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**USM BOARD OF REGENTS
SPECIAL BOR MEETING**

August 4, 2014

7:30 p.m.

Via Conference Call

Minutes for Public Session

Call to Order. Vice Chair Barry Gossett called the special meeting of the USM Board of Regents to order on August 4, 2014 at 7:31 p.m. via conference call. Those in attendance were: Vice Chair Gossett, Regents Attman, Michaux Gonzales, Hance, Kelly, Kinkopf, Manizade, McMillen, Motz, Rauch, Reid, Slater and Turner; Chancellor Kirwan, Vice Chancellor Vivona, Ms. Doyle, and AAGs Bainbridge, Kuchno.

1. Reconvene to Closed Session. Vice Chair Gossett read the attached statement citing the topic for the closed session and the relevant statutory authority for closing the meeting (10-508(a)(8)). (Moved by Vice Chair Gossett, seconded by Regent Kelly; unanimously approved.)



**STATEMENT REGARDING CLOSING A MEETING
OF THE USM BOARD OF REGENTS**

Date: August 4, 2014
Time: 7:30 p.m.
Location: Via Conference Call

**STATUTORY AUTHORITY TO CLOSE A SESSION
State Government Article §10-508(a):**

- (1) To discuss:
- (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or
 - (ii) Any other personnel matter that affects one or more specific individuals.
- (2) To protect the privacy or reputation of individuals with respect to a matter that is not related to public business.
- (3) To consider the acquisition of real property for a public purpose and matters directly related thereto.
- (4) To consider a preliminary matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
- (5) To consider the investment of public funds.
- (6) To consider the marketing of public securities.
- (7) To consult with counsel to obtain legal advice on a legal matter.
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.
- (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations.

- (10) To discuss public security, if the public body determines that public discussions would constitute a risk to the public or public security, including:
 - (i) the deployment of fire and police services and staff; and
 - (ii) the development and implementation of emergency plans.
- (11) To prepare, administer or grade a scholastic, licensing, or qualifying examination.
- (12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct.
- (13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter.
- (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiation strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

- Administrative Matters

TOPICS TO BE DISCUSSED: Consult with staff and counsel regarding pending litigation.

REASON FOR CLOSING: To review and discuss items permitted to be discussed in closed session by §10-508 and to carry out administrative functions.



DRAFT

**USM BOARD OF REGENTS
SPECIAL BOR MEETING**

**August 4, 2014
Via Conference Call**

Minutes for Closed Session

Reconvene to closed session. Vice Chair Barry Gossett called the closed session to order on August 4, 2014 at 7:35 p.m. via conference call. Those in attendance were: Vice Chair Gossett, Chair Shea, Regents Attman, Michaux Gonzales, Hance, Kelly, Kinkopf, Manizade, McMillen, Motz, Rauch, Reid, Slater and Turner; Chancellor Kirwan, Vice Chancellor Vivona, Ms. Doyle, Mr. Howard and AAGs Bainbridge, Kuchno; President Loh and Mr. Anderson.

1. Committee of the Whole.
 - a. Consult with staff and counsel regarding pending litigation. The regents were briefed on the status of a pending litigation and provided feedback.
2. Adjourn. The meeting was adjourned at 8:23 p.m.