THURSDAY, OCTOBER 5, 2006

Board Development Meeting – Board Retreat Review

An open meeting of the University of Missouri Board of Curators convened at 11:00 A.M., on Thursday, October 5, 2006, in the Alumni Room of the University Center, on the University of Missouri-Kansas City campus, pursuant to public notice given of said meeting.

Angela M. Bennett, J.D., Chair of the Board of Curators, presided over the meeting.

Curators Present:
The Honorable Thomas E. Atkins
The Honorable Angela M. Bennett, J.D.
The Honorable Marion H. Cairns
The Honorable John H. Carnahan III
The Honorable Anne C. Ream, O.D.
The Honorable Doug Russell
The Honorable Cheryl D.S. Walker
The Honorable Don Walsworth
The Honorable David G. Wasinger

Also Present:
Ms. Maria C. Kerford, Student Representative to the Board of Curators
Dr. Elson S. Floyd, President
Mr. Marvin E. "Bunky" Wright, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators
Mr. R. Kenneth Hutchinson, Vice President for Human Resources
Ms. Natalie "Nikki" Krawitz, Vice President for Finance and Administration
Media Representatives
The Board of Curators considered board agenda items, planning and goals for 2007.

Items for further consideration and discussion are as follows:

- Goals for the UM President (on December agenda)
- University and Campuses' Long Term and Short Term Goals
- Chancellors' Goals (on December agenda)
- Improve Access to Education for Mid-Low Income Families
- Create Task Forces:
  - Review of Statutes and UM Collected Rules and Regulations
  - Financial Investments Strategy
  - Legal Department Structure
- Increase Diversity
- Improve Relationship with Governor and Legislature
- Establish Benchmarking, with board agreement on benchmarks (system and campuses, and within schools and colleges)
- Faculty Salaries
- Cost Structures
- Enrollment and Recruitment
- Consult with best Public Relations firm in the U.S. and develop a communications strategy and plan (External Relations Committee)
- Work on a legislative plan (External Relations Committee)
- Coordinate fundraising
- Curators: University of Missouri advocates, ambassadors, advancement
- President Floyd to communicate his administrative goals to the Board at the beginning of the year so the Board can support the President's purpose.

No action was taken by the Board of Curators during this session. The meeting concluded at 12:00 P.M., on Thursday, October 5, 2006.

**Academic and Student Affairs Committee Meeting**

Doug Russell, Chair
Marion H. Cairns
David G. Wasinger
Maria C. Kerford, ex officio

**Present:**
The Honorable Marion H. Cairns
The Honorable Doug Russell
The Honorable David G. Wasinger
Ms. Maria C. Kerford
Ms. Kathleen M. Miller
Dr. Gary K Allen, DVM, Ph.D., Vice President for Information Technology
Dr. John F. Carney III, Chancellor, University of Missouri-Rolla

An open meeting of the University of Missouri Board of Curators Academic and
Student Affairs Committee convened at 1:00 P.M., on Thursday, October 5, 2006, in Room 147
of the University Center, on the University of Missouri-Kansas City campus, pursuant to public
notice given of said meeting. Curator Doug Russell, Chair of the Academic and Student Affairs
Committee, presided over the meeting.

Faculty Communication Report – Dr. Kandis Smith, Associate Vice President for Academic
Affairs (report on file)

Program Review and Audit – Dr. Stephen Lehmkuhle, Vice President for Academic Affairs
(report on file)

Master of Public Health, UMC – Dr. Steve Graham, Assistant Vice President for Academic
Affairs (proposed degree program on file)

It was moved by Curator Cairns and seconded by Curator Wasinger, that the Academic
and Student Affairs Committee recommends to the Board of Curators approval of authorization
for the University of Missouri-Columbia to submit the proposal for a Master of Public Health
to the Coordinating Board of Higher Education for approval.

Roll call vote:

Curator Cairns voted yes.
Curator Russell voted yes.
Curator Wasinger voted yes.

The motion carried.

Curator Wasinger requested two items for the next Academic and Student Affairs
Committee meeting agenda:

1. Role of Students - are their voices being heard? ASUM and ISC to educate the
   Board of Curators
2. Diversity of Opinion – balance of all voices heard on college campuses

There being no further business to come before the Academic and Student Affairs Committee, the meeting concluded at 2:10 P.M.

Compensation and Human Resources Committee Meeting

Thomas E. Atkins, Chair
John M. Carnahan III
Cheryl D. S. Walker

Present:
The Honorable Thomas E. Atkins
The Honorable Angela M. Bennett, J.D.
The Honorable John M. Carnahan III
The Honorable Anne C. Ream, O.D.
The Honorable Cheryl D. S. Walker (Committee Secretary)
The Honorable Don Walsworth
Dr. Elson S. Floyd, UM President
Mr. Marvin E. (Bunky) Wright, General Counsel
Mr. R. Kenneth Hutchinson, Vice President for Human Resources
Ms. Natalie "Nikki" Krawitz, Vice President for Finance and Administration

An open meeting of the University of Missouri Board of Curators Compensation and Human Resources Committee convened at 1:00 P.M., on Thursday, October 5, 2006, in the Alumni Room of the University Center, on the University of Missouri-Kansas City campus, pursuant to public notice given of said meeting. Curator Tom Atkins, Chair of the Compensation and Human Resources Committee, presided over the meeting.

Overview of Compensation and Human Resources Committee Work – President Floyd

Strategic Compensation, University of Missouri-Rolla – Vice President Hutchinson (slide set on file)

Amorous Relationship Policy – Vice President Hutchinson

Benefits Experience Trends – Vice President Hutchinson (one page information sheet)

University of Missouri Wellness Program – Vice President Hutchinson
It was moved by Curator Carnahan and seconded by Curator Walker, that the Vice President for Human Resources present to the Board of Curators a budget for the full roll-out of the University of Missouri Wellness Program.

Roll call vote:

Curator Atkins voted yes.
Curator Carnahan voted yes.
Curator Walker voted yes.

The motion carried.

Executive Order #6 – President Floyd

Handout: Collected Rules and Regulations, 320.030 Delegation of Authority (Open-C&HR-Info 5) to indicate the delegation of authority as discussed at prior board meeting.

Compensation Administration – President Floyd and Vice President Hutchinson

There being no further business for consideration by the Compensation and Human Resources Committee, it was moved by Curator Atkins, and seconded by Curator Carnahan, that the Compensation and Human Resources Committee meeting be adjourned.

Roll call vote:

Curator Atkins voted yes.
Curator Carnahan voted yes.
Curator Walker voted yes.

The motion carried.

The meeting concluded at 2:10 P.M., on Thursday, October 5, 2006.
An open meeting of the University of Missouri Board of Curators Finance and Audit Committee convened at 2:30 P.M., on Thursday, October 5, 2006, in the Alumni Room of the University Center, on the University of Missouri-Kansas City campus, pursuant to public notice given of said meeting. Curator Ream, Chair of the Finance and Audit Committee, presided over the meeting.

Selection of Private Equity Managers, UM -

It was moved by Curator Walsworth and seconded by Curator Russell that the recommendation for hiring four private equity managers, Cerberus Capital Management, L.P.,
MidOcean Partners, Thompson Street Capital Partners, and J.F. Lehman & Company, be opened for discussion.

It was moved by Curator Russell and seconded by Curator Walsworth, that the Finance and Audit Committee recommend to the Board of Curators for approval, that the Vice President for Finance and Administration retain for management of assets for the University of Missouri Endowment Fund and the University of Missouri Retirement Fund, Cerberus Capital Management, L.P. for $20 million, MidOcean Partners for $10 million, Thompson Street Capital Partners for $5 million, and J.F. Lehman & Company for $10 million.

Roll call vote:

Curator Russell voted yes.
Curator Ream voted yes.
Curator Walsworth voted yes.

The motion carried.

Asset Allocation for Retirement and Endowment Funds, UM – VP Krawitz, Dr. Irwin Tepper and Joe Nankhoff (slides on file)

Internal Audit Summary Reports, UM – Audrey Katcher and Dennis Curtis, PwC (information in board meeting materials)

Fiscal Year 2005 A-133 Audit Report, UM – Jackie Dippel and Susan Eickhoff, KPMG (information in the board meeting materials)

New Audit Guidelines for Alternative Investments, UM – Vice President Krawitz (information in the board meeting materials)

There being no further business to be considered by the Finance and Audit Committee, the meeting concluded at 4:50 P.M., on Thursday, October 5, 2006.
An open meeting of the University of Missouri Board of Curators Physical Facilities and Management Services Committee convened at 4:50 P.M., on Thursday, October 5, 2006, in the Alumni Room of the University Center, on the University of Missouri-Kansas City campus, pursuant to public notice given of said meeting. Curator Walker, Chair of the Physical Facilities and Management Services Committee, presided over the meeting.

Central Utilities Performance Contracting Services, UMKC – presented by Vice Chancellor Larry Gates

University of Missouri Health Care Orthopedics Institute, UMHC – presented by CEO Ross

It was moved by Curator Ream and seconded by Curator Wasinger, that the Physical Facilities and Management Services Committee recommend to the Board of Curators that the Vice President for Finance and Administration be authorized to employ the firm of Cannon Design, St. Louis, Missouri, for design services for the University of Missouri Health Care Orthopedics Institute for a programming fee of $90,000, and a basic services fee of $1,980,000.

Roll call vote:
Curator Ream voted yes.
Curator Walker voted yes.
Curator Wasinger voted yes.
The motion carried.

**Thomas Jefferson North Tower - Phase 1, UMR** – presented by Vice Chancellor Steve Mallot

It was moved by Curator Ream and seconded by Curator Wasinger, that the Physical Facilities and Management Services Committee recommend to the Board of Curators that the schematic design prepared by Trivers Associates, St. Louis, Missouri, for the Thomas Jefferson North Tower-Phase 1, at the University of Missouri-Rolla, be approved.

Roll call vote:

Curator Ream voted yes.
Curator Walker voted yes.
Curator Wasinger voted yes.

The motion carried.

**Life Science Business Incubator, UMC** – presented by Vice Chancellor Jackie Jones

It was moved by Curator Ream and seconded by Curator Wasinger, that the Physical Facilities and Management Services Committee recommend to the Board of Curators, that the Life Science Business Incubator be named the "MU Life Science Business Incubator at Monsanto Place", and that the schematic design prepared by Cannon Design, St. Louis, Missouri, for the MU Life Science Business Incubator-Phase 1, at the University of Missouri-Columbia, be approved.

Roll call vote:

Curator Ream voted yes.
Curator Walker voted yes.
Curator Wasinger voted yes.
The motion carried.

There being no further business for consideration by the Physical Facilities and Management Services Committee, the meeting concluded at 5:15 P.M., on Thursday, October 5, 2006.

FRIDAY, OCTOBER 6, 2006

An open meeting of the University of Missouri Board of Curators convened at 9:05 A.M., on Friday, October 6, 2006, in Pierson Auditorium, University Center, on the University of Missouri-Kansas City campus, pursuant to public notice given of said meeting. Angela M. Bennett, J.D., Chair of the Board of Curators, presided over the meeting.

Curators Present:
The Honorable Thomas E. Atkins
The Honorable Angela M. Bennett, J.D.
The Honorable Marion H. Cairns
The Honorable John H. Carnahan III
The Honorable Anne C. Ream, O.D.
The Honorable Doug Russell
The Honorable Cheryl D.S. Walker
The Honorable Don Walsworth
The Honorable David G. Wasinger

Also Present:
Ms. Maria C. Kerford, Student Representative to the Board of Curators
Dr. Elson S. Floyd, President
Mr. Marvin E. "Bunky" Wright, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators
Dr. Gary K. Allen, DVM, Vice President for Information Technology
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, Executive Vice President for Academic Affairs
Mr. James H. Ross, Chief Executive Officer of University of Missouri Health Care
Mr. David R. Russell, Chief of Staff
Mr. Scott Charton, Director of Communications

General Business

Board Chair Report – Angela M. Bennett, J.D. (transcription on file)

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

University of Missouri South Africa Exchange Program – Dr. Rod Uphoff

Chancellor's Report, "Did you know…", UMKC – Dr. Guy H. Bailey

Student Success and Achievement Reports, UMKC

Janelle Thompson
Thu Tran
Anthony Goode
Edgar Palacios

UM Health Care Task Force Report – Dr. Steve Graham (report on file)

Dean of Dentistry, Dr. Mike Reed
Dean of Medicine, Dr. Betty Drees
Dean of Nursing, Dr. Lora Lacey-Haun
Dean of Pharmacy, Dr. Bob Biepho

UM Health Care Report – Mr. Jim Ross and Mr. Kevin Necas (report on file)

Amendment to Collected Rules and Regulations, 10.030 Board Bylaws -

It was recommended by Curator Bennett, moved by Curator Ream and seconded by Curator Cairns, that the following action be approved:

the Collected Rules and Regulations, 10.030 Board Bylaws, be amended. The final draft is as follows:

10.030 Board Bylaws
As adopted the 7th day of November, 1969, in place of Bylaws adopted November 12, 1965, and amended January 19, 1968, and amended November 8, 1968; see also 172.100 R.S.Mo. (1969); Amended Bd. Min. 12-14-79; Amended Bd. Min. 12-7-90; Amended Bd. Min. 7-15-94; Amended Bd. Min. 5-23-96; Amended Bd. Min. 9-26-97; Amended Bd. Min. 5-17-02; Amended Bd. Min 5-31-02; Amended Bd. Min. 11/21/02, Amended Bd. Min 12/15/06.
A. Article I Definitions
1. **University** — The term "University" or "University of Missouri" shall refer to the institution, in all of its parts, persons, property and relationships wherever situated, owned, operated, controlled, managed or otherwise regulated under the supervision or direction of The Curators of the University of Missouri or The Board of Curators of the University of Missouri.
2. **The Curators of the University of Missouri** — The Curators of the University of Missouri shall refer to the corporate entity, of which the Board of Curators is the governing body.
3. **The Board of Curators of the University of Missouri** — The Board of Curators of the University of Missouri, or "Board" shall refer to the governing board of The Curators of the University of Missouri, and shall be composed of the Curators duly appointed and qualified as provided by law.
4. **The Executive Committee of the Board of Curators of the University of Missouri** — The Executive Committee shall refer to that committee of the Board of Curators appointed to act for and in behalf of the Board of Curators when such Board of Curators is not in session. Such Executive Committee shall be deemed to be the Executive Board and Executive Committee as heretofore known.
5. **The Site of the University of Missouri** — The term "site" of the University of Missouri shall be deemed to include each and every campus of the University; any real estate owned by the University, and wherever located and any other land or building in the possession or under the control of the University, whether owned, leased, rented, held under purchase contract, or owned by others for the use and benefit of the University, during any and all times that such land or buildings, or parts thereof may be under the actual control and in the actual possession of the University.
6. **Chair of the Board** — The term "Chair of the Board" shall refer to the Curator who is the duly elected or acting Chair of the Board of Curators, who may from time to time be referred to as "Chairman", "Chairwoman", or "Board Chair". The individual so elected shall also be deemed to be serving as President of the Board of Curators within the meaning of statutory section 172.090 and all other sections of Chapter 172 of the Revised Statutes of Missouri, and shall be authorized to execute on behalf of The Board of Curators of the University of Missouri and The Curators of the University of Missouri, a public entity, all documents as President or Chair as deemed appropriate.
7. **President of the University** — The term "President of the University" or "President" shall refer to the duly appointed or acting President of the University, and who shall be the chief executive and academic officer of the University.
8. **Campus** — The term "campus" shall refer to an academic or administrative subdivision of the University as established by the Board of Curators.
9. **Appointments** — The appointments of all officers and employees of the University, although made for administrative or fiscal purposes for a specific
term, may be terminated by the Board of Curators at any time at the pleasure of
the Board of Curators. Notwithstanding any rule, regulation or policy of the
University of Missouri to the contrary, all such appointments are subject to the
right of the Board of Curators to adjust salaries and benefits, on a prospective
basis only, at any time during the indefinite, term or continuous appointment of
all officers and employees of the University provided that: (a) such adjustments
shall be for the shortest period of time and in the smallest increments consistent
with those that the Board deems necessary; (b) adjustments shall be across the
board on an equitable basis to all similarly situated University officers and
employees and shall not be used to single out any given faculty, staff or
administrator to be the subject of such adjustments; and (c) the foregoing shall
not be deemed to abolish or abridge any right of academic personnel to academic
freedom or any right under the tenure regulations of the University except as to
any perceived right, express or implied, to salary level and/or benefits under
said regulations or appointment papers.

B. Article II  The Board Authority and Responsibilities

1. Lawful Duties and Responsibilities  --  Pursuant to the Constitution
and the Revised Statutes of the State of Missouri, the governance of The
Curators of the University of Missouri, a body politic, the corporate entity
sometimes referred to as the University of Missouri, is ultimately vested in the
Board of Curators. As such, the board may do the following:

a. Determine and periodically review the university’s mission and
purposes, consistent with state constitutional and/or statutory
provisions.
b. Appoint the president, who shall be the university’s chief
executive officer, and set appropriate terms of employment, including
compensation.
c. Support the president and annually assess his or her performance
based on mutually agreed-upon goals and other criteria.
d. Determine board policy guiding the appointment of all faculty
members and employees, on the recommendation of the president, and
consistent with its other policies and regulations adopted by the board.
e. Review and approve proposed changes in the university’s
academic programs and other major enterprises consistent with the
university’s mission, plans, and financial resources.
f. Approve the annual budget and tuition and fees, regularly
monitor the university’s financial condition, and establish policy
guidelines affecting all institutional assets, including investments and the
physical plant.
g. Contribute financially to the university’s fund-raising goals,
potify actively in strategies to secure sources of support, and
authorize university officers to accept gifts or bequests subject to board
policy guidelines.
h. Adopt bylaws, rules, and regulations for the governance of its members, officers, agents, and employees and require adherence to such rules, including, but not limited to, those pertaining to governance and ethics and conflict of interest.
i. Determine the university’s structure and major academic programs and services needed for the successful conduct of its mission and purposes.
j. Grant diplomas and confer degrees based upon the recommendation of the president and faculty.
k. Serve actively as advocates for the university in appropriate matters of public policy in consultation with the president and other responsible parties, as the board shall determine.
l. Periodically assess its own performance, in order to set an example for the university community and to seek ways to strengthen its effectiveness as a corporate body.
m. Exercise such other authority as from time to time it deems appropriate within the applicable laws and regulations of the United States of America and applicable laws and regulations of the State of Missouri.

2. Curator Duties and Responsibilities — Recognizing the significance of serving on the Board of Curators of the University of Missouri, each shall adhere to the following principles:
a. To remember that no individual board member has legal standing or authority to act on behalf of the board or the university. Only the full board as a corporate body is vested with such authority, though the board chair ordinarily is entitled to “speak for” the board, and the president is entitled to “speak for” the university consistent with board policies and actions.
b. To devote time to learn how the university’s mission and multiple purposes are met – its uniqueness, strengths, and needs.
c. To become familiar with, committed to, and abide by the board’s responsibilities and policies, as set forth in the bylaws and rules and regulations adopted by the Board of the University of Missouri and the laws of the State of Missouri.
d. To accept and defend academic freedom and the practice of collaboration governance as fundamental characteristics of good university governance.
e. To assist the board in its efforts to balance its responsibilities in serving its broad public trust with advocacy for the university’s needs to fulfill its mission and purposes.
f. To adhere to and comply with policies adopted from time to time pertaining to governance and ethics and conflict of interest, including timely filing of all required public disclosures.
C. Article III The Board of Curators

1. Meetings

a. Annual meeting — The regular meeting of the Board held during the month of May or June, as scheduled by the Board of Curators of each year, shall be deemed to be the annual meeting of the Board of Curators, and shall be held on such date in May or June as is fixed by the Board.

b. Regular meetings — The Board may hold regular meetings at a time and place to be fixed by the Board. The time and place of a regular meeting may be changed by order of the Board.

c. Special meetings — A special meeting of the Board may be called at any time by the Chair of the Board, or in case of his/her absence, disability, or refusal to act, by the joint action of three Curators. At least three days' notice of the time and place of each such meeting shall be given by letter, facsimile transmission, email or telegram mailed or sent to each Curator at his/her address on file with the Secretary. Such notice may be waived by the Curators in writing, and attendance by a Curator at the special meeting shall be deemed to be such a waiver. Only those subjects specified in the call for a special meeting will be considered at such special meeting except by unanimous consent of the Board.

d. Adjourned meetings — Adjourned meetings may be ordered and held by the Board at such time and place as may be agreed upon.

e. Meeting Agenda — The agenda and order of items on the agenda for all meetings of the Board, including those identified in subparagraphs a, b, c and d above, shall be established by the President of the University with the concurrence of the Board Chair. The committees of the Board, with the assistance and advice of the University officer staffing the respective committee, shall recommend items for the agenda. Any Curator may recommend items for the agenda. The agenda shall be developed and notice thereof made public in compliance with the laws of the State of Missouri and current and future policy and regulations adopted by the Board of Curators.

f. Consent Agenda — Items shown on the established agenda for a meeting of the Board of Curators may be placed upon a consent agenda whereby all items placed thereon are approved by summary action of the Board of Curators. Items may be placed on the consent agenda by the President of the University, the Chair of the Board, or the Chairperson of any committee of the Board of Curators electing to place such item on the consent agenda, provided the same is accomplished no less than one hour prior to the convening of the meeting of the Board of Curators, and the Secretary of the Board of Curators shall present such consent agenda to the members of the Board immediately prior to the convening of the meeting, provided, however, that any member of the Board of Curators may remove any item from the consent agenda by notifying the Chair of the Board of Curators of the election to remove the item at any time prior to a vote being taken on the consent agenda. The consent agenda
requires approval by a vote of a majority of the Board of Curators in attendance for passage and adoption of each item on the consent agenda.

g. **Conduct of Meeting** — The Board of Curators may conduct any meeting by conference telephone call or other communication equipment by means with which all persons participating in the meeting can communicate with each other. Only members of the Board of Curators, the President and those individuals recognized by the Chair or President may address the Board of Curators at any meeting of the Board of Curators.

h. **Executive Session (Closed Meeting)** — When the Board or any committee of the Board meets in executive session (sometimes referred to as closed session) all matters discussed in that session are to be considered as confidential, except that such information can be shared with absent board members or officers of the University who need to know. Actions taken in executive session shall be released to the public if required by the provisions of the Sunshine Law contained in Chapter 610 of the Revised Statutes of Missouri or board rules contained in Section 10.060 of the Collected Rules and Regulations of the University of Missouri entitled Board and Committee Meetings.

2. **Attendance Policy**

   a. If a member of the Board of Curators is found by unanimous vote of the other Curators to have failed to attend without good cause two consecutive regular meetings of the Board in any calendar year, then the office of such Curator shall be vacant.

   b. If a vacancy shall occur by death, resignation, or from any other cause, the Chair of the Board of Curators shall notify the Governor within thirty days of such vacancy.

3. **Officers of the Board**

   a. **Chair of the Board** — The Board of Curators shall choose from its own membership at the last regular meeting of the Board in each calendar year to take office on January 1 of the next year, a Chair of the Board of Curators who shall hold office for a term of one year or until his/her successor has been appointed. The Chair shall serve as presiding officer of the Board of Curators and shall carry out such duties as may be delegated to him/her by the Board. The individual elected to serve as Chair of the Board of Curators shall be deemed as having been elected to serve as President of the Board of Curators within the meaning of the statutory provisions of the State of Missouri, all as referred to in the definitions contained in Article I of these bylaws.

   b. **Vice Chair of the Board** — The Board of Curators shall choose from its own membership at the last regular meeting of the Board in each calendar year to take office on January 1 of the next year, a vice chair of the Board of Curators who shall hold office for a term of one year or until his/her successor has been appointed. The Vice Chair shall carry out the duties of the Chair in his/her absence or inability for any reason to serve.
Hereinafter, as may be referred to as "Vice Chairman", "Vice Chairwoman" or "Board Vice Chair". The individual elected as Vice Chair shall be deemed as having been elected to serve as Vice-President of the Board of Curators within the meaning of the statutory provisions of the State of Missouri.

c. **Secretary** — The Board of Curators shall appoint a Secretary of the Board of Curators to serve at the pleasure of the Board. The Secretary shall keep the minutes of the meetings of the Board of Curators and the Executive Committee, shall be the official custodian of the seal and all records of the Board of Curators of the University, and shall have such other duties as may be from time to time fixed by the Board. The Board may appoint and define the duties of such assistant secretaries of the Board of Curators as it deems desirable.

d. **General Counsel** — The General Counsel shall be the chief legal officer of the University; shall be appointed by the Board of Curators to serve at the pleasure of the Board, and shall have such duties and responsibilities as may be assigned by the Board of Curators. The General Counsel shall serve as parliamentarian for meetings of the Board of Curators, unless a different individual is appointed to serve as parliamentarian by the Chair of the Board.

e. Any vacancy in any office of the Board caused by any reason may be filled by the Board for the unexpired term.

4. **Committees**

a. **Executive Committee** — The Chair of the Board, subject to approval of the Board, shall appoint from the Board an Executive Committee of three members, and may fill vacancies at any time. The Chair of the Board shall be a member ex officio of the Committee and may vote in the absence of any one of the Committee members. Such Executive Committee members shall hold office until their successors have been duly appointed. The Executive Committee when the Board of Curators is not in session, shall have the powers of the Board of Curators to take such action as the Executive Committee may deem to be in the best interest of the University, provided, however, that such action shall be in accord with the provisions of these bylaws, and not in conflict with the standing rules and regulations of the Board. A complete record of all actions of the Executive Committee shall be kept by the Secretary of the board, and a copy of such record shall be submitted to each member of the Board of Curators monthly. Actions of the Executive Committee may be ratified, approved, or modified at the next meeting of the Board of Curators, but any modification thereof shall be prospective only. The vote of any members on any question coming before the Executive Committee may be taken in person, by telephone, telegraph, facsimile transmission, email or letter. Concurrence of three members shall constitute action of the Committee. The Executive Committee shall be entitled to take such action as deemed necessary
under the provisions of Section 172.230 and other provisions of the Revised Statutes of the State of Missouri, as amended.

b. **Other Committees** — The Chair of the Board of Curators may appoint subject to approval of the Board other standing or special committees from time to time and delegate to such committees such authority as the Board may deem appropriate to carry out the objects of such committees. Membership on such committees need not be limited to members of the Board.

c. **Quorum** — Five members of the Board of Curators shall constitute a quorum for the transaction of any and all business of the Board.

d. **Action by Majority** — Any action by the Board of Curators may be taken by the majority vote of the members present at any meeting of the Board when a quorum is present unless otherwise specifically herein provided.

e. **Recording Vote** — The Secretary of the Board of Curators shall keep the minutes of the meetings of the Board of Curators in which shall be recorded the vote on all motions or resolutions coming before said Board. All votes taken during a meeting shall be taken by roll call.

f. **Delegation of Authority** — So much of the authority of the Board as the Curators may deem necessary may be delegated to such officers and employees or to committees appointed by the Board provided such delegation of powers shall be given by recorded Board action.

D. **Article IV Organization of the University**

1. **President of the University**

a. The President of the University shall be the chief executive and academic officer of the University. The President shall have direct charge of, and be directly responsible to the Board of Curators for the Operation of the University.

b. The President shall, so far as his/her duties may permit, attend all meetings of the Board of Curators and of the Executive Committee, but he may be excused at any time.

c. He/She shall, at each regular meeting of the Board of Curators, report upon the progress, condition and needs of the University, and recommend such measures as in his/her judgment will promote the University's interests.

d. The President of the University, as the chief academic officer of the University, shall be responsible to the Board of Curators for the academic programs of the University, procurement of staff; the establishment and maintenance of separate schools, colleges and departments of instruction within the University; the relationships and coordination of educational activities between campuses, special divisions and units; and the planning, development and carrying out of all research projects.
e. The President, as the chief academic officer of the University, shall have the right to preside and vote at any faculty meeting. He/She shall appoint all University committees, unless otherwise provided by the Board of Curators.

f. Any University Rules and Regulations, Executive Orders of the President or delegations of general authority shall be filed with the Secretary of the Board and unless otherwise specified, shall be effective from the time of such filing until changed, modified or repealed by the President or by the Board.

g. The President of the University will establish policies for intercollegiate athletics in compliance with the rules and regulations of applicable regional or national athletic conferences or associations, so long as these rules and regulations are not in conflict with Board of Curators' policies, rules or regulations. The President will report periodically to the Board of Curators on the intercollegiate athletic programs.

2. **Campuses of the University**
   a. **General**
      (1) Campuses of the University of Missouri shall be established by the Board of Curators. Each campus shall be a unit of the University.
      (2) Such campus officers as may be deemed necessary may be appointed by the Board of Curators upon recommendation of the President.

   b. **Individual Campuses** — Until otherwise provided by the Board of Curators, there are the following campuses of the University: (to include the sites, academic program, and administrative staff as now constituted)
      (1) University of Missouri-Columbia.
      (2) University of Missouri-Rolla.
      (3) University of Missouri-Kansas City.
      (4) University of Missouri-St. Louis.

3. **University Units** — University units may be created to carry out such functions as may be assigned them by the President. These units shall be under the direct supervision of the President of the University, but shall perform their functions in consultation and cooperation with the chief administrative officer of each campus as to their activities and programs on the respective campuses.

E. **Article V Academic Staff**
   1. Until further order of the President or the Board of Curators, the colleges, schools and other departments with offices of deans or department directors as presently established and degrees as presently offered shall be continued.
2. Faculties may organize to carry out the responsibilities and functions which may be delegated to them. The form of any such organization and any amendments or modifications thereto shall be presented through the President to the Board for its approval before becoming effective.

F. Article VI Students

1. A student at the University shall be any person who is registered in or pursuing any educational program of the University.
   a. Temporary interruptions of registration between academic periods of the University shall not necessarily terminate student status.
   b. Such students are subject to classifications, as may be established from time to time by the Board of Curators or the President, and shall be subject to such rules, regulations and restrictions as may now be established or hereafter from time to time established by the Board of Curators or the President.

2. Delegation of Administration
   a. The Board of Curators hereby delegates to the President of the University the responsibility for the conduct of students or student organizations at the University as such conduct relates to the lawful mission, process or function of the University.
      (1) The President may issue University Rules and Regulations and may authorize campus rules and regulations to be adopted, issued and published implementing Board rules and regulations establishing standards of conduct and to provide for administration of University and campus regulations.
      (2) Failure to adopt such rules and regulations, however, shall not relieve any student or student organizations of the obligation to adhere to Board rules and regulations establishing General Standards of Student Conduct.
   b. University or campus rules, regulations and procedures as herein authorized shall be in accordance with the Board rules and regulations and shall provide for prompt consideration and disposition of alleged violation of such rules and regulations.
      (1) Procedures shall be in accordance with basic standards of fairness and shall be simple and appropriate to the nature of the case, and shall provide for notice and a hearing.

3. Until changed, modified or repealed, the provisions of the present rules and regulations relating to students which are not inconsistent with the provisions of these bylaws shall be considered to be in force.

G. Article VII Board Rules and Regulations

1. Any action by the Board of Curators establishing policy or methods of procedure, administrative, business, academic, or otherwise, shall be known as "Board Rules and Regulations."
2. Board Rules and Regulations may be adopted by the Board, or may be
amended or repealed, in whole or in part, at any meeting of the Board.
3. All policies and procedures falling within the definition of Board Rules
and Regulations as herein defined, and in existence upon the date of the adoption
of these bylaws, shall be a part of the Board Rules and Regulations.
4. Board Rules and Regulations shall be effective upon adoption by the
Board unless a different effective date be fixed by the Board.
5. The Secretary of the Board of Curators shall keep all such rules and
regulations on file in his/her office, and may publish such rules and regulations
from time to time.

H. Article VIII Amendment of Bylaws
1. New bylaws may be adopted, and bylaws may be amended or repealed, at
any meeting of the Board of Curators, but no such action shall be taken unless
notice of such proposed adoption, amendment, or repeal shall have been given at
a previous meeting or notice in writing of the proposed change shall have been
served upon each member of the Board at least thirty days in advance of the final
vote upon such change, provided, however, that by unanimous action of the
Board, the requirements for such notice may be waived at any time. Any
provisions of these bylaws, with the exclusion of the bylaw immediately
preceding pertaining to the amendment of bylaws, may be suspended in
connection with the consideration of a matter before the Board of Curators by an
affirmative vote of not less than 2/3 of the members of the Board of Curators in
attendance at the meeting where such suspension is being considered.

I. Article IX Adoption of Bylaws
1. These bylaws shall be and become effective on the 7th day of November,
1969. All former bylaws of the Board of Curators are hereby repealed.

These bylaws, as adopted and from time to time amended shall be known and cited as
Board Bylaws of 2006.

Roll call vote:

Curator Atkins voted yes.
Curator Bennett voted yes.
Curator Cairns voted yes.
Curator Carnahan voted no.
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 one.
Amendment to Collected Rules and Regulations, 10.050, to include Governance Committee and External Affairs Committee

It was recommended by Curator Bennett, moved by Curator Walker and seconded by Curator Atkins, that the following action be approved:

the Collected Rules and Regulations number 10.050, entitled Standing Committees, be amended by making the following modifications thereto:

1. The initial paragraph of Rule 10.050 be modified by adding thereto two new Standing Committees bearing the titles of “Governance Committee” and "External Affairs Committee"; and

2. The current paragraph numbered 10.050E, entitled Duties be designated 10.050G; and

3. A new paragraph designated as 10.050E, entitled Governance Committee, be inserted to read as follows:

E. Governance Committee –
   1. The governance committee shall consist of three curators. The board chair and the president of the university shall serve as ex officio members of the committee. Ordinarily, not more than two of the three committee members shall be new in any given year. When possible, the immediate past chair of the board shall serve as chair of the committee.

   2. The committee shall have a broad mandate from the board to work with the board chair and the president of the university to help the board function effectively, efficiently and with integrity. Its responsibilities shall minimally include:
      (1) ensuring that a substantive orientation process is in place for all new board members;
      (2) overseeing, or determining with the board chair and president, the timing and process of periodic board self-assessment;
      (3) encouraging board members to participate periodically in in-service education opportunities;
      (4) ensuring that the board adheres to its rules of conduct, including conflict-of-interest and disclosure policies, and that it otherwise maintains the highest levels of integrity in everything it does; and
      (5) shall periodically review the adequacy of the board’s bylaws and other Collected Rules and Regulations adopted by the Board that pertain to its internal operations. All recommendations for bylaws amendment shall first be considered by this committee.
In sum, this committee is responsible for good governance especially those policies and practices affecting the performance of the governing board and its members in service to the University of Missouri and to the public trust; and

4. A new paragraph designated as 10.050F, entitled External Affairs Committee, be inserted to read as follows:

F. External Affairs Committee –
The External Affairs Committee is responsible for review of the University of Missouri System, including each campus, activities and efforts that effect public perception of the entire University System and its mission. The Chair of the Board of Curators will annually appoint members to the External Affairs Committee. The chair and the president are to be ex officio members of the committee.

The primary duties and responsibilities of the Committee are:

(1) Coordinate policy and planning relative to institutional relations with outside constituencies in conjunction with the president of the University and the offices of Government Relations and University Communications. This may include activities pertaining to government affairs, alumni affairs, community relations, parent organizations and the media.

(2) Consider, with the President, all recommendations and observations that the Board directs to the committee and to report to the Board all recommended actions and policies for Board consideration to advance the University.

(3) Support long range planning efforts of the Board by developing plans aimed toward elevating the status of public higher education to all local, state and federal constituencies and agencies, including the Missouri Legislature and the general public.

(4) Assist the Board and administration with articulating the mission of the University, its resource and revenue requirements to all local, state and federal constituencies and agencies, including the Missouri Legislature and the general public.

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.

Governance Committee and External Affairs Committee Appointments -

It was recommended by Curator Bennett, moved by Curator Ream and seconded by Curator Walsworth, that the following standing committee appointments for the University of Missouri Board of Curators be approved, effective immediately:

Board of Curators Standing Committee Appointments
October 5-6, 2006

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

Academic and Student Affairs Committee, Doug Russell, Chair
Marion H. Cairns; David G. Wasinger; Maria Kerford, ex officio

Compensation and Human Resources Committee, Thomas E. Atkins, Chair
John M. Carnahan III; Cheryl D. S. Walker

External Affairs Committee, Marion H. Cairns, Chair
Doug Russell; Don Walsworth; Angela M. Bennett, J.D., ex officio; Dr. Elson S. Floyd, ex officio

Finance and Audit Committee, Anne C. Ream, O.D., Chair
Doug Russell; Don Walsworth

Governance Committee, John M. Carnahan III, Chair
Anne C. Ream, O.D.; Cheryl D. S. Walker; Angela M. Bennett, J.D., ex officio; Dr. Elson S. Floyd, ex officio

Physical Facilities and Management Services Committee, Cheryl D. S. Walker, Chair
Anne C. Ream, O.D; David G. Wasinger

Resources and Planning Committee, David G. Wasinger, Chair
Thomas E. Atkins; John M. Carnahan III

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.

**Consent Agenda**

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

1. the minutes of the following Board of Curators meetings be approved and filed in the permanent records of the University of Missouri:
   - July 20, 2006  Board of Curators Retreat
   - July 21, 2006  Board of Curators Meeting
   - August 18, 2006 Board of Curators Special Meeting
   - September 5, 2006 Board of Curators Special Meeting

2. the action of the President of the University of Missouri System in awarding degrees and certificates to candidates recommended by the various faculties and committees of the four University of Missouri campuses who fulfill the requirements for such degrees and certificates at the end of the Fall Semester 2006, be approved, and that the lists of said students who have been awarded degrees and certificates be included with the records of this meeting.

3. that Section 360.080 – Payment of Personnel Upon Termination or Death, be revised as provided:

**360.080 Payment of Personnel Upon Termination or Death**

Bd. Min. 6-25-67, p. 33,419.

A. **Academic Staff Member**

1. **Nine-Months Appointment** - Upon the death, or termination of employment for any cause, an academic staff member on nine months
appointment shall be paid the difference between the amount of salary earned as of the date of death or termination and the amount paid prior to death or termination. Earned salary shall be computed on the basis of the number of teaching days in the employment period.

2. **Twelve Months Appointment** - Upon the death, or termination of employment for any cause, an academic staff member on a 12 months appointment shall be paid the difference between the amount of salary earned as of the date of death or termination and the amount paid prior to death or termination. Earned salary shall be computed on the basis that total salary is earned in 12 months.

B. **Nonacademic Employee** — Upon the death, or termination of employment for any cause, a nonacademic employee shall be paid the difference between the amount of salary earned as of the date of death or termination, including any unused, accrued vacation earned as of the date of death or termination, and the amount paid prior to death or termination.

C. Upon the death, or termination of employment for any cause, a staff member not covered by any of the above regulations shall be paid the pro-rata part of fixed compensation earned as of the date of death or termination. In such instances earned salary shall be computed on the basis of teaching days and working days as applicable.

4. the President of the University be authorized to amend the Fiscal Year 2008 appropriation request approved at the July 21, 2006 Board of Curators meeting to include a request for $500,000 in recurring funds and $500,000 in one-time funds to support implementation of the University of Missouri-Rolla Engineering Program at Missouri State University.

Roll call vote on the 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 unanimously.

**Academic and Student Affairs Committee**
Doug Russell, Chair
Curator Doug Russell, Chair of the Academic and Student Affairs Committee, provided a brief recap of the committee meeting on October 5, 2006, having received a complete briefing from the Senior Vice President for Academic Affairs on the following items:

1. Faculty Communication Report
2. Program Review and Audit

Master of Public Health, UMC – program proposal on file

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

the University of Missouri-Columbia be authorized to submit the proposal for a Master of Public Health (as on file with the minutes of this meeting) to the Coordinating Board for Higher Education for approval.

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.

Compensation and Human Resources
Thomas E. Atkins, Chair
John M. Carnahan III
Cheryl D. S. Walker

Curator Tom Atkins, Chair of the Compensation and Human Resources Committee, provided a brief recap of the committee meeting on October 5, 2006, having received a complete
report from President Floyd and the Vice President for Human Resources on the following information items:

1. Overview of Compensation and Human Resources Committee Work
2. Amorous Relationship Policy
3. Benefits Experience Trends
4. University of Missouri Wellness Program
5. Collected Rules and Regulations, 320.030 Delegation of Authority/Executive Order #6
6. Compensation Administration

Finance and Audit
Anne C. Ream, O.D., Chair
Doug Russell
Don Walsworth

Curator Anne Ream, Chair of the Finance and Audit Committee, provided a brief recap of the committee meeting on October 5, 2006, having received a complete briefing on the following information items:

1. Asset Allocation for the Retirement and Endowment Funds, UM
2. New Audit Guidelines for Alternative Investments, UM
3. Internal Audit Summary Reports, UM
4. Fiscal Year 2005 A-133 Audit Report, UM

Selection of Private Equity Managers, UM

It was recommended by Vice President Krawitz, endorsed by President Floyd, recommended by the Finance and Audit Committee, moved by Curator Ream and seconded by Curator Walsworth, that the University of Missouri approve the following action:

that the Vice President for Finance and Administration be authorized to hire investment managers:

1. Cerberus Capital Management, L.P. for $20,000,000;
2. J.F. Lehman & Company for $10,000,000;
3. MidOcean Partners for $10,000,000; and
4. Thompson Street Capital Partners for $5,000,000

for the University of Missouri Endowment Fund and the University of Missouri Retirement, Disability and Death Plan.
Agreements entered into by the University are subject to review and approval by the Vice President for Finance and Administration and General Counsel.

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.

Physical Facilities and Management Services
Cheryl D. S. Walker, Chair
Anne C. Ream, O.D.
David G. Wasinger

Curator Cheryl Walker, Chair of the Physical Facilities and Management Services Committee, provided a brief recap of the committee meeting on October 5, 2006, having received a complete briefing on the following:

1. Central Utilities Performance Contracting Services, UMKC

University of Missouri Health Care Orthopedics Institute, UMHC

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 employ the firm of Cannon Design, St. Louis, Missouri, for design services for the University of Missouri Health Care Orthopedics Institute for a programming fee of $90,000, and a basic services fee of $1,980,000.

Funding is from UMHC General Operating Funds: $2,070,000

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.

**Thomas Jefferson North Tower – Phase 1, UMR**

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 Wasinger, that the following recommendation be approved:

that the schematic design prepared by Trivers Associates, St. Louis, Missouri, for the Thomas Jefferson North Tower – Phase 1, at the University of Missouri-Rolla, be approved.

Funding is from revenue bonds $9,562,141

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.

**Life Science Business Incubator, UMC**
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 recommendation be approved:

the Life Science Business Incubator be named the "MU Life Science Business Incubator at Monsanto Place", and

that the schematic design prepared by Cannon Design, St. Louis Missouri, for the MU Life Science Business Incubator – Phase 1, at the University of Missouri-Columbia, be approved.

Funding is from:

Federal
   Economic Development Administration (EDA) grant 2,500,000
   Housing and Urban Development (HUD) grant 600,000

State
   Missouri Development Finance Board (MDFB) grant* 1,625,000
   Lewis and Clark Initiative Pledge 2,000,000

City of Columbia 150,000

Campus Funds 1,800,000

Other gifts committed to date
   Missouri Innovation Center** 870,000
   Monsanto*** 140,000

Total Funding 9,685,000

* Includes $1,500,000 of the $2,000,000 contribution from Monsanto combined with other contributions directed through MDFB.

** Includes $360,000 of the $2,000,000 from Monsanto combined with other contributions that were made to the Missouri Innovation Center specifically for the incubator project.

*** $140,000 of the $2,000,000 contribution from Monsanto may be made directly to MU, or through the Missouri Innovation Center.

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.

General Business

It was moved by Curator Walsworth and seconded by Curator Walker, that there shall be a closed meeting and closed vote(s) of the Board of Curators, on October 6, 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; and

2. Section 610.021(2), RSMo, relating to matters identified in that provision, which include leasing, purchase, or sale of real estate; and

3. Section 610.021(3), RSMo, relating to matters identified in that provision, which include hiring, firing, disciplining, or promoting of particular employees; and

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.

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 University of Missouri Board of Curators, the open meeting was adjourned at 11:55 A.M., Friday, October 6, 2006.

BOARD OF CURATORS CLOSED MEETING

The Board of Curators continued business in an executive session beginning at 12:40 P.M., on Friday, October 6, 2006, in the Chancellor's Dining Room of the University Center, on the University of Missouri-Kansas City campus, pursuant to public notice given of said meeting.

Curators Present:
The Honorable Thomas E. Atkins
The Honorable Angela M. Bennett, J.D.
The Honorable Marion H. Cairns
The Honorable John H. Carnahan III
The Honorable Anne C. Ream, O.D.
The Honorable Doug Russell
The Honorable Cheryl D.S. Walker
The Honorable Don Walsworth
The Honorable David G. Wasinger

Also Present:
Ms. Maria Kerford, Student Representative to the Board of Curators
Dr. Elson S. Floyd, President
Mr. Marvin E. Wright, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators
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
Ms. Jackie Jones, Vice Chancellor for Administrative Affairs, University of Missouri-Columbia

Curators' Teaching Professorship – presented by Vice President Lehmkuhle

It was recommended by Chancellor Carney, endorsed by President Floyd, recommended by the Academic and Student Affairs Committee, moved by Curator Walsworth and seconded by Curator Cairns, that the following recommendation be approved:
upon the recommendation of the School of Materials, Energy & Earth Resources and the Department of Materials Science and Engineering, it is recommended that Professor Kent D. Peaslee be named to the position of University of Missouri Curators' Teaching Professor, effective January 1, 2007. Professor Peaslee will receive a $10,000 annual stipend as long as he holds this position. $5,000 will go to increased compensation (salary and benefits less applicable taxes) with the remaining $5,000 available for normal professional expenses associated with teaching, research, or creative activities.

Complete nomination materials are on file in the Office of the Chancellor.

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.

Curators' Professorship – presented by Vice President Lehmkuhle

It was recommended by Chancellor Carney, endorsed by President Floyd, recommended by the Academic and Student Affairs Committee, moved by Curator Walsworth and seconded by Curator Cairns, that the following recommendation be approved:

upon the recommendation of the School of Engineering and the Department of Electrical and Computer Engineering, it is recommended that Professor James L. Drewniak be named to the position of University of Missouri Curators' Professor, effective January 1, 2007. Professor Drewniak will receive a $10,000 annual stipend as long as he holds this position. $5,000 will go to increased compensation (salary and benefits less applicable taxes) with the remaining $5,000 available for normal professional expenses associated with teaching, research, or creative activities.

Complete nomination materials are on file in the Office of the Chancellor.

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.

**Property Easement and Assignment of Lease, MRP** – presented by Vice President Krawitz

144 Property Easement and Assignment of Lease, MRP – 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.

**Property Purchase, UMC** – presented by Vice President Krawitz and Vice Chancellor Jones

145 Property Purchase, 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.

**Property Lease, 1.53 acres, Columbia, MO, UMHC (Ronald McDonald House)** – Presented by CEO Ross

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

that the Vice President for Finance and Administration be authorized to enter into a lease for 1.53 acres east of Columbia Regional Hospital, Columbia, Missouri, to Ronald McDonald House Charities of Mid-Missouri, Inc., for 50 years, for $1 per year, for the University of Missouri Health Care.

Proceeds to go to University of Missouri Health Care Funds: $1

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 was voted yes.

The motion carried unanimously.

The University has received a fully executed lease of 1.53 acres east of Columbia Regional Hospital, Columbia, Missouri to Ronald McDonald House Charities of Mid-Missouri, Inc., for 50 years, for $1.00 per year. This lease was recommended by University of Missouri Health Care.

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

that the Vice President for Finance and Administration be authorized to sell approximately 176.5 acres, Chariton County, Missouri, to Ronald F. Cox, for the University of Missouri-Columbia, for $548,800.

The legal description is as follows:

All of the Southwest Quarter (SW ¼) of the Northeast Quarter (NE ¼) of Section 30, Lying South and West of the center line of the drainage ditch which runs in a Southeasterly to Northwesterly direction through said quarter section, except a 1 acre tract in the Southeast corner of reserved for cemetery; also a 1.38 acre tract described as follows: Beginning at the Southwest corner of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of Section 30, thence North 301 feet, thence Southeasterly to a point on the South line of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of said Section 30, that is 397 feet east of the said Southwest corner, thence West along the South line of said quarter section 397 feet to the place of beginning. Also beginning at the Southeast corner of the Northwest Quarter (NW ¼) of Section Thirty (30), thence North 74 14/29 rods, thence West 58 rods, thence South 74 14/29 rods, thence East 58 rods to the place of beginning, containing 27 acres more or less. Also the East Half (E ½) of the Southeast Quarter (SE ¼) and the West Half (W ½) of the Southeast Quarter (SE ¼) of Section 30, all in Township 53, Range 18, Chariton County, Missouri
Except a rectangular shaped tract of land situated in the Southwest Quarter of Section 30, Township 53 North, Range 18 West, being a part of a tract of land as described in Book 212 at page 368 in the Office of the Recorder of Deeds, Chariton County, Missouri more particularly described as follows:

Commencing at a Found Stone at the East Quarter Corner of Section 30, Township 53 North, Range 18 West; thence South 84 degrees 38 minutes 13 seconds West, along the North line of the South Half of said Section 30 a distance of 3330.27 feet to the True Point of Beginning for the following described tract of land; Thence continuing South 84 degrees 38 minutes 13 seconds West along the North line of the South Half of said Section 30 a distance of 660.00 feet to the East line, as presently marked of a tract of land as described in Book 220 at page 819; thence South 05 degrees 32 minutes 07 seconds East, along said present East line of the Tract as described in Book 220 at page 819 a distance of 2640.16 feet to the South line of said Section 30; Thence North 84 degrees 38 minutes 39 seconds East, along the South line of said Section 30 a distance of 660.00 feet; thence North 05 degrees 32 minutes 07 seconds West, a distance of 2640.24 feet to the point of beginning and containing with the above described boundaries 40.00 acres, more or less.

Together with rights of ingress and egress along, over and through the south 30 feet of 24 acres, more or less, commencing at the Southwest corner of the Northwest Quarter of Section 30, Township 53 North, Range 18 West; thence East 102 rods; thence North 37 and 33/51 rods; thence West 102 rods, thence South 37 33/51 rods to the place of beginning.

and containing 176.5 acres, more or less.

Proceeds credited to the Hechler Memorial Scholarship Fund: $548,800

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 on November 28, 2006, on the sale of 176.5 acres in Chariton County, Missouri to Ronald F. Cox for $548,800 for the University of Missouri-
Columbia. This is deed C485. This unimproved property was received as a gift 11/29/01.

Present:
The Honorable Thomas E. Atkins
The Honorable Angela M. Bennett, J.D.
The Honorable Marion H. Cairns
The Honorable John H. Carnahan III
The Honorable Anne C. Ream, O.D.
The Honorable Doug Russell
The Honorable Cheryl D.S. Walker
The Honorable Don Walsworth
The Honorable David G. Wasinger
Ms. Maria Kerford, Student Representative to the Board of Curators
Dr. Elson S. Floyd, President
Mr. Marvin E. Wright, General Counsel
Ms. Kathleen M. Miller, Secretary of the Board of Curators

Personnel – presented by President Floyd and General Counsel Wright (no report on file)

Litigation Report – presented by General Counsel Wright (no report on file)

It was moved by Curator Carnahan and seconded by Curator Cairns, that the Board of Curators meeting, October 6, 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 was voted yes.

The motion carried unanimously.
There being no further business to be considered by the Board of Curators, the meeting was adjourned at 1:58 P.M., on Friday, October 6, 2006.

Approved by the Board of Curators on December 15, 2006.

Kathleen M. Miller
Secretary of the Board of Curators