

**MINUTES OF THE BOARD OF REGENTS
WESTERN KENTUCKY UNIVERSITY**

August 24, 1990

Required statutory notice having been given, the third quarterly meeting of the Board of Regents of Western Kentucky University was held in the Rivermont B Room of the Executive Inn in Owensboro, Kentucky. The meeting was called to order at 11 a.m., CDT, by Mr. Joseph Iracane, Chairman.

AGENDA ITEM 1 - Invocation

The meeting opened with a prayer of invocation by Dr. Jerry Wilder, Vice President for Student Affairs.

AGENDA ITEM 2 - Oath of Office

Mr. Michael S. Colvin, a senior from Louisville, Kentucky, having been elected by the student body, qualified as student regent for the 1990-91 school year by taking the Constitutional Oath. The Oath was administered by Mrs. Liz Esters, Notary Public for the Commonwealth and Secretary to the Board.

AGENDA ITEM 3 - Roll call

The following members were present:

Mr. Danny Butler
Mr. Robert L. Chambless, Jr.
Mr. Michael S. Colvin
Dr. Eugene E. Evans
Mr. Monnie L. Hankins
Mr. Joseph Iracane
Mrs. Patsy Judd
Mr. Wendell K. Strode
Mr. Fred L. Travis
Mr. Denny Wedge

Also present were Dr. Thomas C. Meredith, President; Dr. Paul B. Cook, Executive Vice President for Administrative Affairs and Interim Vice President for Business Affairs; Dr. Robert V. Haynes, Vice President for Academic Affairs; Dr. Jerry Wilder, Vice President for Student Affairs; Dr. Stephen House, Executive Assistant to the President; Mrs. Liz Esters, Staff Assistant for Special Projects and Secretary to the Board of Regents; and Mr. Fred Hensley, Director of University Relations.

Mrs. Judd made the following statement, "Mr. Chairman, I wanted to tell you, the officials of Owensboro, and the people of Owensboro that we are most honored to be here in this beautiful city today to have a meeting of the Western Kentucky University Board of Regents. I think that all of the people of Owensboro should know that we are very pleased to be a part of Owensboro's higher education community and to be able to offer higher educational opportunities for the people of this area. Owensboro is a very important part of

Western Kentucky University's service area, and we are pleased to meet the higher education needs that we are uniquely qualified to meet here. We thank you and all of the entire community of Owensboro for the support and the backup that it gives Western Kentucky University. Another thing that we are very appreciative of is that Western is provided its top leadership by the city of Owensboro. We are honored to have our Chairman Mr. Joe Iracane from Owensboro and also our President Dr. Tom Meredith is a native of Owensboro along with Regent Monnie Hankins. We are appreciative to the City for the outstanding leadership they have developed.

When I was driving into the City, I couldn't help but notice its beauty and a museum I would like to get back to and just some very outstanding things here. I think Owensboro is truly an outstanding city in our state. I know that all of the progressive things just didn't happen. It took a lot of people in the community and support to make these things happen. I would conclude by saying that we are very pleased to be here, and please let all of the people of the City know that we appreciate the support that Owensboro has given Western through the years and will in the future. We look forward to a beneficial relationship in the future."

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

AGENDA ITEM 4 - Disposition of the Minutes

The minutes of the special meeting of June 27, 1990, were presented by the Chairman. Motion was made by Mr. Strobe and seconded by Mr. Butler to approve the minutes as submitted inasmuch as copies had been mailed to members prior to the meeting. The motion carried by voice vote.

AGENDA ITEM 5 - Committee Reports:

5.1 - Academics Committee, Mrs. Patsy Judd, Chair, Dr. Evans, Mr. Hankins, Mr. Travis

5.1.1 - Recommendation to establish a Center for Gifted Studies

RECOMMENDATION:

President Thomas C. Meredith recommends approval of the proposal to establish a *Center for Gifted Studies* at Western Kentucky University to:

- enhance the stature of gifted education programs and strengthen the competitive position of Western in seeking external funding;
- provide visibility in the Commonwealth for the leadership role that Western has taken in gifted child education;

- recognize the contributions made by Western's programs which have been offered for gifted students as well as for teachers, administrators, and parents of gifted students;
- provide an administrative unit to coordinate the planning and implementation of programs for gifted students, parents, teachers, and administrators; and
- provide a unit to coordinate the acquisition and management of externally funded projects in gifted child education.

Background:

In 1981 the College of Education held a one-day conference to solicit ideas for ways that Western Kentucky University could support the public schools in meeting the needs of gifted students. As a result of that conference, graduate courses were designed to offer the endorsement in a gifted education, the Summer Camp for Academically Talented Middle School Students was planned, and the Summer Workshop for Parents and Teachers of Gifted Students was initiated. From that beginning point, Western has offered programs for highly able students and workshops for parents and teachers.

The budget for the activities in the Center for Gifted Studies will be approximately one half of a million dollars a year for the next three years. One half of that amount comes from the United States Department of Education through the Jacob K. Javits Gifted and Talented Students Grant which has been funded for \$250,305 for the first of three years. The Gifted Programs budget is \$231,403 for 1990, and these funds are generated from tuition to the various program opportunities. Additional funding comes from grants.

With the approval of the Academics Committee, Mrs. Judd moved approval of the establishment of the Center for Gifted Studies at Western Kentucky University. The motion was seconded by Mr. Strode and carried by voice vote.

5.1.2 - Proposed Minor in Land Surveying

RECOMMENDATION:

President Thomas C. Meredith recommends approval of the two items which follow that have been passed by the Academic Council and endorsed and submitted by the Vice President for Academic Affairs:

Background:

The proposed Land Surveying minor would be offered by the Department of Engineering Technology starting in the fall semester of 1990. The purpose of the Land Surveying minor is to provide students with the basic knowledge and skills of land surveying needed in support of their chosen major and for entry-level employment in the field of land surveying. The development of this program is in response to requests from students at Western both in and outside the Engineering Technology Department, demands voiced by the Kentucky Association of Professional Surveyors, and interest expressed by the Kentucky Board of Professional Engineers and Land Surveyors.

This program requires no additional staff, no new course offerings, and initially no new equipment. It offers an additional option to the students at WKU while providing a first and

no-cost step towards a Land Surveying major. Should demand not warrant the development of a major program, it provides a logical stopping point in the process. Upon approval, it will be the first and only Land Surveying program in the state.

With the approval of the Academics Committee, Mrs. Judd moved approval by the Board. The motion was seconded by Mr. Travis and passed by voice vote.

5.1.3 - Proposed Minor in Marketing

Background:

The proposed minor in Marketing is intended primarily for students with majors outside the College of Business Administration. These students will be asked to comply with the so-called "twenty-five percent rule." This means that for students who have no commitment to complete the full common body of knowledge (CBK) in business, no more than 32 hours may be taken in courses offered by the College of Business Administration.

The proposed new minor program in Marketing would require 24 semester hours of course work. It makes use of courses which already exist and which are offered on a regular basis.

Mrs. Judd, with approval of the Academics Committee, moved approval of the proposed minor in land surveying and the proposed minor in marketing. The motion was seconded by Mr. Travis and passed by voice vote.

5.2 Committee on International Education. Dr. Eugene Evans, Chairman, Mr. Danny Butler, Mr. Michael Colvin, Mrs. Patsy Judd, and Mr. Monnie Hankins

Dr. John Petersen, Associate Vice President for Academic Affairs, distributed copies of the 1989-90 Annual Report on International Education at Western Kentucky University and reported to the group on the document. The goal for international education at Western is to have a broad-based comprehensive program that will be of maximum benefit for the students providing them with curricular opportunities to be exposed to international content in their coursework; providing them opportunities to gain their own experience abroad through the study abroad program; providing a faculty development dimension where opportunities are available for - faculty to gain as much international experience as possible, and through the development of a program of lectures and seminars to add extracurricular dimensions to the on-campus program with international dimensions. International exchange activities and international agreement activities of a general nature between institutions in the United States and abroad provide additional opportunities for the students, faculty, and staff.

The summary provides some of the activities that took place during the 1989-90 year in international education. The first section deals with the connections in Latin America; the second section deals with developing Canadian Studies; the third section deals with Asian Studies which includes our China connections; the fourth section deals with the study abroad opportunities for the students; the fifth section deals with international visitors who have been on campus during the year to give special lectures or presentations; and the last section details the number of international students that were enrolled during 1989-90. It was reported that 43 countries were represented on Western's campus last year.

Secretary's Note: A copy of the full report is filed in the Board's official records.

Current year plans call for four visiting scholars from China during this academic year--one in mathematics education, one in computer science, one in chemistry, and one in English as a second language. A visiting scholar from the Soviet Union is due in the Department of Psychology in the next week, and a visiting professor in political economy from Poland is expected in the spring to teach a course in political science and a course in economics. These are opportunities for the students to get some first-hand exposure in the classroom from the scholars from other parts of the world and parts of the world where there are some very important significant changes going on. In addition, a visiting Fulbright Scholar from Nigeria will be hosted in the Department of Modern Languages and Intercultural Studies, and a visiting artist sculptor from Ecuador will be on campus this year.

AGENDA ITEM 6 - Recommendation to approve a resolution amending the Series J Resolution

RECOMMENDATION:

President Thomas C. Meredith recommends approval of a resolution amending the Series J Resolution of the Board of Regents of Western Kentucky University authorizing the issuance of \$11,400,000 Consolidated Educational Buildings Revenue Bonds. (ATTACHMENT I)

President Meredith also recommends that the Board of Regents:

- (a) approve the revised forms of Notice of Bond Sale, Official Terms and Conditions of Sale of Bonds, Bid Form and Official Statement; (ATTACHMENT II)
- (b) authorize the publication of the Notice of Bond Sale in accordance with Chapter 424 of the Kentucky Revised Statutes and the Financial Advisor be authorized to disseminate copies of the Official Statement; (ATTACHMENT III) and
- (c) authorize that sealed bids for the purchase of the Series J Bonds be opened and considered by the Board or the Executive Committee of the Board, which Committee is hereby authorized to act on behalf of the Board in the Treasurer's Office on such date and at such time as may be determined by the Treasurer, and that the Board or said Executive Committee be authorized to accept the bid received with the lowest net interest cost upon the advice of Seasongood and Mayer, Cincinnati, Ohio, the Financial Advisor of the Board. (ATTACHMENT IV)

Background:

The Board of Regents adopted a Series J Resolution at a meeting on April 26, 1990. This amendment changes the date of the Series J Bonds from May 1, 1990, to September 1, 1990; changes the first interest payment date from November 1, 1990, to May 1, 1991, and advances the optional call provision dates by six months.

Following an explanation of the above recommendation to amend the Series J Resolution of the Board of Regents by Dr. Paul Cook, Executive Vice President for Administrative Affairs and Interim Vice President for Business Affairs, a motion for approval of the above resolution was made by Mr. Travis, seconded by Mr. Strode; and the roll call vote follows:

Aye: Butler, Chambliss, Colvin, Evans, Hankins, Iracane, Judd, Strode, Travis, Wedge

Nay: None

1990 AGENDA ITEM 7 - Presentation of personnel actions since May 30,

RECOMMENDATION:

President Thomas C. Meredith recommends that the Board of Regents approve the recommended personnel changes which have transpired since the meeting of the Board on June 27, 1990. The actions are contained in the next thirteen pages.

PERSONNEL CHANGES
(Subsequent to Meeting of Board of Regents on June 27, 1990)

Part I. Faculty Personnel Changes

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
FACULTY APPOINTMENTS		
<u>Academic Affairs</u>		
University Libraries:		
Mr. Jonathan Jeffrey	20,004	August 27, 1990; Special Collections Librarian, with rank of Assistant Professor, in Library Special Collections; budgeted position
Dr. Bonna J. Boettcher	20,004	August 1, 1990; Glasgow Campus Librarian, with rank of Assistant Professor in Library Public Services
Community College:		
Ms. Debra Tweddell	22,476	August 16, 1990; Instructor; 1990-1991 academic year only
<u>Bowling Green College of Business Administration</u>		
Accounting:		
Mr. Gary Hayes	42,000	August 16, 1990; Instructor; replace Mr. Rodney Veitschegger
Ms. Mary Jo Phelps	25,200	1990-91 academic year only; Instructor; replace Mrs. Sharon Campbell
Mr. S. Duane Smith	53,004 55,008 w/d	August 16, 1990; Assistant Professor; replace Dr. Walter Campbell
Management:		
Dr. Mark Flener	12,804	August 16, 1990; Visiting Assistant Professor; 1990 fall semester only
<u>College of Education and Behavioral Sciences</u>		
Dr. James R. Craig	54,144	July 1, 1990; Assistant Dean; formerly full time in Department of Psychology; will continue to carry rank of Professor of Psychology
Educational Leadership:		
Dr. Nan Restine	31,500	August 16, 1990; Assistant Professor; replace Dr. Michael Richardson

Part I. Faculty Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
FACULTY APPOINTMENTS (continued)		
<u>College of Education and Behavioral Sciences (continued)</u>		
Teacher Education: Ms. Alice Mikovch	22,056	1990-91 academic year; Instructor; budgeted position
Dr. Eugene Gray	37,800	August 16, 1990; Associate Professor; replace Dr. Roy Shinn
<u>Ogden College of Science, Technology, and Health</u>		
Engineering Technology: Mr. David Blanpied	33,000	August 16, 1990; Assistant Professor; budgeted position
Health and Safety: Ms. Reece Carter	22,884	1990-91 academic year only; Instructor; temporary budgeted position
Ms. Debra Sutton	25,440	1990-91 academic year only; Instructor; temporary budgeted position
Mathematics: Ms. Kim Myers	22,176	1990-91 academic year only; Instructor; replace Ms. Bettina Richmond, who is on leave of absence
Mr. John Osgatharp	21,300	1990-91 academic year only; Instructor; temporary budgeted position
Ms. Janette Barnes Wilson	22,176	1990-91 academic year only; Instructor; replace Dr. Karen E. Gragg
<u>Potter College of Arts, Humanities, and Social Sciences</u>		
Art: Mr. Leo Fernandez	48,000	August 16, 1990; Head of Department; 12 months' basis; formerly full time in Department of Art; will continue to carry rank of Professor of Art
History: Mr. Matthew Gore	11,000	1990 fall semester only; Instructor; replace Dr. Robert Antony who is on leave of absence
Modern Languages and Intercultural Studies: Dr. Erika Brady	30,000	August 16, 1990; Assistant Professor; replace Dr. Lynwood Montell

Part I. Faculty Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
Potter College of Arts, Humanities, and Social Sciences (continued)		
Music: Dr. Marshall L. Scott	30,000	August 16, 1990; Assistant Professor; replace Ms. Mary Lazarus
Sociology, Anthropology, and Social Work: Dr. Mary Bricker-Jenkins	37,008	August 16, 1990; Associate Professor; replace Mrs. Duane Andrews

FACULTY RETURNING FROM LEAVE OF ABSENCE

Ogden College of Science,
Technology, and Health

Industrial Technology: Mr. Dawson Peter Jawahar	31,800	August 16, 1990; Assistant Professor
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FACULTY SALARY ADJUSTMENTS

Bowling Green College of
Business Administration

Finance and Management Information Systems: Dr. John J. Stallard	4,558	July 1, 1990; salary supplement in addition to \$50,148 for 1990-91 academic year in recognition of services as Lessenberry Professor
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College of Education
and Behavioral Sciences

Psychology: Ms. Jacqueline Pope-Tarrence	28,572	July 1, 1990; 1990-91 academic salary adjusted upward by \$2,796
Dr. Joyce Wilder	28,892	July 1, 1990; salary adjusted upward by \$1,000 in recognition of completion of doctorate and \$1,000 as an equity adjustment

FACULTY ADDITIONAL RESPONSIBILITIES

College of Education
and Behavioral Sciences

Dr. Roger Sam Pankratz	2,564.80	July 1, 1990-June 30, 1991; Associate Dean; monthly stipend of \$2,564.80 for services performed for school reform program with Commonwealth of Kentucky
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Part I. Faculty Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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FACULTY REASSIGNMENT

Potter College of Arts,
Humanities, and Social Sciences

Music:

Dr. Charles W. Smith

July 1, 1991; requests
reassignment from head of
department to full-time
faculty status

FACULTY LEAVE OF ABSENCE

College of Education
and Behavioral Sciences

Home Economics and
Family Living:

Ms. Deborah Sutherlin

1990-91 academic year;
will receive tuition and
fee support up to a
maximum of \$3,900; work
toward doctoral degree at
Virginia Polytechnic
Institute

FACULTY RESIGNATIONS

Ogden College of Science,
Technology, and Health

Computer Science:

Mr. Alan K. Smothers

August 15, 1990;
Assistant Professor

TEMPORARY -- GRANT FUNDED

Graduate College

Continuing Education:

Ms. Felicia F. Cartwright

1,182

July 1, 1990; Senior
Level Training Aid with
Social Service Training
Program Resource Center;
monthly salary adjusted
upward from \$1,125

Ms. Vallory A. Kendall

26,256

July 1, 1990-June 30,
1991; Training Assistant
with Social Service
Training Resource Center;
reappointed as Training
Assistant; annual salary
adjusted upward from
\$25,008

Part II. Other Personnel Changes

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
TEMPORARY -- GRANT FUNDED (continued)		
<u>College of Education and Behavioral Sciences</u>		
Center for Math, Science, and Environmental Education: Ms. Peggy Marcum	1,072 per month	July 1, 1990; promoted from Administrative Secretary to Senior Administrative Secretary/Bookkeeper; monthly salary adjusted upward from \$992
Diagnostic Center: Mrs. Ann H. Esterle	12,540	November 5, 1990-June 30, 1991; reappointed as Family Coordinator; part-time basis
Ms. Celeste Hinton	25,454	August 1, 1990, through June 30, 1991; School Psychologist; eleven months' position
Teacher Education: Ms. Paula Borland	17,976	July 1, 1990; reappointed as Educational/Family Specialist with the Diagnostic Center; part-time basis; annual salary adjusted upward from \$16,800
Ms. Ann Y. Botula	21,564	July 1, 1990; reappointed as Educational Assessment Coordinator with the Diagnostic Center; annual salary adjusted upward from \$20,148
Ms. Betty Jean Cummings	13,116	July 1, 1990; reappointed as Speech Pathologist with the Diagnostic Center; part-time basis; annual salary adjusted upward from \$12,264
Mr. Jeffrey C. Drake	27,768	July 1, 1990; reappointed as Psychologist with the Diagnostic Center; annual salary adjusted upward from \$25,944
Ms. Kimberly Lynn Mayes	935 per month	July 1, 1990; reappointed as Administrative Secretary with the Diagnostic Center; monthly salary adjusted upward from \$850

Part II. Other Personnel Changes

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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TEMPORARY -- GRANT FUNDED
(continued)

College of Education
and Behavioral Sciences (continued)

Ms. Phyllis Schnacke	14,868	July 1, 1990; reappointed as Educational Assessment Coordinator/Clinical Services Director with the Diagnostic Center; part-time basis; annual salary adjusted upward from \$13,896
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Dr. John F. Yokurka, Jr.	56.25 per month administrative stipend	July 1, 1990-June 30, 1991; reappointed as Project Director of the Diagnostic Center in addition to duties as Professor in Department of Teacher Education
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Ms. Nedra Wheeler	26,016	July 1, 1990; reappointed as Area Program Consultant with the Diagnostic Center annual salary adjusted upward from \$24,780
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Ms. Alicia Lynn Cravens	890 per month	July 1, 1990; reappointed as Administrative Secretary with the Gifted Program; monthly salary adjusted upward from \$832
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Training and Technical Assistance
Services:

Mr. Dennis P. Angle	1,858 per month	July 1, 1990; Resource Specialist; monthly salary increased from \$1,736
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Ms. Janet Buckley	2,266 per month	July 1, 1990; Training Specialist; monthly salary increased from \$2,118
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Ms. Melody Kay Gravit	953 per month	July 1, 1990 Departmental Secretary; monthly salary increased from \$866
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Ms. Amy S. Hood	924 per month	July 1, 1990; Teacher with WKU Child Care; monthly salary increased from \$840
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Ms. Janine Keirnan	1,828 per month	July 1, 1990; Project Management Specialist; monthly salary increased from \$1,708
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Ms. Ellen Kay Lindsey		August 10, 1990; Head Teacher; resignation
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Part II. Other Personnel Changes

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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TEMPORARY -- GRANT FUNDED
(continued)

College of Education
and Behavioral Sciences (continued)

Mr. Johnny E. Magee	2,266 per month	July 1, 1990; Computer Specialist; monthly salary increased from \$2,118
Ms. Donna Kaye Mason	1,701 per month	July 1, 1990; Training Coordinator/ Administrative Assistant; monthly salary increased from \$1,590
Mr. Robert Glenn Mason	\$ 2,266 per month	July 1, 1990; Family Services Specialist; monthly salary increased from \$2,118
Mrs. Colleen B. Mendel	3,642 per month	July 1, 1990; Director; monthly salary increased from \$3,404
Ms. Betty Robertson	1,487 per month	July 1, 1990; Data Manager; monthly salary increased from \$1,390
Ms. Connie Jo Smith	2,371 per month	July 1, 1990; Early Childhood Childhood Education Specialist; monthly salary increased from \$2,216
Mr. Kurt D. Walker		July 6, 1990; WKUCCC Center Director; resignation
Ms. Melissa Werner	2,266 per month	July 1, 1990; Early Childhood Education Specialist; monthly salary increased from \$2,118
Upward Bound: Mr. Daniel B. Botula	22,800	August 1, 1990-July 31, 1991; Counselor/ Coordinator; reappointed; salary increased from \$21,300
Ms. Linda Gaines	26,556	August 1, 1990-July 31, 1991; reappointed as full-time Director; previously served as Director of both Upward Bound and Talent Search; annual salary increased from \$24,816

Part II. Other Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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EXECUTIVE, ADMINISTRATIVE, AND PROFESSIONAL STAFF

STAFF APPOINTMENTS

Academic Affairs

Public Radio:

Mr. Dan Modlin	29,640	August 1, 1990; News Director; replace Mr. Tim England who is on leave of absence for 1990-91 academic year
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Ms. Naomi J. Lewin	18,504	August 6, 1990; Producer/Announcer; replaces Ms. Pamela Gray
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Mr. Willard C. Hanson	23,004	August 1, 1990; Producer/Announcer; replaces Ms. Elaine Kennedy
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Student Publications:

Mr. Robert Adams	41,832	July 1, 1990; Director; formerly full time in Journalism; will continue to hold rank of Associate Professor of Journalism
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Administrative Affairs

University Relations:

Ms. Sally Raque	20,004	July 1, 1990; Coordinator of Promotions; position upgraded from part time to full time; budgeted position
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Student Affairs

Residence Life:

Ms. Katharine Harbison	9,300	July 16, 1990; Residence Hall Director of J. T. Gilbert Hall; replace Ms. Michelle Reynolds
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Ms. Denise Johnson	7,104	July 16, 1990; Assistant Residence Hall Director of W. R. McCormack Hall; replace Ms. Laura Moon
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Ms. Laura Moon	9,300	July 16, 1990; Residence Hall Director of Potter Hall; replace Ms. Lora Schlewitt
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Mr. Michael Pack	7,104	July 16, 1990; Assistant Residence Hall Director of Hugh Poland Hall; replace Ms. Beth Bolin
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Mr. Paul Gregory Peck	9,108	July 16, 1990-May 15, 1991; Residence Hall Director of Diddle Hall; in addition to position as part-time Assistant Men's Basketball Coach
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Part II. Other Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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EXECUTIVE, ADMINISTRATIVE, AND PROFESSIONAL STAFF

STAFF APPOINTMENTS

Student Affairs

Residence Life: (Continued)

Ms. Kelly Jean Salmon	7,104	July 16, 1990-May 15, 1991; Assistant Residence Hall Director of Bemis Lawrence Hall;
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ADDITIONAL RESPONSIBILITIES

Academic Affairs

Scholastic Development:

Ms. Sharon B. Dyrsen	300 per month	August 1-December 31, 1990; Acting Dean of Scholastic Development
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Student Affairs

Black Student Recruitment:

Ms. Phyllis Gatewood	200 per month administrative stipend	July 1, 1990-June 30, 1991; Coordinator of Black Student Retention; will serve as Program Consultant/Coordinator for Governor's Minority Student College Preparation Program (Project AIMS)
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Residence Life:

Mr. Mike Gillilan	2,500 stipend	August 28 - December 31, 1990; continue to serve as Acting Assistant Director in addition to responsibilities as Complex Director of Pearce-Ford Tower
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Mr. Greg Vincent		July 15, 1990; no longer engaged in special projects in Residence Life Office; \$1,000 stipend discontinued
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Student Financial Aid:

Mr. John B. Holder		June 29, 1990; additional responsibilities as Interim Director of Student Financial Aid, with \$250 per month stipend, ceased
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Part II. Other Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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EXECUTIVE, ADMINISTRATIVE, AND PROFESSIONAL STAFF
(continued)

STAFF PROMOTIONS

Academic Affairs

Public Radio:

Ms. Jeanine M. Howard	21,000	August 1, 1990; promoted from News Producer/Reporter to Assistant News Director with WKYU-FM; salary adjusted upward from \$18,204
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Student Affairs

Residence Life:

Mr. Mike Collins	9,300	July 16, 1990-May 15, 1991; promoted from Assistant Director of Hugh Poland Hall to Assistant Complex Director of Pearce-Ford Tower; salary adjusted upward from \$7,200
Ms. Monica Pettygrue	9,300	July 16, 1990-May 15, 1991; promoted from Assistant Residence Hall Director of Central Hall to Residence Hall Director of East Hall; salary adjusted upward from \$6,612
Mr. Mike Shanks	13,008	July 16, 1990-May 15, 1991; promoted from Residence Hall Director to Senior Level Residence Hall Director of South Hall; salary adjusted upward from \$9,444
Mr. Brad Tolbert	13,008	July 16, 1990-May 15, 1991; promoted from Assistant Complex Director of Pearce-Ford Tower to Senior Level Residence Hall Director of Douglas Keen Hall; salary adjusted upward from \$9,468

STAFF SALARY ADJUSTMENT

Student Affairs

Student Health Service:

Dr. Philip Wayne Turner	69,948	July 1, 1990; annual salary adjusted upward from \$67,944
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Part II. Other Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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EXECUTIVE, ADMINISTRATIVE, AND PROFESSIONAL STAFF
(continued)

STAFF RESIGNATIONS

PresidentAthletics:

Mr. Daniel J. Brennan

July 31, 1990; Assistant
Trainer

Mr. Bobby L. Brown

July 25, 1990; Assistant
Men's Basketball Coach;
contract not renewed

Mr. Murray Arnold

August 15, 1990; Men's
Basketball Coach;
contract not renewedAcademic AffairsPublic Radio:

Ms. Pamela J. Gray

August 9, 1990;
Membership Associate with
WKYU-FMStudent AffairsResidence Life:

Ms. Diane Dooley

July 20, 1990; Senior
Level Residence Hall
Director

Mr. Neal Thomas Jaco

July 15, 1990; Senior
Level Residence Hall
Director

Ms. Michele Reynolds

July 15, 1990; Residence
Hall Director

Ms. Lora Schlewitt

July 15, 1990; resigned
position as Residence
Hall Director

CLASSIFIED PERSONNEL

APPOINTMENTS

Academic Affairs

Ms. Lou Stahl

1,100
per monthJuly 23, 1990; Principal
Secretary; replace
Ms. Elaine PowellOffice of Sponsored Programs:

Ms. Karen Gail Ruble

1,016
per monthJuly 1, 1990; Senior
Administrative Secretary;
part-time position
converted to full-time
positionAdministrative AffairsCenter for Computer and
Informational Services:

Mr. Edward A. Craig

1,498
per monthAugust 1, 1990; Computer
and Data Communications
Specialist; replace
Mrs. Dean Pauline Payne

Part II. Other Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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CLASSIFIED PERSONNEL
APPOINTMENTS
(continued)

Ogden College of Science,
Technology, and HealthNursing:

Ms. Melissa Ellen Morris

874
per monthJuly 23, 1990;
Administrative Secretary
with CPR Training Center
Continuing Education
program; replace Ms. Ava
WalkerPotter College of Arts,
Humanities, and Social SciencesJournalism:

Ms. Carol Raye Peek

874
per monthJuly 2, 1990;
Departmental Secretary;
budgeted positionBusiness AffairsAccounts and Budgetary Control:

Ms. Kimberly J. Wilson

899
per monthJuly 1, 1990; Accounts
Clerk; replace Ms. Toy
Darlene Baker who was
promotedStudent AffairsOffice of Black Student Recruitment:

Ms. Betty Lou Stone

1,133
per monthJuly 9, 1990; Senior
Administrative Secretary;
replace Ms. Glenna Mercer

RECLASSIFICATIONS AND/OR PROMOTIONS

Academic Affairs

Ms. Teresa M. Speth

1,268
per monthJuly 1, 1990; transferred
from Senior Administrative
Secretary in Office of
Dean of Bowling Green
College of Business
Administration and
promoted to Principal
Secretary in Office of
Academic Affairs; monthly
salary adjusted upward
from \$1,093International Programs and Projects:

Mrs. Vira Joan Lindsey

1,115
per monthJuly 1, 1990; position
reclassified from
Administrative Secretary
to International Student
Assistant; monthly salary
adjusted upward from
\$1,032

Part II. Other Personnel Changes (continued)

<u>Name</u>	<u>Salary</u>	<u>Effective Date and Remarks</u>
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CLASSIFIED PERSONNEL
RECLASSIFICATIONS AND/OR PROMOTIONS
(continued)

Business AffairsAccounts and Budgetary Control:

Ms. Toy D. Baker	1,146 per month	July 1, 1990; position reclassified from Senior Accounts Clerk to Principal Accounts Payable Clerk; monthly salary adjusted upward from \$1,061
Mrs. Sally O. Boswell	1,299 per month	July 1, 1990; position reclassified from Accounts Clerk to Senior Accounts Clerk; monthly salary adjusted upward from \$1,202
Ms. Rebecca Jeanette Cowles	980 per month	July 1, 1990; position reclassified from Accounts Clerk to Senior Accounts Payable Clerk; monthly salary adjusted upward from \$907
Mrs. Elizabeth K. Paris	1,451 per month	July 1, 1990; position reclassified from Senior Secretary to Accounts Specialist; monthly salary adjusted upward from \$1,343
Mrs. Patricia G. Purcell	1,115 per month	July 1, 1990; position reclassified from Accounts Clerk to Senior Accounts Payable Clerk; monthly salary adjusted upward from \$1,032
Ms. Kimberly J. Wilson	971 per month	July 1, 1990; position reclassified from Accounts Clerk to Senior Accounts Payable Clerk; monthly salary adjusted upward from \$899

RESIGNATIONS

Academic Affairs

Mrs. Elaine J. Powell	August 24, 1990; Principal Secretary
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Business AffairsPurchasing:

Mr. Howard R. Jones, Jr.	July 13, 1990; Shipping and Receiving Clerk
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The personnel actions were presented by Chairman Iracane.

Motion for approval of the recommended personnel actions was made by Mr. Travis, seconded by Mr. Wedge, and the roll call vote follows:

Aye: Butler, Colvin, Evans (on positions), Hankins, Iracane, Judd, Strode, Travis, Wedge

Nay: Chambliss

Pass: Evans (on compensation)

AGENDA ITEM 9 - Other Business

Mr. Wedge read and moved approval of the following resolution of appreciation.

RESOLUTION

WHEREAS, Mr. Ronald W. Clark of Franklin, Kentucky, has served as a member of the Board of Regents of Western Kentucky University from March 31, 1974, to June 6, 1990, and

WHEREAS, sixteen years is the second longest tenure ever served by a member of the Board of Regents of Western Kentucky University; and

WHEREAS, he served as Vice Chairman of the Board from September 8, 1984, until June 6, 1990; and

WHEREAS, during his tenure on the Board of Regents, Mr. Clark served through three national presidential searches; and

WHEREAS, this was a historical period in the life of Western Kentucky University; and

WHEREAS, his term of office was characterized by able leadership, faithful service, and dedication to his responsibilities; and

WHEREAS, his loyal service and leadership have made a significant and lasting contribution to the University; and

WHEREAS, such leadership and dedicated efforts are deserving of special recognition; Therefore, be it

RESOLVED, That the Board of Regents of Western Kentucky University in a meeting on August 24, 1990, does hereby express its appreciation to Mr. Ronald W. Clark, for his contributions and extends best personal wishes for his continued success in all his endeavors; be it

FURTHER RESOLVED, That this resolution be spread upon the minutes and that a copy thereof be presented to Mr. Clark as an expression of the esteem in which he is held by the members of the Board.

Ordered at Owensboro, Kentucky, this twenty-fourth day of August in the year of our Lord one thousand nine hundred and ninety.

Joseph Iracane
Chairman
Board of Regents

Thomas C. Meredith
President

Mr. Colvin read and moved approval of the following resolution of appreciation:

RESOLUTION

WHEREAS, Mr. Amos E. Gott served as the student member of the Board of Regents of Western Kentucky University from July 8, 1989, to July 1, 1990; and

WHEREAS, his term of office was characterized by able leadership, faithful service, and dedication to his responsibilities; and

WHEREAS, such leadership and dedicated efforts are deserving of special recognition; Therefore, be it

RESOLVED, That the Board of Regents of Western Kentucky University in a meeting on August 24, 1990, does hereby express its appreciation to Mr. Amos E. Gott for his contributions and extends best personal wishes for his continued success in all his endeavors; be it

FURTHER RESOLVED, That a copy of this resolution be spread upon the minutes and that a copy thereof be presented to Mr. Gott as a token of the esteem in which he is held by members of the Board.

Ordered at Owensboro, Kentucky, this twenty-fourth day of August in the year of our Lord one thousand nine hundred and ninety.

Thomas C. Meredith
President

Joseph Iracane
Chairman
Board of Regents

The resolutions of appreciation were passed unanimously.

AGENDA ITEM 10 - Report by the President

President Meredith reported on the following:

- Recognition - Introduced three special guests from Owensboro, Mr. James Miller, an attorney from Owensboro who is a new member of the Council on Higher Education; Mr. Ed Allen, Superintendent of Daviess County Schools, and Dr. Frank Yeager, Superintendent of Owensboro Public Schools.

Dr. Livingston Alexander, who has returned to Western Kentucky University as Associate Vice President for Academic Affairs was introduced along with Dr. Cari Martray, new Dean of the College of Education and Behavioral Sciences, and Dr. James Craig, new Assistant Dean of the College of Education and Behavioral Sciences.

- Enrollment - Reported that enrollment figures for the fall are currently at 14,925 with approximately 150 students in the extended campuses yet to be counted.
- Miss Kentucky - Reported that the current "Miss Kentucky" is a Western Kentucky University graduate. Miss Nancy Jane Cox graduated summa cum laude and is the ninth out of ten children. First runner-up was Betsy Anne Drewry, Miss Western Kentucky University, a graduate student from Western.

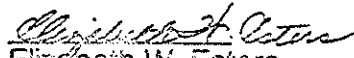
ACT Scores - Reported that the incoming freshman class is the brightest group of young people ever to enter Western

Kentucky University as a Freshmen class. In 1982, the average entering ACT was 17.7. For freshmen entering Western in 1990, the average unenhanced ACT is 21.5, which is over a one point jump in one year. There are over 400 young people on the campus this fall who have ACT scores of a minimum of 27.7 and a minimum average high school GPA of 3.7.

There being no further business to come before the Board, a motion for adjournment was made by Mr. Butler. The meeting adjourned at approximately 11:55 a.m. The meeting was followed by a luncheon with Owensboro community leaders. A Board retreat followed.

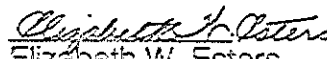
CERTIFICATION OF SECRETARY

I hereby certify that the minutes herein above set forth an accurate record of votes and actions taken by the Board of Regents of Western Kentucky University in its third quarterly meeting held on August 24, 1990, in the Executive Inn Rivermont, Rivermont B Room, in Owensboro, Kentucky, and further certify that the meeting was held in compliance with KRS 61.810, 61.820, and 61.825 (enacted as Sections 2, 3, 4, and 5 of House Bill 100, 1974 Regular Session, General Assembly).


Elizabeth W. Esters
Secretary


Joseph Iracane
Chairman

October 26, 1990


Elizabeth W. Esters
Secretary

October 26, 1990

ATTACHMENT I

WESTERN KENTUCKY UNIVERSITY
AMENDMENT TO SERIES J RESOLUTION

A RESOLUTION AMENDING THE SERIES J RESOLUTION OF THE BOARD OF REGENTS OF WESTERN KENTUCKY UNIVERSITY, AUTHORIZING THE ISSUANCE OF \$11,400,000 CONSOLIDATED EDUCATIONAL BUILDINGS REVENUE BONDS, SERIES J.

WHEREAS, on April 26, 1990, the Board of Regents of Western Kentucky University adopted its Series J Bond Resolution authorizing the issuance of \$11,400,000 of Consolidated Educational Buildings Revenue Bonds, Series J, to be dated May 1, 1990; and

WHEREAS, due to certain conditions in existence at the time of the proposed sale of the Series J Bonds, said Bonds were not issued and sold at that time; and

WHEREAS, the Board of Regents now wishes to amend its Series J Resolution of April 26, 1990, in order to change the date of the Bonds from May 1, 1990, to September 1, 1990, to change the first interest payment date on the Bonds from November 1, 1990, to May 1, 1991, and to advance the optional call provision dates by six (6) months.

NOW, THEREFORE, THE BOARD OF REGENTS OF WESTERN KENTUCKY UNIVERSITY HEREBY RESOLVES AS FOLLOWS:

Section 2.03 and Section 2.05 of the Series J Resolution adopted on April 26, 1990, are hereby amended to read, in their entirety, as follows:

Section 2.03. Date of Bonds; Maturities; and Interest Rate. The Series J Bonds shall be issued as fully registered bonds as to both principal and interest in denominations of \$5,000 or any multiple thereof within a single maturity, shall be dated September 1, 1990, and shall be numbered consecutively from R-1 upward. The Series J Bonds shall bear interest payable semi-annually on May 1 and November 1, commencing May 1, 1991, at such interest rate or rates fixed as a result of the advertised sale of the Bonds, and shall mature serially on May 1 in each of the years 1991 through 2010, in such principal amounts, as follows:

<u>Maturity</u> <u>May 1,</u>	<u>Principal</u> <u>Amount</u>	<u>Maturity</u> <u>May 1,</u>	<u>Principal</u> <u>Amount</u>
1991	\$275,000	2001	\$ 540,000
1992	290,000	2002	580,000
1993	310,000	2003	620,000
1994	335,000	2004	670,000
1995	355,000	2005	720,000
1996	380,000	2006	775,000
1997	405,000	2007	835,000
1998	435,000	2008	895,000
1999	470,000	2009	965,000
2000	505,000	2010	1,040,000

Each Series J Bond shall bear interest from the interest payment date to which interest has been paid next preceding the date on which such Series J Bond is authenticated by the Trustee, unless such Series J Bond is authenticated on an interest payment date to which interest has been paid, in which event it shall bear interest from such date, or if such Series J Bond is authenticated prior to the first interest payment date, such Series J Bond shall bear interest from September 1, 1990.

Section 2.05. Redemption Provisions. The Series J Bonds maturing on and after May 1, 2001, shall be subject to redemption at the option of the Board prior to maturity, in whole or in part, in the inverse order of their maturities (less than all of a single maturity to be selected by lot), on any Interest Payment Date falling on or after November 1, 2000, at a redemption price, expressed as a percentage of the principal amount of the Bonds called for redemption, plus unpaid interest accrued to the date of redemption, as follows:

<u>Redemption Dates (inclusive)</u>	<u>Redemption Prices</u>
November 1, 2000 through May 1, 2001	102%
November 1, 2001 through May 1, 2002	101%
November 1, 2002, and thereafter	100%

In the event that a Series J Bond subject to redemption is in a denomination larger than \$5,000, a portion of such Series J Bond may be redeemed, but only in a principal amount equal to \$5,000 or an integral multiple thereof. Upon surrender of any Series J Bond for redemption in part, the Registrar, in accordance with this Series J Resolution, shall authenticate and deliver an exchange Series J Bond or Series J Bonds in an aggregate principal amount equal to the unredeemed portion of the Series J Bond so surrendered.

The Trustee shall give notice of any redemption by sending such notice by United States mail, first class, postage prepaid, not less than thirty (30) and not more than sixty (60) days prior to the date fixed for redemption, to the registered Owner of each Series J Bond to be redeemed in whole or in part at

the address shown on the Bond Register as of the date of mailing of such notice. Such notice shall state the redemption date, the place at which the Bonds are to be surrendered for payment, and, if less than all of the Series J Bonds outstanding are to be redeemed, an identification of the Series J Bonds or portions thereof to be redeemed. Any notice mailed as provided in this Section shall be conclusively presumed to have been duly given, whether or not the Bondowner receives such notice.

Prior to each redemption date, the Trustee shall make provision, to the extent funds are then available therefor, for the payment of the redemption price of the Series J Bonds to be redeemed on such date by setting aside and holding in trust an amount sufficient to pay such redemption price. Upon presentation and surrender of any such Series J Bond at the main corporate trust office of the Paying Agent on or after the date fixed for redemption, the Paying Agent shall pay the Redemption Price of such Bond (plus accrued interest to the date of redemption) from the funds set aside for such purpose.

All of said Bonds as to which the Board reserves and exercises the right of redemption and as to which notice as aforesaid shall have been given, and for the retirement of which, upon the terms aforesaid, funds are duly provided, will cease to bear interest on the redemption date.

The Registrar shall not be required to transfer or exchange any Series J Bonds (i) during the period between the Record Date and the next Interest Payment Date of such Series J Bond; (ii) after notice calling such Series J Bond for redemption has been mailed; or (iii) during a period of fifteen (15) days next preceding the mailing of a notice of redemption of any Series J Bond.

No service charge shall be made for any transfer or exchange of Series J Bonds, but the Board and the Registrar may require payment of a sum sufficient to cover any tax or any other governmental charge that may be imposed in connection with any transfer or exchange of Series J Bonds, except in the case of the issuance of a Bond or Bonds for the unredeemed portion of a Series J Bond surrendered for redemption.

Adopted: August 24, 1990.

(SEAL)

Chairman, Board of Regents

Attest:

Secretary

AUG 24 1990

CERTIFICATE OF SECRETARY

I, Elizabeth W. Esters, Secretary of the Board of Regents of Western Kentucky University, Bowling Green, Kentucky, hereby certify that the foregoing is a true copy of an Amendment to Series J Resolution adopted by said Board at a meeting held on July 26, 1990, which Amendment to Series J Resolution pertains to the issuance of \$11,000,000 of Consolidated Educational Buildings Revenue Bonds, Series J, dated September 1, 1990, all as shown by the official records in my custody and under my control.

WITNESS my signature and the seal of the University this August 24, 1990.

Secretary, Board of Regents

(SEAL)

AUG 24 1990

ATTACHMENT II

NOTICE OF BOND SALE

The Board of Regents of Western Kentucky University, Bowling Green, Kentucky, will until _____ .M., C.D.T., on _____, 1990, at the office of the Treasurer of the University in Bowling Green, Kentucky, receive bids on \$11,400,000 of Western Kentucky University Consolidated Educational Buildings Revenue Bonds, Series J, dated September 1, 1990, maturing on May 1, 1991 through 2010. Minimum bid is \$11,172,000 (98%). Legal Opinion by Rubin Hays & Foley, Louisville, Kentucky. Good faith check is \$114,000. The Bonds will be issued on a tax-exempt basis subject to certain qualifications set out in detail in the Official Terms and Conditions and in the Official Statement.

Bid Forms, Official Terms and Conditions and Official Statements, in a form deemed to be "near final" by the Board, may be obtained from the Financial Advisor, Seasongood & Mayer, Cincinnati, Ohio. (Signed) Elizabeth W. Esters, Secretary.

This form of Notice of Bond Sale was approved by the Board of Regents of Western Kentucky University at a meeting held on August 24, 1990.

Secretary

(Seal)

ATTACHMENT III

OFFICIAL TERMS AND CONDITIONS
OF SALE OF BONDS

1. DATE AND HOUR OF SALE

The Board of Regents of Western Kentucky University, Bowling Green, Kentucky 42101, will, until 11:00 A.M., C.D.T., , 1990, in the office of the Treasurer in Bowling Green, Kentucky, receive competitive, sealed bids for the purchase of \$11,400,000 of Western Kentucky University Consolidated Educational Buildings Revenue Bonds, Series J, dated September 1, 1990.

2. DESCRIPTION AND MATURITIES OF BONDS

Said Series J Bonds bear interest from September 1, 1990, payable semiannually, on May 1 and November 1, commencing May 1, 1991, will be in the denomination of \$5,000 or any multiple thereof within the same maturity, are numbered R-1 and upward, and will mature on May 1 in each of the respective years, as follows:

<u>Maturity</u> <u>May 1,</u>	<u>Principal</u> <u>Amount</u>	<u>Maturity</u> <u>May 1,</u>	<u>Principal</u> <u>Amount</u>
1991	\$275,000	2001	\$ 540,000
1992	290,000	2002	580,000
1993	310,000	2003	620,000
1994	335,000	2004	670,000
1995	355,000	2005	720,000
1996	380,000	2006	775,000
1997	405,000	2007	835,000
1998	435,000	2008	895,000
1999	470,000	2009	965,000
2000	505,000	2010	1,040,000

Said Series J Bonds are payable as to principal at Bowling Green Bank & Trust Company, N.A., Bowling Green, Kentucky, the Registrar and Paying Agent.

The Series J Bonds maturing on and after May 1, 2001, shall be subject to redemption at the option of the Board prior to maturity, in whole or in part, in the inverse order of their maturities (less than all of a single maturity to be selected by lot), on any Interest Payment Date falling on or after November 1, 2000, at a redemption price, expressed as a percentage of the principal amount of the Bonds called for redemption, plus unpaid interest accrued to the date of redemption, as follows:

<u>Redemption Dates (inclusive)</u>	<u>Redemption Prices</u>
November 1, 2000 through May 1, 2001	102%
November 1, 2001 through May 1, 2002	101%
November 1, 2002, and thereafter	100%

The Series J Bonds are to be issued in fully registered form (both principal and interest). The Trustee will mail a check representing interest payments semiannually to each Bondowner of record as of the 15th day of the month preceding each interest due date by regular United States mail postmarked not later than the due date. Principal will be paid upon submission of matured Series J Bonds to the Paying Agent. Upon submission of a properly executed assignment, the Registrar will transfer ownership of a Series J Bond within three (3) business days of receipt without expense to the Bondowner.

3. AUTHORITY AND PURPOSE

These Series J Bonds are being issued pursuant to the authority of Sections 162.340 through 162.380, inclusive, of the Kentucky Revised Statutes, are being issued on a parity as to security and source of payment with Series B, Series C, Series D, Series E, Series F, Series G, Series H and Series I Bonds heretofore issued (the Series A Bonds having matured on May 1, 1985), pursuant to a Resolution of the Board of Regents of Western Kentucky State College (now known as Western Kentucky University) adopted on August 15, 1960, and supplemented on July 28, 1971, establishing the Consolidated Educational Buildings Project for the University (the "Resolution"), and a Series J Resolution adopted on April 25, 1990, and amended on July 26, 1990. The proceeds of the Series J Bonds will be used to provide funds for the purpose of (i) paying the costs (to the extent not otherwise provided) of the Series J Project, (ii) depositing to the credit of the Bond Fund an amount sufficient to bring the amount held therein as a reserve equal to the maximum Aggregate Principal, Interest and Bond Fund Charges on the Series of Bonds outstanding, and (iii) paying the costs of issuance of the Series J Bonds.

4. SECURITY

Said Series B through I Bonds, and any additional parity bonds hereafter issued and outstanding under the terms of the Resolution, are and will be payable from and constitute a paramount charge upon the defined Revenues (student registration fees) derived by the University from the operation of its Consolidated Educational Buildings Project. The Consolidated Educational Buildings Project may be described generally as all of the educational buildings and appurtenant facilities of the University.

As further security for the Bonds there is created and granted by Sections 162.350 and 162.200 of the Kentucky Revised Statutes a statutory mortgage lien upon the Consolidated Educational Buildings Project of the University.

5. LEGAL OPINION

In the opinion of Rubin Hays & Foley, Municipal Bond Counsel, Louisville, Kentucky, the principal of the Series J Bonds is not subject to Kentucky ad valorem taxation and the interest on

the Series J Bonds is excludable from gross income for federal income tax purposes, is not an item of tax preference for purposes of the federal alternative minimum tax on individuals and corporations, and is not subject to Kentucky income taxation, subject to certain exceptions set out below. The legal opinion of Rubin Hays & Foley is subject to the condition that the Board comply with all requirements of the Internal Revenue Code of 1986, as applicable (the "Code") that must be satisfied subsequent to issuance of the Series J Bonds in order that interest thereon be, or continue to be, excludable from gross income for federal income tax purposes, including the requirement as to any required rebate (and reports with reference thereto) to the United States of America of certain investment earnings on the proceeds of the Series J Bonds. The purchaser will be furnished said opinion, printed bond forms, and the usual closing documents, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the issue affecting the validity of the Series J Bonds.

In order to assure the purchasers of the Series J Bonds that interest thereon will continue to be excludable from gross income for federal income tax purposes and exempt from Kentucky income taxation (subject to certain exceptions set out below), the Board has covenanted in the Series J Resolution that (1) the Board will take all actions necessary to comply with the provisions of the Code, (2) the Board will take no actions which will violate any of the provisions of the Code, or that would cause the Series J Bonds to become "private activity bonds" or "arbitrage bonds" within the meaning of the Code, (3) none of the proceeds of the Series J Bonds will be used for any purpose which would cause the interest on the Series J Bonds to become subject to federal income taxation, and that the Board will comply with any and all requirements as to rebate (and reports with reference thereto) to the United States of America of certain investment earnings on the proceeds of the Series J Bonds.

The Series J Bonds are not "private activity Bonds" within the meaning of the Code, and the Board of Regents has been advised by Bond Counsel, and therefore believes, that interest on the Series J Bonds is not included as an item of tax preference in calculating the alternative minimum tax for individuals.

The tax-exempt status of the Series J Bonds is subject to the following exceptions:

1. For purposes of the alternative minimum tax imposed on corporations (as defined for federal income tax purposes), interest on the Series J Bonds is taken into account in determining adjusted net book income (adjusted current earnings for taxable years beginning after December 31, 1989).

2. Section 265 of the Code denies a deduction for interest on indebtedness incurred or continued to purchase or carry the Series J Bonds, or, in the case of a financial institution,

that portion of such financial institution's interest expense allocable to interest on the Series J Bonds.

3. With respect to insurance companies subject to the tax imposed by Section 831 of the Code, Section 832(b)(5)(B)(i) reduces the deduction for loss reserves by 15% of the sum of certain items, including interest on the Series J Bonds.

4. For taxable years beginning before January 1, 1992, interest on the Series J Bonds earned by some corporations could be subject to the environmental tax imposed by Section 59A of the Code.

5. Interest on the Series J Bonds earned by certain foreign corporations doing business in the United States of America could be subject to a branch profits tax imposed by Section 884 of the Code.

6. Passive investment income, including interest on the Series J Bonds, may be subject to federal income taxation under Section 1375 of the Code for Subchapter S corporations that have Subchapter C earnings and profits at the close of the taxable year if greater than 25% of the gross receipts of such Subchapter S corporation is passive investment income.

7. Section 86 of the Code requires recipients of certain Social Security and certain Railroad Retirement benefits to take into account, in determining the taxability of such benefits, receipts or accruals of interest on the Series J Bonds.

The Board of Regents has reserved the right to amend the Series J Resolution pursuant to which the Series J Bonds are issued without obtaining the consent of the owners of the Series J Bonds (i) to whatever extent shall, in the opinion of Bond Counsel, be deemed necessary to assure that interest on the Series J Bonds shall be exempt from federal income taxation, and (ii) to whatever extent shall be permissible (without jeopardizing such tax exemption or the security of the owners of the Series J Bonds) to eliminate or reduce any restrictions concerning the investment of the proceeds of the Series J Bonds, or the application of such proceeds of the Series J Bonds. The purchasers of the Series J Bonds will be deemed to have relied fully upon these covenants and undertakings on the part of the Board of Regents as part of the consideration for the purchase of the Series J Bonds. To the extent that the Board of Regents obtains an opinion of nationally recognized bond counsel to the effect that non-compliance with any of the covenants contained in the Series J Resolution would not subject interest on the Series J Bonds to federal income taxation or Kentucky income taxation, the Board of Regents is not required to comply with such covenants and requirements.

If, prior to the delivery of the Series J Bonds, any event shall occur which alters the tax-exempt status of the Series J Bonds, the purchaser shall have the privilege of voiding the

purchase contract by giving immediate written notice to the Board of Regents, whereupon the amount of the good faith deposit of the purchaser will be returned to the purchaser, and all respective obligations of the parties will be terminated.

Bond Counsel has reviewed the Official Statement with regard to all matters pertaining to the legality and tax exemption of the Series J Bonds, including statements concerning the authority, purpose and security of the Series J Bonds; but Bond Counsel has not reviewed any of the financial statements or calculations, such as debt service requirements, budget estimates, enrollment, capital outlay, estimated revenues, expenditures or other financial information in the Official Statement, and expresses no opinion thereon and assumes no responsibility in connection therewith.

6. TERMS OF SALE

The Series J Bonds are offered for sale upon the following terms and conditions:

- A. A minimum price is required for the entire issue of not less than \$11,172,000 (98% of par), plus accrued interest from the date of the Series J Bonds (September 1, 1990) to the date of delivery.
- B. Each purchase bid shall be accompanied by a good faith check in the amount of \$114,000, which shall be represented by a certified check or bank cashier's check in that amount, payable to the order of the Treasurer of the Western Kentucky University. The checks of the unsuccessful bidders will be returned immediately after the sale. The check of the successful bidder will be held and deposited by the Board of Regents and the amount thereof will be deducted from the purchase price at the time of delivery of the Series J Bonds.
- C. The determination of the best bid will be made on the basis of the lowest net interest cost calculated by computing the total interest payable on the Bonds from September 1, 1990, through the Final Maturity Date, plus discount or less premium, as set forth in the Official Bid Form, for exactly \$11,400,000 of Series J Bonds under the terms and conditions herein specified.
- D. Bidders must state an interest rate or rates in a multiple of 1/20 of 1%.
- E. There is no limit on the number of different rates which may be specified by any bidder.

- F. Interest rates must be on an ascending scale, in that the interest rate for Series J Bonds of any maturity may not be less than the interest rate stipulated for any preceding maturity.
- G. All Series J Bonds of the same maturity shall bear the same and a single interest rate from the date thereof to maturity.
- H. The right to reject bids for any reason deemed advisable by the Board of Regents, and the right to waive any possible informalities, irregularities or defect in any bid which, in the judgment of the Board of Regents, shall be minor or immaterial, is expressly reserved.
- I. Bids must be made on forms which, together with an Official Statement, may be obtained at the office of the Financial Advisor, Seasongood & Mayer, Cincinnati, Ohio. Bids must be enclosed in sealed envelopes marked "Bid for Western Kentucky University Consolidated Educational Buildings Revenue Bonds, Series J" and bids must be received by the Treasurer of Western Kentucky University prior to the date and hour stated above.
- J. It shall be the responsibility of the purchasers of the Series J Bonds to furnish or cause to be furnished to the Registrar at least five (5) days prior to the date of delivery of the Series J Bonds, a list of the names, addresses and social security numbers or employer identification numbers of each of the parties to whom the Series J Bonds are to be registered, and the principal amounts and maturities thereof. In the event of the failure to so deliver such list, the Series J Bonds delivered to the purchasers shall be registered in the name or names of such purchasers or their designated representatives appearing as the first name on the successful bid form, or otherwise appropriately designated, and shall be issued in denominations corresponding to the principal amount of each respective maturity, or in the denomination of \$5,000, as shall be determined by the Registrar.
- K. Delivery will be made in Cincinnati, Ohio, Bowling Green or Louisville, Kentucky. The purchasers may elect to require delivery through a depository trust corporation, provided the purchasers agree to pay any additional expense in connection therewith, such expense to include shipping expense, insurance in transit and the fee of the depository trust corporation. In connection with the issuance of the Series J Bonds, the Board of Regents will pay for the

printing of the Series J Bonds, which will contain the opinion of Bond Counsel.

- L. Upon wrongful refusal of the successful bidder to take delivery of and pay for the Series J Bonds when tendered for delivery, the amount of the good faith check shall be forfeited by such bidder, and such amount shall be deemed liquidated damages for such default; provided, however, if said Series J Bonds are not ready for delivery and payment within forty-five (45) days from the date of sale, said bidder shall be relieved of any liability to accept the Series J Bonds hereunder.
- M. The purchasers of the Series J Bonds will pay the CUSIP Service Bureau charge for the assignment of CUSIP numbers, which numbers will be printed on the Series J Bonds at no expense or cost to the purchasers. Neither the failure to print a CUSIP number on any Series J Bond, nor any error with respect thereto, shall constitute cause for a failure or refusal by the purchasers thereof to accept delivery of and payment for the Series J Bonds in accordance with the terms of the purchase agreement.
- N. The successful bidder shall promptly advise the Financial Advisor to the Board of Regents of (i) the reoffering price for each maturity of the Series J Bonds, and (ii) the principal amount sold to the public of each principal maturity of the Series J Bonds on the reoffering date.
- O. If the successful bidder desires to obtain insurance guaranteeing the payment of the principal and/or interest on the Series J Bonds, the University agrees that it will cooperate with such successful bidder in obtaining such insurance, but all of the expenses and charges in connection therewith shall be borne by such bidder, and the University shall not be liable to any extent therefor.

Seasongood & Mayer, Cincinnati, Ohio, has been employed as Financial Advisor to the Board of Regents and the University in connection with the issuance of the Series J Bonds. The Financial Advisor's fee for services rendered with respect to the sale of the Series J Bonds is contingent upon the issuance and delivery of the Series J Bonds. The Financial Advisor may submit a bid for the purchase of the Series J Bonds at the time of the advertised public sale of the Series J Bonds, either independently or as a member of a syndicate organized to submit a bid for the purchase of the Series J Bonds.

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Arrangements have been made with the printer of the preliminary official statement, upon submission of completion text, to print a reasonable quantity of final official statements in sufficient time to meet the delivery requirements of the successful bidder. The successful bidder shall be required to pay for the printing of the final official statement.

Concurrently with the delivery of the Series J Bonds, the Treasurer of the Board of Regents will certify that, to the best of his knowledge, the official statement did not, as of its date, and does not, as of the date of delivery of the Series J Bonds, contain any untrue statement of a material fact or omit to state a material fact which should be included therein for the purpose for which the official statement is to be used, or which is necessary in order to make the statements contained therein, in the light of the circumstances under which they were made, not misleading in any material respect.

(Signed) Board of Regents of Western Kentucky University
by Elizabeth W. Esters, Secretary.

This form of Official Terms and Conditions of Sale of Bonds was approved by the Board of Regents of Western Kentucky University, Bowling Green, Kentucky, at a meeting held on August 24, 1990..

(Seal)

Secretary

ATTACHMENT IV

BID FORM

Subject to the terms and conditions set forth in the Official Terms and Conditions of Sale of Bonds, providing for the sale of \$11,400,000 of Western Kentucky University Consolidated Educational Buildings Revenue Bonds, Series J, dated September 1, 1990, and in accordance with the notice of sale of the Bonds as advertised, to all of which the undersigned agrees, the undersigned hereby submits the following offer to purchase said Bonds.

We hereby bid for said \$11,400,000 principal amount of Bonds, the sum of \$_____ (not less than \$11,172,000), plus accrued interest from September 1, 1990, to the date of delivery of the Bonds, such Bonds to bear interest payable semiannually on May 1 and November 1, commencing May 1, 1991, at the following annual rate(s):

<u>Maturity</u> <u>May 1,</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>	<u>Maturity</u> <u>May 1,</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>
1991	\$275,000	_____ %	2001	\$ 540,000	_____ %
1992	290,000	_____ %	2002	580,000	_____ %
1993	310,000	_____ %	2003	620,000	_____ %
1994	335,000	_____ %	2004	670,000	_____ %
1995	355,000	_____ %	2005	720,000	_____ %
1996	380,000	_____ %	2006	775,000	_____ %
1997	405,000	_____ %	2007	835,000	_____ %
1998	435,000	_____ %	2008	895,000	_____ %
1999	470,000	_____ %	2009	965,000	_____ %
2000	505,000	_____ %	2010	1,040,000	_____ %

We understand that the Board of Regents will furnish the final, approving legal opinion of Rubin Hays & Foley, Municipal Bond Attorneys, of Louisville, Kentucky. A certified or bank cashier's check in the amount of \$114,000, payable to the Treasurer of Western Kentucky University, is enclosed in accordance with the Notice of Bond Sale and the Official Terms, with the understanding that if we are the successful bidder, said check is to be deposited by the Treasurer and the amount thereof, without interest, deducted from the purchase price of the Bonds when tendered to us for delivery. If we are the successful bidder, we agree to accept and make payment for the Bonds in accordance with the terms of sale.

Respectfully submitted,
