 2004 and Independent Auditors' Report

University of Missouri Health System Financial Statements June 30, 2005 and 2004 (With Independent Auditor's Report Thereon)

KPMG. University of Missouri System Facilities Revenue Bond Fund Financial Statements as of and for the Years Ended June 30, 2005 and 2004, and Independent Auditors' Report

Deloitte. Letter to the Board of Curators from Deloitte and Touche LLP

KPMG. Independent Auditors' Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards*

Independent Auditors' Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards*

UM Health Care Quarterly Report, UMHC – presented by CEO Ross and CFO Necas

FY 2007 Tuition and Fees, UM – Presented by Vice President Krawitz

FY 2007 Student Activity, Facility and Health Service Fees, UM – presented by Vice President Krawitz

FY 2007 Residence Hall and Family Student Housing Rates, UM – presented by Vice President Krawitz

Faculty and Staff Benefit Programs – presented by Vice President Hutchinson (letter and documents on file)

Physical Facilities and Management Services

Physical Facilities and Management Services Committee

Cheryl D. S. Walker, Chair

Anne C. Ream, O.D.

David G. Wasinger

Risk and Insurance Management, UM – presented by Bill Payton, Director of Risk and Insurance Management

It was recommended by Chancellor Deaton, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walker and seconded by Curator Ream, that the following action be approved:

the Vice President for Finance and Administration be authorized to employ the firm of The Clark Enersen Partners, Kansas City, Missouri, for design services for the Lafferre Hall (Engineering Building East) Renovation at the University of Missouri-Columbia, for a basic services fee of \$1,026,745.

Funding is from:

Revenue Bond:	\$18,910,000
Department of Transportation	<u>2,000,000</u>
Total Funding	\$20,910,000

Roll call vote:

- Curator Atkins voted yes.
- Curator Bennett voted yes.
- Curator Cairns voted yes.
- Curator Carnahan voted yes.
- Curator Ream voted yes.
- Curator Russell voted no.
- Curator Walker voted yes.
- Curator Walsworth voted yes.
- Curator Wasinger voted yes.

The motion carried by a vote of eight and one.

It was recommended by Chancellor Deaton, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walker and seconded by Curator Ream, that the following action be approved:

the Vice President for Finance and Administration be authorized to employ the firm of Ross & Baruzzini, St. Louis, Missouri, for design services for the McDavid Hall Renovation at the University of Missouri-Columbia, for a basic services fee of \$255,408.

Funding is from Revenue Bonds (C5849)	\$5,417,000
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Roll call vote:

Curator Atkins voted yes.
 Curator Bennett voted yes.
 Curator Cairns voted yes.
 Curator Carnahan voted yes.
 Curator Ream voted yes.
 Curator Russell voted yes.
 Curator Walker voted yes.
 Curator Walsworth voted yes.
 Curator Wasinger voted yes.

The motion carried by a vote of nine and zero.

New Student Center, UMC – Schematic Design (on file)

It was recommended by Chancellor Deaton, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walker and seconded by Curator Wasinger, that the following action be approved:

that the schematic design prepared by Mackey Mitchell Associates, St. Louis, Missouri, for the Student Center/Brady Commons Expansion, at the University of Missouri-Columbia, be approved:

Funding is from:

Brady Commons Expansion (CZV41)	\$ 578,558
Cash Reserves from Bookstore & Campus Dining	27,234,858
Bond Issue (MoCode created at issue)	<u>30,946,947</u>
Total Funding	\$58,760,363

Roll call vote:

Curator Atkins was absent.
 Curator Bennett voted yes.
 Curator Cairns voted yes.
 Curator Carnahan voted yes.
 Curator Ream voted yes.
 Curator Russell voted yes.
 Curator Walker voted yes.
 Curator Walsworth voted yes.
 Curator Wasinger voted yes.

The motion carried by a vote of eight and zero.

Schweitzer Hall Addition & Renovation, UMC – Schematic Design (on file)

It was recommended by Chancellor Deaton, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walker and seconded by Curator Ream, that the following action be approved:

that the schematic design prepared by GLPM Architects Inc., Kansas City, Missouri, for the Schweitzer Hall Addition and Renovation, at the University of Missouri-Columbia, be approved:

Funding is from Revenue Bond \$10,000,000

Roll call vote:

- Curator Atkins voted yes.
- Curator Bennett voted yes.
- Curator Cairns voted yes.
- Curator Carnahan voted yes.
- Curator Ream voted yes.
- Curator Russell voted no.
- Curator Walker voted yes.
- Curator Walsworth voted yes.
- Curator Wasinger voted yes.

The motion carried by a vote of eight and one.

University Place/NorthPark, UMSL Business, Technology and Research Park, UMSL – Master Development Plan – presented by General Counsel Wright

It was recommended by Chancellor George, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walker and seconded by Curator Ream, that the following action be approved:

the Master Development Plan, University Place/NorthPark, UMSL Business, Technology and Research Park, be approved.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of nine and zero.

Resources and Planning

Resources and Planning Committee

Marion H. Cairns, Chair
John M. Carnahan III
Doug Russell

Legislative Update – presented by Vice President Knorr (presentation on file)

It was moved by Curator Russell and seconded by Curator Wasinger, that the following Resolution be approved:

the Board of Curators of the University of Missouri appreciates Governor Matt Blunt's Lewis & Clark Discovery Initiative, which would explore a public-private partnership that will reap the maximum value from the sale of the Missouri Higher Education Loan Authority (MOHELA), and invest the proceeds to the benefit of Missouri higher education.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of nine and zero.

General Business

It was moved by Curator Carnahan and seconded by Curator Walsworth, that the following Resolution be approved:

BE IT RESOLVED THAT, commencing May 15, 2006, all members of the Board of Curators of the University of Missouri shall file annual reports of Curators for the prior calendar year, with the Secretary of the Board, and available for public review, describing in detail they and their families' (spouse, parents, and children's) and their business interest and financial relationships with the University of Missouri and any of its campuses or affiliates, whether direct or indirect, for which they receive compensation or other payments of any nature, and the amount of such payments and description of services and/or products provided. The Board of Curators shall review the reports at its May 2006 meeting, and shall appoint a committee to develop and recommend, with advice of General Counsel's Office, a Conflict of Interest and Code of Ethics Policy, to be reviewed and discussed at the May 2006 Board of Curators Meeting, to be consistent with State Statutes, and the resolution adopted at the 2005 Board of Curators Meeting dealing with employment opportunities of former Curators, State Legislators, and other parties, and limitations thereon.

BE IT FURTHER RESOLVED THAT, a policy on voting on matters before the Board, in which a Curator might have a conflict or potential conflict of interest shall also be developed, and reported by General Counsel at the same time.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of nine and zero.

It was moved by Curator Wasinger and seconded by Curator Walsworth, that the following Resolution be approved:

the Board of Curators opposes Senate Bill 673, House Bill 1308 and House Bill 1229.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream abstained.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of eight and one abstention.

It was moved by Curator Carnahan and seconded by Curator Walsworth, that there shall be a closed meeting and closed vote(s) of the Board of Curators, on January 27, 2006, for consideration of:

1. Section 610.021(1), RSMo, relating to matters identified in that provision, which include legal actions, causes of action or litigation, and confidential or privileged communications with counsel;
2. Section 610.021(2), RSMo, relating to matters identified in that provision, which include leasing, purchase, or sale of real estate;
3. Section 610.021(3), RSMo, relating to matters identified in that provision, which include hiring, firing, disciplining, or promoting of particular employees;
4. Section 610.021(12), RSMo, relating to matters identified in that provision, which include sealed bids and related documents and sealed proposals and related documents or documents related to a negotiated contract; and
5. Section 610.021(13), RSMo, relating to matters identified in that provision, which include individually identifiable personnel records, performance ratings, or records pertaining to employees or applicants for employment.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.

Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried by a vote of nine and zero.

There being no further business to come before the Board of Curators, the open meeting was adjourned at 3:20 P.M., on Friday, January 27, 2006.

BOARD OF CURATORS CLOSED MEETING

Curator Bennett convened a closed meeting of the Board of Curators at 3:25 P.M., on Friday, January 27, 2006, in the H. Richard Adams Conference Center, Vet Med, on the University of Missouri-Columbia campus, pursuant to public notice given of said meeting.

Present:

The Honorable Thomas E. Atkins, Curator
The Honorable Angela M. Bennett, J.D., Curator
The Honorable Marion H. Cairns, Curator
The Honorable John H. Carnahan III, Curator
The Honorable Anne C. Ream, O.D., Curator
The Honorable Doug Russell, Curator
The Honorable Cheryl D.S. Walker, Curator
The Honorable Don Walsworth, Curator
The Honorable David G. Wasinger, Curator
Ms. Maria C. Curtis, Student Representative to the Board of Curators

Also Present:

Dr. Elson S. Floyd, President
Mr. Marvin E. (Bunky) Wright, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators

Present only for individual presentations:

Ms. Natalie "Nikki" Krawitz, Vice President for Finance and Administration
Mr. James H. Ross, Chief Executive Officer, University of Missouri Health Care

It was recommended by Chancellor George, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Carnahan and seconded by Curator Walker, that the following action be approved:

the Vice President for Finance and Administration be authorized to purchase 8209C and 4426E Normandy Trace Drive, St. Louis, Missouri, from Robert E. and Olga Butler, for \$85,000, for the University of Missouri-St. Louis.

The legal description is as follows:

Two Condominiums on Normandy Trace Drive, 8209C and 4426E, being part of Mansion Hill Condominiums according to Plat Book 253 Page 36 of the St. Louis County Records, together with the undivided share of common elements thereto belonging, all according to the Mansion Hill Condominium Declaration of Condominium recorded in Book 7990 Page 1825.

Funding is from Revenue Bonds (S5911): \$85,000

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried unanimously.

The University closed February 10, 2006, on the purchase of 8209C and 4426E Normandy Trace Drive, St. Louis, Missouri, for the University of Missouri-St. Louis. The property was purchased from Robert E. and Olga Butler for \$85,000. This is a condominium, so the entire value should be attributed to the building. This is deed #S0165.

¹²⁷ Property Purchase, UMSL – This item has been excluded from the minutes and will be presented to the Board of Curators for approval following completion of transaction of subject matter.

It was recommended by Chancellor Carney, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walker and seconded by Curator Ream, that the following action be approved:

the Vice President for Finance and Administration be authorized to sell 207 East 9th Street, Rolla, Missouri, to L. Kent Christopher and Julie Mae Robinett, for \$62,500, for the University of Missouri-Rolla.

The legal description is as follows:

All of Lot 4 of Block 54 of the County Addition to the City of Rolla, Missouri, except the South 10 feet thereof, and

The West 43 feet of Lot 3 of Block 54 of County Addition to the City of Rolla, Missouri, except the South 10 feet thereof.

Proceeds credited to Campus Funds (R8744): \$62,500

Roll call vote:

- Curator Atkins voted yes.
- Curator Bennett voted yes.
- Curator Cairns voted yes.
- Curator Carnahan voted yes.
- Curator Ream voted yes.
- Curator Russell voted yes.
- Curator Walker voted yes.
- Curator Walsworth voted yes.
- Curator Wasinger voted yes.

The motion carried unanimously.

The University closed February 3, 2006, on the sale of 207 East 9th Street, Rolla, Missouri, for the University of Missouri-Rolla. The property was sold to L. Kent Christopher and Julie Mae Robinette for \$62,500.

¹²⁸ It was recommended by Chancellor Deaton, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walsworth and seconded by Curator Walker, that the following action be approved:

the Vice President for Finance and Administration be authorized to enter into a lease for 13,286 s.f. at 300 Portland Street with Paternity Testing Corporation, Columbia, Missouri, for five years, with an option to renew for five additional one-year terms, at an initial cost of \$13.00 s.f. (\$172,718), with a 2% annual increase, for the University of Missouri-Columbia.

Funding is from Campus Funds (C4352) \$172,718

Roll call vote:

Curator Atkins voted yes.
 Curator Bennett voted yes.
 Curator Cairns voted yes.
 Curator Carnahan voted yes.
 Curator Ream voted yes.
 Curator Russell voted yes.
 Curator Walker voted yes.
 Curator Walsworth voted yes.
 Curator Wasinger voted yes.

The motion carried unanimously.

On April 10, 2006, the University executed a lease of property at 300 Portland Street, Columbia, Missouri with Paternity Testing Corporation, for five years, with an option to renew for five additional one-year terms, at an annual cost of \$13.00 s.f. (\$172,718), with a 2% annual increase, for the University of Missouri-Columbia.

¹²⁹ Property Lease, UMC – This item has been excluded from the minutes and will be presented to the Board of Curators for approval following completion of transaction of subject matter.

¹³⁰ It was recommended by Vice President Gardner, endorsed by President Floyd, recommended by the Physical Facilities and Management Services Committee, moved by Curator Walker and seconded by Curator Ream, that the following action be approved:

the Vice President for Finance and Administration be authorized to transfer the following properties, Missouri Research Park, to the City of Weldon Spring, Missouri.

The legal description is as follows:

Parcel 1

All right, title and interest in a tract of land located in part of U.S. Survey 1669, Township 46 North, Range 3 East lying southerly of Existing Missouri Route 94, through said U.S. Survey, St. Charles County, Missouri as set out be deed recorded in Book 687, Page 1075 of the St. Charles County Recorder's Office, and being bounded on the north by the Grantor's northern property line being the southern right of way line of Existing Missouri Route 94, on the south by the Grantor's southern property line, on the east by a line beginning at a point in the Grantor's northern property line being 9.300 meters (30.51 feet) radial distance easterly of hereinafter described centerline of Sientop Road Station 1+031.747; thence along a curve to the left having a radius of 140.700 meters (461.61 feet) to a point being 9.300 meters (30.51 feet) radial distance northeast of centerline Station P.T. 1+139.300; thence southerly to a point being 9.300 meters (30.51 feet) perpendicular distance northeast of centerline Station P.C. 1+216.865; thence along a curve to the right having a radius of 159.300 meters (522.64 feet) to a point being 9.300 meters (30.51 feet) radial distance easterly of centerline Station 1+320.863; and being bounded on the west by a line beginning at a point in the Grantor's northern property line being 12.900 meters (42.32 feet) radial distance westerly of centerline Station 1+029.142; thence along a curve to the left having a radius of 162.900 meters (534.45 feet) to a point being 12.900 meters (42.32 feet) radial distance southwest of centerline Station 1+125.000; thence southerly to a point being 9.300 meters (30.51 feet) radial distance southwest of centerline Station P.T. 1+139.300; thence southerly to a point being 9.300 meters (30.51 feet) radial distance southwest of centerline Station P.C. 1+216.865; thence along a curve to the right having a radius of 141.700 (461.61 feet) to a point being 9.300 meters (30.51 feet) radial distance westerly of centerline Station 1+331.703 to a point on the Grantor's southern property line and being the point of ending and containing 0.5888 hectares (1.456 acres) more or less.

The centerline of Sientop Road is described as follows: Commencing at a Land Survey Monument an Old Iron pipe 0.099 meters (0.32 feet) South 24 degrees 31 minutes 46 seconds West of the Northeast Corner of Weldon Springs Center Plat 1, Recorded in Plat Book 22, Page 153 of the St. Charles County Records; thence South 89 Degrees 19 minutes 35 seconds East, 360.723 meters (1183.47 feet) to the Intersection of Sientop Road Station 1+000.000 and Existing Missouri Route 94 Station 1+0.37.559, being the point of beginning on the centerline of Sientop Road; thence along said centerline South 11 degrees 05 minutes 45 seconds West, 12.526 meters (37.81 feet) to P.C. Station 1+012.526; thence along a curve to the left having a radius of 150.000 meters (492.13 feet) for a distance of 126.774 meters (415.93 feet) to P.T. Station 1+139.300; thence South 37 degrees 19 minutes 41 seconds East, 77.565 meters (254.48 feet) to P.C. Station 1+216.865; thence along a curve to the right having a radius of 150.000 meters (492.13 feet) for a distance of 134.345 meters (444.05 feet) to P.T. Station 1+351.210; thence South 13 degrees 59 minutes 17 seconds West, 39.731 meters (130.35 feet) to centerline Station 1+390.941 being the point of ending.

Parcel 2

All right, title and interest in a tract of land located in part of U.S. Survey 1669, Township 46 North, Range 3 East lying southerly of Existing Missouri Route 94,

through said U.S. Survey, St. Charles County, Missouri as set out be deed recorded in Book 1453, Page 1693 of the St. Charles County Recorder's Office, and being bounded on the north by the Grantor's northwestern property line, on the south by the Grantor's southern property line being the northern right of way line of Existing Highway 40/61, on the east by a line beginning at a point in the Grantor's northwestern property line being 9.300 meters (30.51 feet) radial distance easterly of hereinafter described centerline of Siedentop Road Station 1+320.863; thence along a curve to the right having a radius of 159.300 meters (522.64 feet) to a point being 9.300 meters (30.51 feet) radial distance easterly of centerline Station 1+347.818; thence southeasterly to a point being 40.741 meters (133.66 feet) perpendicular distance northeast of centerline Station 1+376.016 to a point on the Grantor's southern property line, and on the west by a line beginning in the Grantor's northwestern property line being 9.300 meters (30.51 feet) radial distance westerly of centerline Station 1+331.703; thence along a curve to the right having a radius of 141.700 meters (464.90 feet) to a point being 9.300 meters (30.51 feet) radial distance westerly of centerline Station P.T. 1+351.210; thence southerly to a point being 9.300 meters (30.51 feet) radial distance westerly of centerline Station 1+376.455 said point being on the Grantor's southern property line and being the point of ending and containing 0.1389 hectares (0.343 acres) more or less.

The centerline of Siedentop Road is described as follows: Commencing at a Land Survey Monument an Old Iron pipe 0.099 meters (0.32 feet) South 24 degrees 31 minutes 46 seconds West of the Northeast Corner of Weldon Springs Center Plat 1, Recorded in Plat Book 22, Page 153 of the St. Charles County Records; thence South 89 Degrees 19 minutes 35 seconds East, 360.723 meters (1183.47 feet) to the Intersection of Siedentop Road Station 1+000.000 and Existing Missouri Route 94 Station 1+0.37.559, being the point of beginning on the centerline of Siedentop Road; thence along said centerline South 11 degrees 05 minutes 45 seconds West, 12.526 meters (37.81 feet) to P.C. Station 1+012.526; thence along a curve to the left having a radius of 150.000 meters (492.13 feet) for a distance of 126.774 meters (415.93 feet) to P.T. Station 1+139.300; thence South 37 degrees 19 minutes 41 seconds East, 77.565 meters (254.48 feet) to P.C. Station 1+216.865; thence along a curve to the right having a radius of 150.000 meters (492.13 feet) for a distance of 134.345 meters (444.05 feet) to P.T. Station 1+351.210; thence South 13 degrees 59 minutes 17 seconds West, 39.731 meters (130.35 feet) to centerline Station 1+390.941 being the point of ending.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.

Curator Wasinger voted yes.

The motion carried unanimously.

The University issued a deed to transfer property in St. Charles County to the City of Weldon Spring, Missouri on March 29, 2006.

This transfer includes the following:

Deed #C469 0.24 acres	Deed # C470 1.46 acres
Deed #C471 0.06 acres	Deed # C472 0.34 acres

¹³¹ Quitclaim, UMC – This item has been excluded from the minutes and will be presented to the Board of Curators for approval following completion of transaction of subject matter.

It was moved by Curator Atkins and seconded by Curator Russell, that the meeting of the Board of Curators, January 26-27, 2006, be adjourned.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted yes.
Curator Ream voted yes.
Curator Russell voted yes.
Curator Walker voted yes.
Curator Walsworth voted yes.
Curator Wasinger voted yes.

The motion carried unanimously.

There being no further business for consideration by the Board of Curators, the meeting was adjourned at 3:40 P.M., on Friday, January 27, 2006.

Approved by the Board of Curators on March 24, 2006.

A handwritten signature in cursive script, appearing to read "Kathleen M. Miller".

Kathleen M. Miller
Secretary of the Board of Curators