

## **Board of Trustee Executive Session Minute Excerpts for Release**

### September 8, 2004, Executive Session

*Acting President Stucky provided the Trustees with a report on President Walker's health. The Board was pleased to learn that the news was optimistic.*

*The minutes of the executive session of July 7, 2004, were unanimously approved.*

*General Counsel Blakemore provided a review of the Open Meetings Act and led a discussion among the Trustees on the application of the Act to Board meeting and Board actions.*

*Ms. Glidewell and Acting President Stucky left the meeting and the Trustees undertook a discussion of the compensation that the University should provide Dr. Stucky during his term in office as Acting President of the University.*

### October 13, 2004, Executive Session

*Acting President Stucky invited Ms. Chris Glidewell, Director of Risk Management for the University, into the meeting. Ms. Glidewell and General Counsel Blakemore provided the Board with a description of the operation and funding of the risk management program and of the pending lawsuits and claims that Risk Management is currently handling. Mr. Blakemore also led a discussion of particular areas of risk that the University must address, such as Medicare and Medicaid billing and other compliance issues at the School of Medicine, as well as the status of the lawsuit involving residence halls at Edwardsville.*

### November 10, 2004, Executive Session

*The executive session minutes of the September 8, 2004, Board of Trustees meeting were approved without dissent.*

*Chairman Poshard welcomed Chancellor Vaughn Vandegrift to the meeting. Chancellor Vandegrift provided an update of pending collective bargaining discussion and the proposal for a 3% salary increase for SIUE administrative and professional staff. The presentation was for informational purposes only.*

*General Counsel Jerry Blakemore and Board of Trustees Executive Secretary Misty Whittington presented clarifications to the Board of Trustees policies for reporting administrative and professional staff payroll information. After a brief discussion, the staff requested that the Board review the proposal and have further discussion at a later meeting of the Board. No action was requested or taken.*

*Dr. Stucky reported that there was an on-going audit of alleged overtime violations at SIUC which the General Counsel is now overseeing. Review is in the preliminary stages.*

*General Counsel Blakemore distributed a Litigation Status Report which included medical malpractice cases. A brief discussion of the primary cases was held.*

*A brief introduction of the final candidate for the position of Executive Assistant to the President for Governmental, Media, and External Affairs was made by Dr. Stucky. The Board indicated their support of this excellent candidate (David Gross). No action was requested or taken.*

#### December 8, 2004, Executive Session

*The Board discussed a number of personnel issues regarding the SIUC and SIUE athletic departments. No action was requested or taken.*

*Chairman Glenn Poshard thanked the Board for their assistance and support of the Board of Trustees vision statement.*

*Chairman Poshard welcomed Dr. Walker to the meeting and indicated how pleased he and the Board were with the progress that Dr. Walker has shown with respect to his health. Dr. Walker indicated that he was pleased to be returning in January, that he had already begun to transition back. Both Dr. Poshard and Dr. Walker thanked Dr. Stucky for his exemplary service during Dr. Walker's leave.*

*Dr. Walker discussed with the Board a number of issues ranging from the timing of his transition back to the office, retirement considerations, and other personnel matters.*

#### February 9, 2005, Executive Session

*Chairman Poshard distributed for review and approval the minutes of the executive session of the October 13, 2004, and November 10, 2004, SIU Board of Trustees meetings. Mr. Blakemore advised that members of the Board will receive the draft minutes approximately one (1) week prior to the meeting of the Board for their review and comment.*

*The executive session minutes of the October 13, 2004, and November 10, 2004, Board of Trustees meetings were approved without dissent.*

*The Board discussed personnel matters and the roll of the Board and its organization and responsibilities including review of faculty/administrative payroll recommendations. The Board discussed the process for review of personnel/compensation matters. Current policy establishes the Board as being responsible for review and approval of*

*compensation matters for those within two reporting lines of the Board. The President has generally informed the Board of major changes such as the men's basketball and football coaches and other appointments or changes which would likely receive public attention. The President will continue to provide this information generally to the Board. No action was requested or taken.*

*The President and General Counsel provided an update of current collective bargaining activities. The Board and President discussed the appropriate role of the Board of Trustees and the President in negotiations. The President and General Counsel will continue to keep the Board of Trustees apprised of collective bargaining activities and the campuses will continue to take primary responsibilities for negotiations consistent with Board Policy and overall guidance.*

*The General Counsel distributed a litigation status report as of February 2005. Mr. Blakemore indicated that he will distribute this report to the Board prior to each Board meeting along with the minutes of the previous meetings. No action was requested. Specifically, Mr. Blakemore advised the Board of two imminent trials: Clover v. Jones et. al. (medical malpractice case) and SIU v. Kane Mechanical. Both of these matters are set for trial on April 4, 2005.*

*Chancellor Wendler made a brief presentation to the Board regarding personnel matters. The President will keep the Board apprised.*

#### March 9, 2005, Executive Session

*Chairman Poshard asked for comments relating to the minutes of the executive session of the December 8, 2004, and February 9, 2005, SIU Board of Trustees meetings. Pursuant to discussions at the February 9 meeting of the Board, the minutes and legal affairs report was distributed to the members prior to the executive session.*

*Chairman Poshard advised that page 3, paragraph 1 of the litigation section should be changed from previous "minutes" to previous "meetings." With this correction, upon motion of Trustee Simmons and seconded by Trustee Tedrick, the executive session minutes of the December 8, 2004, and February 9, 2005, Board of Trustees meetings were approved without dissent.*

*The General Counsel distributed a litigation status report as of March 2005.*

*The President and Board engaged in an extensive discussion of personnel/salary matters related to the Athletic Director at SIUE. The President advised of the salary ranges of persons in similar positions within the conference as well as the status of the SIUE Athletic Director's employment application process. The Board discussed the role of the Board and the implication for the University of these and similar decisions. The Board determined that the Board Chair, Dr. Hightower, the President, and the SIUE Chancellor should discuss the current matter and advise the Board.*

*Chairman Poshard, the Board, and the President discussed personnel matters related to the President's Office.*

#### April 13, 2005, Executive Session

*Upon motion of Trustee Tedrick and seconded by Trustee Sanders, the executive session minutes of the March 9, 2005, Board of Trustees meetings were approved without dissent.*

*The General Counsel distributed a litigation status report as of April 13, 2005. The report highlighted the recently filed Christian Legal Society case against the SIU Law School and the postponement of the trials in the Darlene Clover v. SIU (School of Medicine) and the SIU v. Kane Mechanical (SIUE Housing) cases. Clover is now set for trial in October of 2005 and the SIUE Housing case has been set for mediation (May 13, 14, 15, 2005).*

*The President and Board engaged in a brief discussion of personnel/salary reporting matters. The Board sought clarification from the President related to what positions require Board approval and/or ratification.*

*Chairman Poshard, the Board, and the President discussed personnel matters related to the President and his direct reports. The Board determined that the Chair should submit his recommendations regarding process.*

#### May 11, 2005, Executive Session

*Upon motion of Trustee Sanders and seconded by Trustee Maurer, the executive session minutes of the April 13, 2005, Board of Trustees meetings were approved. Trustee Simmons abstained from voting on approval of the minutes as he was not present at the April 13, 2005, session.*

*The President advised the Board of the status of the continuing effort to change the reporting structure of the SIU School of Medicine and the personnel issues related thereto. The President indicated that there were communication issues that needed to be addressed in the immediate future which he would address with the respective parties. The President and the Board had an extensive discussion regarding the personnel and structure issues and indicated that this topic should be included on the agenda for the Board's planning and organizational meeting.*

*The President and Board engaged in an extensive discussion led by Chancellor Wendler related to the evaluation of and implementation of the Southern at 150 Plan. This plan is a critical component of the University's strategic plan and of the evaluation of the Chancellor.*

*The Board and the President discussed personnel matters related to the President and his direct reports. The Board discussed issues related to University leadership and Trustees Sanders, Tedrick and Hightower volunteered to compose a committee to look at the development of University leadership and a process to realize and support such leadership. Trustee Sanders will lead this committee and report back to the full Board in June.*

*The General Counsel distributed a litigation status report as of May 9, 2005. Mr. Blakemore will keep the President advised of these matters.*

#### June 8, 2005, Executive Session

*The executive session minutes of the May 11, 2005, Board of Trustees meetings were approved.*

*Vice President Duane Stucky and Director of University Risk Management Chris Glidewell provided a briefing on the status and financing of the University Risk Management Program. Specifically, Ms. Glidewell discussed the following:*

- *Self-Insurance Program (SIP) Financial Position*
- *SIP FY 2006 Charges to Campuses*
- *SIP Claims Status*
- *Risk Management Initiatives*

*Finally, Ms. Glidewell discussed SIP claims status as of May 31, 2005, and three new risk management initiatives: SIP Building Property Program, Campus Risk Designee Program, and Risk Evaluation Program.*

*General Counsel Blakemore distributed the Legal Affairs report and a supplemental memo regarding the Christian Legal Society v. SIU Law School.*

*President Walker advised the Board that action had been taken related to the SIUC overtime investigation. The cost of outside counsel associated with the investigation and other personnel matters were also discussed.*

#### June 20, 2005, Executive Session

*The Board engaged in extensive discussion of known applicants for the position of President. The Board discussed the possibility of utilizing a search firm, the length of a search, and the implications of a limited search. Preliminary contact with search firms was to be made by General Counsel Blakemore with the scheduling of meetings to include participation of Chairman Tedrick, Trustee Hightower, and Trustee Sanders. Chairman Tedrick advised the Board of his desire to have Dr. Keith Sanders serve as the Board's liaison for Presidential Search activities and that the role would be informal and Dr. Sanders primarily would be responsible for the day-to-day activities of the search*

*and keeping the Board advised. Dr. Sanders indicated that the new Chair, Roger Tedrick, would be the spokesperson for the Board as is the case generally. Chairman Tedrick requested that Vice-Chairman Hightower work closely with Dr. Sanders on presidential search matters. Dr. Hightower agreed.*

*Chairman Tedrick requested that Dr. Sanders outline the current issues associated with the search. To that end, Dr. Sanders distributed a memo dated June 3, 2005, from Dr. Kenneth Shaw to Dr. Sanders which provided some guidance on the search.*

#### July 13, 2005, Executive Session

*The executive session minutes of the June 8 and 20, 2005, Board of Trustees meetings were approved.*

*General Counsel Blakemore distributed the Legal Affairs report and a supplemental memo regarding the case of Claven v. Dr. Evans. There was extensive discussion of the Claven case. Mr. Blakemore advised that this case was set for trial for August 15, 2005.*

*The Board of Trustees discussed annual personnel evaluations related to President Walker and Executive Secretary of the Board Misty Whittington.*

#### September 7, 2005, Executive Session

*The executive session minutes of the July 13, 2005, Board of Trustees meeting were approved.*

*General Counsel Blakemore distributed the Legal Affairs report and a supplemental memo regarding the Christian Legal Society (CLS) case. There was extensive discussion regarding the CLS and the SIUE Housing case.*

*At the request of the Board, the Board discussed personnel and compensation issues with the General Counsel related to the attorneys in the Office of General Counsel.*

*The Board of Trustees discussed other litigation and personnel matters.*

#### October 12, 2005, Executive Session

*The executive session minutes of the September 7, 2005, Board of Trustees meeting were approved.*

*General Counsel Blakemore distributed the Legal Affairs report.*

*Trustee Sanders led a Board discussion related to candidates for the position of President of SIU. The Board discussed the specific persons who had been nominated and/or expressed interest in the position, and Dr. Sanders updated the Board of the timetable and progress being made by the Presidential Search Advisory Committee.*

#### November 10, 2005, Executive Session

*The Board first met with the Presidential Search Advisory Committee (PSAC) wherein the PSAC advised the Board that it interviewed eight candidates, the procedures by which it conducted its search, and recommended four candidates for the Board's consideration. The PSAC provided their views of strengths and challenges of each of the recommended four candidates.*

*Dr. Bardo, Chair of the PSAC, provided an overview of the process and the candidates, and the Board requested that each member of the PSAC advise the full Board of their individual perspectives regarding each of the four candidates which the PSAC was recommending. After a lengthy presentation by each PSAC member and discussion with the Board, the Board excused the PSAC and Chairman Tedrick thanked them for their service.*

*The Board discussed each of the four individual candidates including comments made by the PSAC, a review of the recommendations provided; and after lengthy discussion of the process and the candidates, the Board agreed to interview the four candidates recommended by the PSAC and instructed Executive Secretary of the Board Misty Whittington to arrange interviews through the Presidential search firm.*

#### November 14 and 15, 2005, Executive Sessions

*The Board received an overview from the General Counsel regarding the legal requirements related to candidate interviews after which the Board interviewed ... recommended by the Presidential Search Advisory Committee (PSAC).*

*The Board recessed at 3:15 p.m.*

*The Board reconvened its meeting on November 15, 2005, at 8:30 a.m. The meeting was called to order. The following members of the Board were present: Trustees Dr. Sam Goldman, Ms. Tequia Hicks, Dr. Ed Hightower, Dr. Keith Sanders, Mr. John Simmons, Mr. Roger Tedrick, Mr. Matt Townsend, Mr. Steve Wigginton, and Ms. Marquita Wiley. Also in attendance were General Counsel Jerry D. Blakemore and Executive Secretary of the Board Misty Whittington.*

*At 8:32 a.m., Mr. Simmons moved that the Board return to closed session to consider information regarding appointment, employment, and compensation for the next*

*President of Southern Illinois University. The motion was duly seconded by Mr. Wigginton. The motion was passed unanimously by a roll call vote.*

*After the interviews, the Board engaged in a lengthy discussion of the recommendations made by the PSAC, and each Board member provided their perspective on each candidate's strengths and challenges as well as their conclusions related to the interviews by each candidate. In addition, the Board discussed what they expected in a President and how the qualifications, background, and vision that each candidate provided fit into the Board's view of the next President's role.*

*The Board Chair then by roll call requested each member to advise of his or her recommendation for the position of President. The unanimous consensus was to offer the position of President to Dr. Glenn Poshard, subject to final negotiations with the Executive Committee and a background check.*

#### January 12, 2006, Executive Session

*Chairman Tedrick initiated discussion related to the establishment of goals for the President and a process for timely and substantive evaluation of the President. After discussion of various components of an evaluation including budget development, maintaining and unifying the University system, strengthening relationships with the Governor, state legislature, and other external communities, improving retention and graduation rates, the consensus of the Board was for the Chair to meet with the President to develop short-term (first 100 days) goals and agree on process to develop long-term goals. The Board determined that it will perform an initial evaluation of the President during the Board's May executive session.*

*Jerry D. Blakemore, SIU General Counsel, distributed a memorandum to the Board ... The General Counsel provided a briefing of the legal issues and recommendations to settle the matter with the Justice Department. After discussion of the issues, the Board instructed the General Counsel to proceed as recommended.*

#### March 8, 2006, Executive Session

*The Executive Session minutes of the November 9 and 10, 2005, November 14 and 15, 2005, and January 12, 2006, meeting were approved.*

*President Poshard discussed a staffing plan which includes a senior level public relations person and assistant. The Board concurred in this plan. The Board also discussed the issue and accommodation of the current and possibly expanded staffing. No decision was made.*

*President Poshard discussed various issues related to the first 100 day goals established by the Board for the President.*



*Jerry D. Blakemore, SIU General Counsel, distributed a memorandum to the Board related to the status of medical malpractice cases and recent settlements authorized by the Board. The memorandum was distributed for information only. No action was requested.*

#### May 1, 2006, Executive Session

*President Poshard distributed various documents related to the evaluation and goals of the President. The President and Board discussed the evaluation and goals of the Chancellors and related the discussion to various issues facing higher education, the specific goals and responsibilities of each of the campuses and the role of the President in the establishment and implementation of the various goals.*

*Jerry D. Blakemore, SIU General Counsel, distributed a legal affairs report for the first quarter of 2006. The memorandum was distributed for information only. No action was requested or taken.*

#### June 7, 2006, Executive Session

*The minutes of the executive sessions held March 8, 2006, and May 1, 2006 were approved.*

*President Poshard distributed various documents related to the evaluation and goals of the President. The President and Board discussed the evaluation and goals of the President, Chancellors, President's senior staff, and related the discussion to various issues facing higher education, the specific goals and responsibilities of each of the campuses and the role of the President in the establishment and implementation of the various goals.*

*Trustee Wiley discussed the FY2007 proposed audit plan and raised questions regarding the process of selecting audits, the current reporting requirements to the Board and the President's Office. Chairman Tedrick recommended that Trustee Wiley meet with Dr. Stucky and the audit staff to discuss the concerns raised regarding personnel, audit selection process, schedule and reporting.*

*The President and the Board discussed personnel issues related to the Board of Trustees Executive Secretary and the President's senior staff.*

*Prior to the actual session, Jerry D. Blakemore, SIU General Counsel, distributed a legal affairs report as of May 31, 2006. The memorandum was distributed for information only. No action was requested or taken.*

#### July 12, 2006, Executive Session

*Jerry D. Blakemore, SIU General Counsel, distributed a legal affairs report as of June 2006. The memorandum was distributed for information only. No action was requested or taken. Mr. Blakemore provided an update of the Christian Legal Society litigation and the status of the SIU School of Medicine and AFSCME collective bargaining negotiations.*

#### September 13, 2006, Executive Session

*The executive session minutes of the June 7, 2006, and July 12, 2006, meetings were approved without dissent.*

*General Counsel Blakemore distributed a legal affairs report as of September 12, 2006. The memorandum was distributed for information only. No action was requested or taken.*

#### October 11, 2006, Executive Session

*The executive session minutes of the September 13, 2006, meetings were approved without dissent.*

*Members of the Board and President Poshard discussed the employment agreement of Chancellor Wandler.*

*General Counsel Blakemore distributed a legal affairs report as of October 9, 2006. The memorandum was distributed for information only. No action was requested or taken.*

#### October 20, 2006, Executive Session

*General Counsel Blakemore presented a status of his review of the incident regarding the beating of an SIUC student by a group of alleged offenders on October 6 on the Carbondale campus. Mr. Blakemore indicated that the report was incomplete, that the review was not yet completed, that investigations were ongoing, and that he would provide an updated status report either on or before the November Executive Session.*

#### November 8, 2006, Executive Session

*The executive session minutes of the October 12 and 20, 2006, Board of Trustees meetings were approved without dissent.*

*General Counsel Blakemore distributed a legal affairs report as of November 7, 2006. The memorandum was distributed for information only. No action was requested or taken. The report was presented for information purposes only. No action was requested or taken.*

*President Poshard distributed a November 7, 2006, memorandum regarding proposed bargaining agreement between SIU School of Medicine and AFSCME. Dr. Poshard and General Counsel Blakemore discussed both the proposed agreement and the bargaining process. The President indicated that the School of Medicine was supportive of the proposal, that the proposal was within the fiscal parameters of the School of Medicine, that the union was pleased with the agreement and ratification was expected by close of business today, November 8, 2006. Finally, Mr. Blakemore reported that this matter was on the current and pending agenda for the November 9, 2006, Board of Trustees meeting.*

#### January 11, 2007, Executive Session

*The executive session minutes of the November 8, 2006 Board of Trustees meeting were approved without dissent.*

*Dr. Duane Stucky, Dean and Provost J. Kevin Dorsey and Associate Provost Pam Speer led a discussion of the purchase of 335 West Carpenter, Springfield, Illinois. The Board asked several questions related to the cost, process and overall acquisition plan. Chairman Tedrick indicated that he would discuss this matter with Trustee Wigginton who was unable to attend because of family matters.*

*General Counsel Blakemore distributed a legal affairs report as of January 9, 2007. Mr. Blakemore and Ms. Paige Reed answered questions regarding specific legal matters.*

*The President provided the Board his 2006 Year End Report. The report focused on major fiscal and policy issues during the past year as well as personnel matters.*

#### February 27, 2007, Executive Session

*The executive session minutes of the January 11, 2007, Board of Trustees meeting were approved without dissent.*

*Dr. Stucky reported to the Board on the status of negotiations for the purchase of the Evergreen Terrace Property. Dr. Stucky advised that the University will be in a position to purchase the subject matter property by 2008 from the U.S. Department of Housing and Urban Development (“HUD”). The Board discussed the current safety and environmental issues at Evergreen Terrace. The Board was advised that safety/security is quite good (Trustee Guerra). The Board also discussed whether the purchase could result in a freeze or reduction in rental rates. Dr. Stucky advised that at this point there was not sufficient information to provide an answer to this question. President Poshard*

*suggested that he and Dr. Stucky be allowed to submit a plan to the Board that would include whether and to what extent infrastructure improvements would be needed and whether it would be possible to freeze or reduce rental rates.*

*Dr. Stucky advised the Board that the annual audit by State Auditor General is complete and that he is hopeful that a report to either the Audit Committee or full Board by the auditors could take place in April.*

*Dr. John Dunn, SIUC Interim Chancellor advised the Board of process for evaluating the Dean of the College of Media and Communication. Dr. Dunn distributed a PowerPoint presentation which outlined the review process and findings.*

*Dr. Dunn and General Counsel Blakemore provided highlights of the proposed Collective Bargaining Agreement. The Proposal has been approved by Departmental Representative Council (“DRC”) of the Faculty Association. The full membership will vote on the proposal before spring break. The DRC has recommended ratification of the agreement.*

*General Counsel Blakemore distributed the February 26, 2007, Litigation Report.*

*President Glenn Poshard. The Board discussed the performance to date of President Poshard and suggested that the Board Chair meet with the President to discuss goals for the coming year. The Board Chair expressed his pleasure with the performance of the President, identified the need to refine the Board’s goals for the President and the necessity for maintaining Board priorities.*

#### April 11, 2007, Executive Session

*Upon motion of Trustee Hightower and seconded by Trustee Phelps, the executive session minutes of the February 27, 2007, Board of Trustees meeting were approved without dissent.*

*General Counsel Blakemore distributed the April 5, 2007 Litigation Report. Mr. Blakemore advised the Board of the three SIU School of Medicine matters that were set for trial in March. Mr. Blakemore reported that of the three SIU Medical School trials, the University has successfully defended two of the three and the third has been postponed. The details of each matter is included in the April 5, 2007 Legal Affairs Report.*

#### June 13, 2007, Executive Session

*Upon motion of Dr. Sanders and seconded by Ms. Guerra, the executive session minutes of the April 11, 2007 Board of Trustees meeting were approved without dissent.*

*General Counsel Blakemore distributed the June 6, 2007 Litigation Report. Mr. Blakemore highlighted two matters: 1) Attorney General Lisa Madigan's investigation related to the financial services and student loan lending practices and 2) overview by Associate General Counsel Deborah Nelson of the Non-Tenured Track Faculty Collective Bargaining Agreement.*

*At the request of Chair Tedrick, Dr. Hightower provided an evaluation of Board Secretary Misty Whittington. The Board concurred with the recommendations of the Chair and Vice Chair.*

*President Glenn Poshard distributed documents related to the evaluation of Chancellor Vandegrift, Vice President Haller, Vice President Stucky, Internal Auditor Ron Cremeens and Executive Assistant to the President David Gross.*

*Finally, the President distributed materials and discussed 2006-2007 goals for the President and each campus. The Board participated in a preliminary discussion of these matters and Dr. Hightower advised that the Board should be prepared to discuss the personnel evaluations as well as the Presidential goals at its next meeting.*

#### July 11, 2007, Executive Session

*The executive session minutes of the June 13, 2007, Board of Trustees meeting were approved without dissent.*

*General Counsel Blakemore distributed the July 2007 Litigation Report. Mr. Blakemore highlighted three matters: 1) U.S. Supreme Court decision in the Seattle and Louisville school district affirmative action cases, 2) ... and 3) City of Carbondale property transfer and sales tax proposal.*

*Chair Tedrick provided an evaluation of President Poshard which he described as excellent. Chair Tedrick recommended that the Board consider a new five (5) year contract for the President. The Board discussed the proposal and requested that the Chair negotiate a new five year contract with an appropriate compensation package.*

#### September 19, 2007, Executive Session

*Upon motion of Dr. Goldman and seconded by Ms. Wiley, the executive session minutes of the July 11, 2007 Board of Trustees meeting were approved without dissent.*

*General Counsel Blakemore referenced the September 19, 2007 Litigation Report distributed earlier to the President and Board.*

November 7, 2007, Executive Session

*General Counsel Blakemore and Associate General Counsel Deborah J. Nelson distributed the Monday, November 5, 2007 Legal Affairs Report. The General Counsel and Associate General also answered questions on these matters.*

*President Poshard presented an evaluation of the performance of both Chancellors. In that regard, President Poshard presented a synopsis of the goals of each campus.*

January 16, 2008, Executive Session

*General Counsel Blakemore distributed the Monday, January 17, 2008 Legal Affairs Report.*

February 27, 2008, Executive Session

*Minutes of November 2007 and January 2008 were approved.*

*General Counsel Blakemore distributed the Tuesday, February 26, 2008 Legal Affairs Report. The General Counsel answered questions on these and related matters.*

*President Poshard presented an evaluation of the performance of Chancellor Treviño.*

April 9, 2008, Executive Session

*General Counsel Blakemore distributed the Tuesday, April 4, 2008, Legal Affairs Report.*

June 11, 2008, Executive Session

*The minutes of the executive session for April 9, 2008, and May 1, 2008, were unanimously approved by the Board.*

July 9, 2008, Executive Session

*The minutes of the executive session for June 11, 2008, were unanimously approved by the Board.*

*The Board and the President discussed the performance and goals of the President for FY 08. In addition, the President presented the personnel evaluations for the Chancellors, senior staff and direct reports to the President.*

*General Counsel Blakemore presented the legal affairs report dated July 3, 2008 for review and discussion. In addition, Mr. Blakemore provided a summary of the memo to the Board and President dated Tuesday, July 8, entitled An Overview of Current RFP's for Outside Counsel Legal Services.*

*The Board asked various questions regarding the legal affairs report and the Outside Counsel Report.*

#### September 10, 2008, Executive Session

*The minutes of the executive session for July 9, 2008, were unanimously approved by the Board.*

*Presidential contract extension and Presidential goals were discussed by the President and the Board. The Chair will have further discussions with the President regarding the Board's option to extend the agreement and will also have initial compensation discussions with the Executive Committee of the Board and report back to the full Board.*

*General Counsel Blakemore presented the legal affairs report dated September 5, 2008, for review and discussion. The Board asked various questions regarding the legal affairs report and the two matters earlier referenced.*

#### December 10, 2008, Executive Session

*The minutes of the executive session for September 10<sup>th</sup> and September 23rd, 2008, were unanimously approved by the Board.*

*General Counsel Blakemore also distributed the legal affairs report dated December 3, 2008, for review and discussion. In addition, Mr. Blakemore provided a briefing of the facts in the two student appeal cases, an overview of the appeals process, and the applicable standards of review for the two student appeals pending before the Board.*

*Dr. Stucky provided an update of the financial status of the Risk Management program. The update precluded a comparison of current fiscal year reserves to the most recent fiscal year. The Senior Vice President further indicated that University continues to be in a good position notwithstanding the increase in the reserve from last fiscal year to the current fiscal year.*

*Dr. Poshard provided a discussion of potential real estate purchases and development related to Southern Hills (SIUC), Greek Row (SIUC), and Spring Green Lodge (SIUE).*

February 11, 2009, Executive Session

*Upon motion of Trustee Sanders and second by Trustee Simmons, the minutes of the executive session for December 10, 2008, were unanimously approved by the Board.*

*General Counsel Blakemore also distributed the legal affairs report dated February 6, 2009, for review and discussion.*

April 1, 2009, Executive Session

*The minutes of the executive session for December 10<sup>th</sup>, 2008, were unanimously approved by the Board.*

*General Counsel Blakemore also distributed the legal affairs report dated March 25, 2009, for review and discussion.*

*The Chair and the members of the Board of Trustees discussed an extension of the contract of President Glenn Poshard. The consensus of the Board was to provide a 5 year contract extension.*

May 6, 2009, Executive Session

*The minutes of the executive session for April 1st, 2009 were unanimously approved by the Board.*

*General Counsel Blakemore also distributed the legal affairs report dated April 30, 2009, for review and discussion.*

June 10, 2009, Executive Session

*At the request of Trustee Simmons, the minutes of the executive session for May 6th, 2009 will be considered by the Board at its July meeting.*

*General Counsel Blakemore distributed the legal affairs report dated June 3, 2009, prior to the executive session.*

July 15, 2009, Executive Session

*The minutes of the executive session for May 6, 2009, and June 10, 2009, were approved.*



*Prior to the meeting, General Counsel Blakemore distributed the legal affairs report dated July 9, 2009.*

*The President provided the Board with a summary of his evaluation of the following employees:*

- A. Vaughn Vandegrift*
- B. Sam Goldman*
- C. Duane Stucky*
- D. Paul Sarvela*
- E. Jerry Blakemore*
- F. John Davis*
- G. Brian Chapman*
- H. David Gross*
- I. Paula Keith*
- J. Misty Whittington*

#### September 9, 2009, Executive Session

*Upon the Motion of Trustee Sanders and second by Trustee Brown, the minutes of the executive session for July 15<sup>th</sup> 2009 were approved.*

*Prior to the meeting, General Counsel Blakemore distributed the legal affairs report dated September 3, 2009.*

*The President provided a brief overview of particular candidates which the Committee has expressed interest in for the position of SIUC Chancellor.*

#### December 9, 2009, Executive Session

*Upon the Motion of Trustee Simmons and second by Trustee Wiley, the minutes of the executive session for September 9 2009 were approved.*

*Prior to the meeting, General Counsel Blakemore distributed the legal affairs report dated December 2, 2009.*

#### February 10, 2010, Executive Session

*The minutes of the executive session for December 9 2009, were approved.*

*Prior to the meeting, General Counsel Blakemore distributed the legal affairs report dated February 3, 2010, and distributed the report to those members present.*

#### April 8, 2010, Executive Session

*The Board discussed a possible change in the 2010 Board meeting schedule, and the general consensus was to have a one day meeting, July 6<sup>th</sup>, in Springfield, subject to resolution of all logistical issues. The Board also discussed the possibility of having a meeting at the Lake County location in 2011.*

*The minutes of the executive session for February 10, 2010, were approved.*

*Prior to the meeting, General Counsel Blakemore distributed the legal affairs report dated March 31, 2010, and a Supplemental Legal Affairs Report dated Tuesday, April 5. No questions were raised by members of the Board. Mr. Blakemore did not highlight any provisions of the Report other than the Revolving Door Provisions previously discussed.*

#### May 12, 2010, Executive Session

*The minutes of the Executive Session for April 8, 2010, were approved.*

*Prior to the meeting, General Counsel Blakemore distributed the legal affairs report dated May 5, 2010. No questions were raised by members of the Board related to the May 5<sup>th</sup> report.*

#### July 7, 2010, Executive Session

*The minutes of the executive session for May 12, 2010, were approved.*

*Prior to the meeting, General Counsel Jerry D. Blakemore, Vice President and General Counsel, Southern Illinois University, distributed the legal affairs report dated June 24, 2010, and a Supplemental Legal Affairs Report dated July 2, 2010. No questions were raised by members of the Board.*

#### September 15, 2010, Executive Session

*The minutes of the executive session for July 7, 2010 were approved.*

*Prior to the meeting, General Counsel Jerry D. Blakemore, Vice President and General Counsel, Southern Illinois University, distributed the legal affairs report dated September 9, 2010. No questions were raised by members of the Board.*

### December 8, 2010, Executive Session

*Upon the Motion of Trustee Sanders and second by seconded by Trustee Harrison, the minutes of the executive session for September 15, 2010 were approved.*

*Prior to the meeting, General Counsel Jerry D. Blakemore, Vice President and General Counsel, Southern Illinois University, distributed the legal affairs report dated December 3, 2010.*

*No other questions were raised by members of the Board.*

### February 9, 2011, Executive Session

*Upon the Motion of Trustee Bonan and seconded by Trustee Harrison, the minutes of the executive session for December 8, 2010 were approved.*

*Prior to the meeting, Vice President and General Counsel Jerry D. Blakemore distributed the legal affairs report dated January 31, 2011. Mr. Blakemore reported that the University was not facing any significant medical malpractice litigation for the remainder of this fiscal year and he credited the work of Chris Glidewell, Director of Risk Management and Virginia Cooper, Senior Associate General Counsel for their training and professional development efforts as well as their work with the School of Medicine Risk Management Committee for the success at preventing litigation.*

*Chair Tedrick advised the Board of his discussions with Ms. Glidewell and Ms. Cooper and indicated that he felt that they were on top of things. He further explained to the Board that the cost of medical malpractice and other risk insurance included on the Board agenda was for a three (3) year period.*

*The President and General Counsel Blakemore provided an update of the union negotiations and unpaid closure days at SIUC. The President and Mr. Blakemore answered questions from Board members.*

*No other questions were raised by members of the Board.*

### May 11, 2011, Executive Session

*Interim General Counsel Jeffrey C. McLellan distributed the minutes of the February 9, 2011, executive session. Upon the Motion of Trustee Manering and Seconded by Trustee Lowery, the minutes were approved. Dr. McLellan then discussed that the minutes of prior closed sessions need to be reviewed semi-annually in order to determine what parts, if any, of those minutes were no longer deemed to be confidential. That review will be conducted during a future closed session.*

*Prior to the meeting, Dr. McLellan distributed the Legal Affairs Report dated May 6, 2011. He gave a general overview of the methods of the Office of General Counsel in handling litigation and trying to prevent litigation. A few current, pending, or potential lawsuits were discussed.*

*No other questions were raised by members of the Board.*

July 13, 2011, Executive Session

*A presentation was made by SIUC Chancellor Dr. Rita Cheng and Associate General Counsel Deborah Nelson regarding the status of collective bargaining efforts at SIUC, with specific emphasis on the IEA/NEA unions.*

*No other questions were raised by members of the Board.*