



Chairman Weinberg noted that the momentum and positive comments in the community about Cleveland State University and the President are unprecedented.

In the president's contract, there is a clause stating that he may receive up to twenty-five percent of his annual base salary for the successful completion of his annual goals and objectives. The Board Officers have made a recommendation to the Board that it approve a performance bonus of twenty-five percent in light of President Berkman's accomplishments. Trustee Moore moved and Trustee McMickle seconded the motion to approve the performance bonus. Trustee McMickle wanted to add to the Board record that the Board of Trustees is not just giving President Berkman monetary recognition, but is giving him its real affirmation and support for his extraordinary accomplishments. President Berkman is a gift to the community and a blessing to the University. Vice Chairman Rawson thanked Trustee McMickle for his comments and adding the affirmation of the Board. He acknowledged the President's achievements and that he had hit his stride in Year Two.

Chairman Weinberg echoed Trustee McMickle's affirmations and noted that it was through President Berkman's efforts and the partnerships formed and strengthened, such as the K-12 international school and NEOUCOM that the University has become a greater force as an engine of economic development. The following resolution was passed.



**PRESIDENT'S EMPLOYMENT AGREEMENT**

students have exceeded the national average in fall 2010. There is also an increase in the diversity of the University. Associate Vice President Rob Spademan deserves an enormous amount of credit. He and his team have received 21 awards for marketing and branding.

On May 17, all Board members are invited to attend a meeting of the Financial Affairs Committee, which will be a workshop on the budget in preparation for a final presentation to the Board in June for approval. There will be a month to make changes and adjustments.

Students have expressed concern regarding tuition and fees and the availability of classes. Universities have not been given the flexibility to deal with the 7% cap on tuition increases as originally thought. It has to be done as a cap of 3.5 percent increase for each year of the biennial budget.

President Berkman announced that on Friday, May 6, he will hold another Town Hall meeting on the budget. The entire University community has been invited.

Chairman Weinberg acknowledged that this was the last Board Meeting for Student Trustee Janet M. Pitchford, whose term expires and who will be graduating. She has been accepted into CSU's Philosophy graduate program. Chairman Ws(atieeti5(n)3.irm)8.2-.000sed c

which is double that of past scholarship fund-raising events. The former black-tie Moses Cleaveland Scholarship Dinner had been converted into the new “Radiance” business attire reception to support student scholarships and celebrate outstanding achievement and individuals.

Trustee Adler explained that the top 50 companies employing CSU graduates were being contacted. Eighty-five percent of our graduates remain in the Cleveland area. The local business community had a lack of understanding and no real commitment to the University. Now, meaningful partnerships are being formed, and companies are building financial support into their budgets for future years. Trustee Adler is

President Berkman lauded the work of “Radiance” Co-chairs Tom Adler and, on the Foundation side, Tim Cosgrove. He acknowledged the linked effort of both boards and the far – reaching importance of “Radiance” in going beyond the scholarship dollars raised and the formation of formal partnerships.

Faculty Representative Stephen Duffy spoke of it as a great way to get faculty involved. The relationship of faculty with students

Foundation Board of Directors were added this year. The Trustees were asked to help keep the momentum going by recommending quality individuals for membership to the Foundation Board. A membership of thirty-six is viewed as optimum.

Interim Vice President Steve Minter reported on the fundraising efforts. He indicated that there is a lot of activity and naming opportunities with regard to the new Student Center. Significant progress is being made with the establishment of scholarship funds, which should reach \$3 million.

Mr. Minter commented on the Third Quarter Report for FY 2011 as part of the Consent Agenda. He reported that \$1,059,301 was raised for the Quarter, representing a 122% increase over last year at the same time, although the number of donors was down 3% compared to the third quarter last year. Comparative data for three quarters of the year indicated that cash gifts and bequests were up 41% and the number of donors was up 5%. A total of \$4.6 million was received last year, and there was a \$6 million gift from Bill and Neeraj Julka. Mr. Minter acknowledged the gifts made by Board members to establish scholarship funds in honor of parents or family members, and is optimistic that the fundraising this year would go well beyond that of last year.

There is a great deal of activity associated with a Fine Arts District and Playhouse Square. The partnership involves Cleveland State University, The Cleveland Play House, and Playhouse Square. A goal of \$32 million is set for the reconfiguration of the Allen Theatre into separate performance stages and a laboratory theater. Mr. Minter gave former vice president for business affairs & finance Jack Boyle credit for the manner in which the Fine Arts Campus project was planned and approached.



Trustee Levin thanked Mr. Minter for his hard work, and the President for adding the “Report of the CSU Foundation Chair” to the agenda. Chairman Weinberg agreed and expressed gratitude for the tremendous effort in fundraising and the momentum generated.

### **CONSENT AGENDA**

Chairman Weinberg asked if there were any consent agenda items that Board members wished to remove and discuss separately. He noted that the ratification of the Athletic Director’s employment agreement as a consent agenda item, and officially welcomed John Parry who had been serving in the interim role.

The proposed Cleveland-Marshall Fund Allocation, FY 2012 (**Attachment D**), Gift Report for FY 2011, 3<sup>rd</sup> Quarter (**Attachment E**), Report of Sponsored Programs (**Attachment F**), Faculty Tenure Recommendation – Professor Craig M. Boise (**Attachment G**), Joint Use Agreement between CSU and CWRU (**Attachment H**), Ratification of the Athletic Director’s Employment Agreement (**Attachment I**), and the Amendment to and Ratification of the Head Men’s Basketball Coach’s Employment Agreement (**Attachment J**) were considered as part of the Consent Agenda. Trustee Adler moved and Trustee Florkiewicz seconded the motion to

**WHEREAS**, in FY 2011, \$35,000 was used from the Transition Fund to cover student scholarships and \$2,824 is allocated toward repayment;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees of Cleveland State University hereby directs Key Bank, as Trustee of the Cleveland-Marshall Fund, to remit the sum of \$222,646 to Cleveland State University to be used for the purpose of education and program enrichment at the Cleveland-Marshall College of Law in FY 2012 as proposed.

**RESOLUTION 2011-18**

**ACCEPTING GIFTS AND PLEDGE PAYMENTS**

**3rd QUARTER, FY 2011**

**January 1, 2011 to March 31, 2011**

**RESOLVED**, that the gifts and pledge payments

**RESOLUTION 2011-20**

**AWARD OF TENURE TO PROFESSOR CRAIG M. BOISE**

**WHEREAS**, a national search was conducted to fill the position of Dean, Cleveland-Marshall College of Law; and

**WHEREAS**, the search attracted a substantial pool of well-qualified candidates, including Professor Craig M. Boise, Professor of Law, DePaul University College of Law, Chicago, Illinois; and

**WHEREAS**, the credentials of Professor Boise have been reviewed by the appropriate faculty peer review committees in the Cleveland-Marshall College of Law, the Interim Dean, the Provost and the President; and

**WHEREAS**, Professor Boise has fulfilled the requirements for tenure at the rank of Professor as set forth in Section 8.1.2 of the CSU Faculty Personnel Policies;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves the award of tenure at the rank of Professor to Professor Craig M. Boise in the Cleveland-Marshall College of Law, effective the first day of full-time employment at Cleveland State University.

**RESOLUTION 2011-21**

**APPROVAL OF JOINT USE AGREEMENT BETWEEN  
CLEVELAND STATE UNIVERSITY AND  
CASE WESTERN RESERVE UNIVERSITY**

**WHEREAS**, as set forth in House Bill Number 562, the University received a capital appropriation in the total amount of Three Hundred Thirty Three Thousand Dollars (\$333,000) for capital expenditures to, be used by Case Western Reserve University for equipment for the Cleveland Center for Membrane and Structural Biology (the "Project"), which facility will be located on Case Western Reserve University's property between E. 101<sup>st</sup> Street/Ansel Road (on the west) and E. 105<sup>th</sup> Street and between Chester Avenue (on the south) and Mt. Sinai Drive.

**WHEREAS**, the release of this appropriation for its intended recipient is contingent upon the execution of a joint use agreement between the University and the Case Western Reserve University; and

**WHEREAS**, the parties have mutually agreed upon educational uses of the Project facilities and the equipment by Case Western Reserve University; and



substantially the form attached hereto, subject to any changes deemed necessary by the University's General Counsel.

**EXECUTIVE SESSION**

Trustee Florkiewicz moved that the Board adjourn into Executive Session for the purpose of discussing employment contract matters. Trustee McMickle seconded the motion. A roll call vote was taken by the Board Secretary. The motion passed.

Chairman Weinberg requested that President Berkman, Provost Mearns, Vice President for Business Affairs & Finance Stephanie McHenry, Athletic Director John Parry, and General

are used to build parking reserves to support the parking facilities. The following resolution was passed.

**RESOLUTION 2011-25**

**PROPOSED INCREASE IN FY 2011-2012 PARKING RATES**

**BE IT RESOLVED**, that upon the recommendation of the Financial Affairs Committee, the proposed rates for parking as specified below, are hereby approved, to be effective on July 1, 2011 for the daily rate and on the purchase

Student Overnight Parking - Surcharge to Prepaid Rate	25%	\$0.00	25%
NOTE: Waived for CSU residence hall students			

Committee Chair McMickle briefly reported on the performance of investments as of December 31, 2010, which was reviewed by the Financial Affairs Committee. The Committee expressed the concern that investments held and managed by the CSU Foundation should also be reported to the Board of Trustees which has overall fiduciary responsibilities. Although the University funds are a little behind the 6% investment objective, it is keeping up with inflation. One fund manager was placed on a watch list because the firm changed ownership, but it will

Vice Chair and Trustee Bob Rawson reported that a joint meeting of the Academic Affairs and Financial Affairs committees was held on April 14 (**Attachment N**) regarding the budget. He provided an overview of the budgetary matters presented. A 15% decrease is expected in the State Share of Instruction in FY12. Originally, it was thought that the University would have some flexibility in raising undergraduate tuition gradually to a 7% cap over the next two fiscal years; however, tuition can only be increased by 3.5% at a time. An \$8.00 per credit hour increase in the General Fee increase is likely to be added to cover debt service on the new Student Center and Recreation Center, as well as provide additional funds for student organizations and activities.

Each of the administrative and academic units was given differentiated targets, based on strategic priorities, to reduce budgets between 8 and 15 percent. It is anticipated that it will become necessary to dip into University reserves and to find other sources of funding, particularly to cover an estimated \$20 million in unfunded capital projects and critical deferred building maintenance which are matters of safety.

The preliminary look at the budget will be followed by a detailed workshop on May 17. The Board is expected to vote on the FY 2012 Budget at its June 28 Board Meeting.

Vice President McHenry added that more up-to-date fall enrollment data will be worked into the next budget projections. All the buildings on campus are



Chairman Weinberg appointed Trustees Dan Moore and Sally Florkiewicz to serve with him on the Nominating Committee for Board Officers. He stated that none of those named are standing for election.

Community Board Member Richard Barone announced that his term as Chair of the CSU Foundation Board of Directors is coming to an end in June. He explained that his service on the Board of Trustees is tied to his term as CSU Foundation Chair. He commented that it was a privilege and a learning experience to serve on the University's Board of Trustees, and expressed his gratitude to longstanding Trustee Sally Florkiewicz "for taking him under her wing" when he was initially appointed. It is his hope that his service has been beneficial, and he looks forward to remaining friends with the Board members over the years.

Chairman Weinberg acknowledged that there had been a change in the level of communication and greater cooperation between the two boards during Mr. Barone's tenure. He thanked him for his service and wished him well.

There being no further business to discuss, Trustee Moore moved and Trustee Levin seconded the motion to adjourn the meeting. The meeting was adjourned at 10:35 a.m.