I. Call to Order

Chairperson Blair called the meeting to order at 3:03 p.m. in Room 220 of Petro Allied Health Center on the Washburn University campus.

II. Roll Call

Present were: Mr. Blair, Mr. Bunten, Mr. Lagerberg, Ms. Marquardt, Mrs. Parks, Mr. Roth, Mr. Storey and Mrs. Warren.

III. Approval of Minutes of the July 24, 2009 meeting.

It was moved and seconded to approve the Minutes of the July 24, 2009 meeting as corrected by the insertion of the word “no” before the word “vote” in IV. Motion passed.

IV. Officer Reports

A. Chair's Report

Chairperson Blair thanked and commended Dr. Mazachek and the Washburn Endowment Association staff for the tremendous work they’ve done in working on the gift announced on the University’s campus Thursday, September 10. He said a gift of this magnitude is historic in the annals of Washburn University. He said he’d also like to thank President Farley for his work on securing the gift from the Davidson’s. He said the event was very well done and very appropriate for the occasion.

B. President's Report

President Farley said he would like to echo the comments of Chairperson Blair, extending thanks to all of the persons involved in securing the gift and the celebration. Dr. Farley said he’s attended many events recognizing major donors and he has seen none better than the one held on the University’s campus yesterday. He said the Davidson’s appreciated it and have the great sense that they are doing something that really matters for Washburn and its students. He said he’d like to recognize also the work of Dr. Mazachek, Charlotte Adair and Kerry Dickerson of WEA in working with Mr. and Mrs. Davidson over the years.

Dr. Farley said while it is premature, it does appear that enrollment has improved at Washburn. He said it appears that the number of students is up by about two percent and student credit hours are up approximately 1,000 hours. He said this is particularly notable when high school graduation rates this past spring were three percent less than they were a year preceding and that essentially Washburn University has increased its market share of direct high school matriculants. He noted the University held an event for high school counselors on September 10 and they generally seemed to very supportive of getting information from the University to their students.
Dr. Farley said that in addition to the increase in enrollment, Vice President for Student Life Dr. Denise Ottinger is beaming because housing is brimming. There are very few spaces available and little flexibility for accommodating additional students. He said housing is up in all of the housing areas – Washburn Village, Living Learning Center and West and Kuehne Halls.

President Farley noted that Washburn Institute of Technology recently hosted Senator Brownback at its facility. He said the Senator rolled up his sleeves to do a variety of things in each of the programs offered at Washburn Tech. He said Dr. Kelly and her staff and he had the opportunity to chat with Senator Brownback about the needs of Washburn Tech and our plans.

Dr. Farley noted that in addition to the recent U.S. News and World Report about rankings at Washburn University that a legal publication, The National Jurist, ranks Washburn University School of Law 31st of 173 schools for quality and affordability in legal education.

Regent Bunten said he’d like to compliment the President and University staff for the recognition the scholastic and athletic applications the school is attracting. He said Washburn University’s campus is one of the most attractive campuses in the midwest.

Chairperson Blair noted that gifts of the sort announced and celebrated on September 10th are not received unless the whole program of the University is working and working well with buildings and grounds looking good, spirit on campus high, and quality of faculty and administration also high. He said everybody on the University’s campus deserves to be complimented in that regard.

Regent Roth noted that the report on rankings is helpful, noting some institutions devote staff whose task it is to get rankings higher and that perhaps we ought to get somebody whose task is to do that also.

Dr. Farley said we could have a presentation for the Board at its next meeting to show how the ranking systems work so all could have an understanding of the process. Regent Storey indicated he thought the issue about rankings probably should be addressed through the Strategic Planning process.

### C. Committee Report(s)

Neither the Budget/Finance Committee nor the Audit Committee had reports.

The Washburn Tech Advisory Committee Chair, Regent Warren, reported the Committee met recently with the superintendents of the participating unified school districts. She said it was a very good meeting but there was no action to report on.

Chairperson Blair recognized Dr. Robin Bowen as Chair of the Executive Strategic Planning Council. Dr. Bowen said the Executive Strategic Planning Council is meeting nearly every week overseeing the process. She reported that the majority of the work presently is being done by the various sub-committees of the Strategic Planning Committee which has been very busy with the number of open forums offered for faculty, staff and students as well as community persons to attend. She said there will be a mega-open forum on September 24 between 3:30-5:00 for the campus.
Dr. Bowen indicated she has a request from the Executive Strategic Planning Committee that the proposed deadline for the submission of sub-committee white papers be deferred from October 23 to later date, deferring the presentation of the preliminary draft of a strategic plan from the October 30 Board of Regents meeting to a later date but in advance of the December 11 Board meeting. It was moved and seconded to permit the deadline for the white paper presentations to be deferred. Motion passed.

D. Treasurer's Report


V. New Business

A. Consent Agenda:

It was moved and seconded to approve the Consent Agenda. Motion passed.

As approved by action of the Board:

1. Personnel
   a. Faculty/Staff Personnel Actions
      hire Robert Flahart as Lecturer of Biology at an annual salary of $35,000, and promotion of Don Kellogg to Assistant Professor in Allied Health;
   b. Designate Dr. Gene C. Wunder as Associate Professor Emeritus designate Dr. Gene C. Wunder as Associate Professor Emeritus;

2. Report of Purchases between $25,001 and $50,000
   award of contracts to ISG Technology, Inc. for Cisco SmartNet Annual Renewal Maintenance in the amount of $26,446.00 and for Cisco Switch Replacement Units for the Living Learning Center in the amount of $40,608.20; and,

   the Athletic Events Tailgating section of the Washburn University Policies, Regulations and Procedures Manual as shown in the agenda item.

B. Action Items:

1. Washburn Institute of Technology Re-Roofing Building A Central, D and E -- Project CK1001, CK1002

   It was moved and seconded to approve the award of a contract to Midwest Coating, Inc. in the amount of $313,267.94 for roof replacements at Washburn Tech. Vice President for Administration, Wanda Hill, noted that the bids came in much below the budget which had been identified for the project.
In response to a question from Regent Warren about the source of the funds, Vice President Hill said there were two funds and their reserves transferred to Washburn University with the affiliation of Washburn Tech with Washburn of approximately $130,000 in capital outlay funds and reserve funds of $895,000. Additionally, there is some stimulus money from the state for capital projects of this sort which is being utilized.

Regent Warren suggested it would be well for the financial committee of the participating unified school districts to meet with Washburn University representatives to clarify where the resources are available for use for improvements at Washburn Tech as they look at future projects at Washburn Tech.

Vice President Hill noted that the funds transferred from Topeka Public Schools USD501 was placed in a separate account and those funds are not co-mingled with University funds.

Upon vote of the motion, motion passed.

2. **Renewal of Insurance Policies**

Vice President for Administration, Wanda Hill, reported that each year Washburn University works with IMA to review its insurance program. She said that last year IMA was able to get a very good bid from Hanover Insurance Company which offered renewal at locked in prices for three years based on a favorable loss ratio.

Vice President Hill noted there is a slight increase in the insurance renewals from last year attributable to increases in the property area, adding additional value for the University’s buildings, notably Whiting Field House, Stoffer, Commons renovation and the replacement of HVAC system at Morgan Hall. She noted also there were some losses not anticipated with the fire in the LLC elevators and a transformer struck by lightning.

The other increase was in the worker’s compensation area. It was moved and seconded to approve the purchase of the insurance policy as shown on the schedule in the agenda item. Motion passed.

3. **University Health Plan Renewal**

President Farley noted that the University’s health insurance program is self-funded, that we collect premiums from individuals for dependent coverage while providing single coverage with premiums paid for by the institution and that all claims are paid from premiums collected and the reserves. He said Washburn University is working with Blue Cross Blue Shield as the program administrator. He said the University’s group health insurance plan year is from November 1 through October 31 and that from November last year to June this year the University experienced very large claims, much more than had been experienced in past years.
Dr. Farley said Washburn does have a stop loss program where claims over $100,000 are paid through insurance and that there were a number of those claims this year which caused the institution to draw down on its reserve funds to meet the claims paid. He said it was obvious that, as noted during the adoption of the budget for the University this fiscal year, premiums were going to have to be increased to cover the costs.

Dr. Farley reported that the University’s benefit’s committee, ably chaired by Prof. Harold Rood, met beginning in August with the receipt of information and recommendations from Blue Cross Blue Shield on programs and identifying a manner in which coverage could be adjusted changing some of the benefits without changing actual coverage. He reported the changes in benefits are those identified on the agenda item, including that employees begin paying a portion of their single coverage. He said these were all based upon information from Blue Cross Blue Shield, the University’s consultant for health insurance matters, Mike Eichton, and based upon a review of the expenditures for the current and past two years. Dr. Farley said the changes proposed should enable the institution to balance premiums versus claims for the plan year beginning November 1, 2009 providing also a modest increase in the reserves.

Dr. Rood noted the benefits committee is comprised of four faculty and four staff members and that the proposal was unanimously approved by the committee although no one likes it.

It was moved and seconded renew the University’s health plan and policy as outlined in the agenda item. In response to a question from Regent Lagerberg about when the institution began its self-funded program, Dr. Farley reported that it started in 2002. Mr. Eichton said changes in the University’s self-funded program over the years have been very modest and this is the first time there has been a change in the deductibles which many other employer’s programs have been doing over the past several years. Motion passed.

Chairperson Blair indicated an Executive Session would be held for the purpose of employer/employee negotiations but before doing so he recognized Mike Haze, the unit president of United Steelworkers Local 307L-04.

Mr. Haze said he wanted to tell the Board that negotiations were going very well and should be beneficial to the institution. He said the union is coming up with its own strategic plan to initiate various practices and make recommendations within the organization. He noted the University recently implemented three shifts for custodial workers and they’re waiting to see if that’s a good thing or not.

Regent Storey said he’d like to rise to the point of personal privilege noting that the state’s Legislative Post Audit agency recently released a report directed towards improving efficiencies in the state post-secondary educational institutions. He said it’s a study that just came out and we would be well to look at it. Dr. Farley reported the members of the Board of Regents will be provided with an internet link to the Legislative Post Audit report.

VI. Executive Session

It was moved and seconded to recess to Executive Session for the purpose of discussing employer/employee negotiations and to reconvene in Open Session in Room 220 in Petro Allied Health Center at 4:20 p.m. Motion passed. The Board recessed to Executive Session.
At 4:20 p.m. the Board reconvened in Open Session. It was moved and seconded to recess to Executive Session to continue discussion of employer/employee negotiations and to reconvene at 4:30 p.m. in Room 220 of Petro Allied Health Center. Motion passed. The Board recessed to Executive Session.

At 4:30 p.m. the Board reconvened in Open Session in Room 220 of Petro Allied Health Center. Chairperson Blair reported the Board had been in Executive Session for the purpose of discussing employer/employee negotiations.

It was moved and seconded to defer action on the proposed Memorandum of Agreement with United Steelworkers to the October 30 Board of Regents meeting.

There was a substitute motion to approve the proposed Memorandum of Agreement.

Regent Bunten noted that the Memorandum of Agreement presented is the same agreement the institution has had for the past several years with United Steelworkers except changes outlined. He said he is prepared to vote on the proposal today rather than postponing for approximately six weeks.

Regent Marquardt said she would not be able to vote on the Memorandum of Agreement today because she hasn’t had a chance to read it.

Regent Roth said he also would like the opportunity to read the agreement before voting on it.

On vote of the substitute motion, motion failed three to four. On vote on the original motion to defer taking action on the Memorandum of Agreement until October 30, motion passed.

It was moved and seconded to recess to Executive Session for the purpose of discussing a personnel matter of non-elected personnel with no action anticipated and to reconvene in Open Session at 5:40 p.m. in Room 220 of Petro Allied Health Center. Motion passed. The Board recessed to Executive Session.

At 5:45 p.m. the Board reconvened in Open Session in Room 220 in Petro Allied Health Center. Chairperson Blair reported the Board had been in Executive Session for the purpose of discussing a personnel matter of non-elected personnel and that no action had been taken.

It was moved and seconded to adjourn. Motion passed unanimously. The meeting adjourned at 5:45 p.m.

/s/
Kenneth P. Hackler
Secretary, Board of Regents