

The following resolutions were passed by the Executive Committee, and are entered into the record:

EXECUTIVE COMMITTEE RESOLUTION 2013-05

APPROVAL OF PURCHASE AGREEMENT FOR
RASCAL HOUSE SITE (2064 and 2102 Euclid Avenue)

WHEREAS, at its February 20, 2013 meeting, the Executive Committee of the Board of Trustees passed a resolution approving the purchase of property at 2064 and 2102 Euclid Avenue (Rascal House Site) to add to the footprint of the Center for Innovation in Health Professions (CIHP) development; and

WHEREAS, the Purchase Agreement ("Agreement") for the Rascal House Site was to be presented to the Executive Committee for final approval; and

WHEREAS, the Administration has worked to negotiate final terms with the seller (R. House, Inc.) based on the terms presented at the February 20 Executive Committee meeting and additional discussion in executive session at the March 18, 2013 Board of Trustees meeting; and

WHEREAS, the law firm of Bricker & Eckler was engaged to provide legal services to draft the Agreement; and

WHEREAS, the Administration has applied for and been granted permission to execute the purchase by the Ohio Board of Regents and Controlling Board;

NOW, THEREFORE, BE IT RESOLVED that the Executive Committee of the Board of Trustees hereby approves the attached Purchase Agreement for the Rascal House Site at 2064 and 2102, which is in substantial form, subject to any changes or modifications required by the University's General Counsel.

EXECUTIVE COMMITTEE RESOLUTION 2013-06

THEREFORE, BE IT RESOLVED that the Executive Committee of the Board of Trustees hereby approves the amendment to the Board's Employment Agreement Extension.

EXECUTIVE COMMITTEE RESOLUTION 2013-07

attend the AGB National Conference on Trustees in the future. She met trustees from Ohio, other states and nations. She noted that articles and information about higher education shared with our Board members throughout the year is good preparation for these types of meetings and discussions.

President Berkman noted that there were 166 graduates at the Law Commencement ceremony on Saturday, May 18. Honorary degrees

Sherwin Williams, Eaton, and Forest City. Others to follow. New directors and officers will be elected at the annual meeting of the Foundation, to be held in June.

Trustee Adler observed that during the last five years, there has been a tremendous transformation in the Advancement area, and that the CSU Foundation is much different today due to the leadership and efforts of Steven Miller. He was congratulated with applause.

FY14 UNIVERSITY BUDGET AND TUITION OPTIONS

Vice President McHenry continued building on the information presented in the morning at the Financial Affairs Committee meeting and presented the FY14 University budget and tuition recommendations for discussion (Attachment A). The FY14 tuition decisions of other Ohio universities were reviewed. It was noted that Ohio State University, University of Cincinnati, and the University of Toledo announced freezing undergraduate in-state tuition. Over the last five years, the average public university tuition increased less in Ohio (2.8%) than any other state in the nation, except Maryland (2.2%).

The University Administration recommended FY Budget Scenario B-I: no change in student credit hours from FY13, tuition increase 2% for in-state and out-of-state undergraduates and graduates, 9.5% for vivis, while maintaining the surcharges. The recommended 2% in-state undergraduate tuition increase would still place Cleveland State University in a competitive position among the other eastern Ohio universities. Board members suggested taking a closer look at the international student rate compared to other universities.

Trustee Moreno suggested considering a step in decreasing tuition by 2%. Chairman Rawson indicated that funds would be needed to attract and support faculty, as well as provide financial aid and support other strategic initiatives. He cautioned that revenue produced

from increases not made now cannot be recaptured. Decisions on the FY14 University budget and tuition would be made at the June 26, 2013 Board meeting.

ACADEMIC AFFAIRS

Chairman Moreno reported that the Academic Affairs Committee met in the morning. He noted a theme of transformation and cooperation following a vote of "no confidence" from the faculty. The Committee recommended approval of revisions to the Faculty Personnel Policies and Bylaws. Information was presented on the 4-to-3 credit hour conversion process, as well as the creation of a new block scheduling and freshman foundations that will benefit student success.

Chairman Moreno noted that one third of the credit hour conversions has been attained. The Administration is aligned with the University Curriculum Committee. He applauded the faculty, staff and Administration for their cooperation and work on such a large effort.

FINANCIAL AFFAIRS

Chairman Levin reported that the Financial Affairs Committee had just met. Four items: change orders for the Central Parking Garage structural repairs, Rhode Tower/Main Classroom Plaza waterproofing and concrete repairs, West Campus lease extension, and selection of the external auditor for FY 2013-2017 were recommended by the Committee and appear on the Consent Agenda for Board approval. Information was presented on the first quarter financials, enrollment, FY14 budget, and status of the Center for Innovation in Health Professions project.

CONSENT AGENDA

Chairman Rawson stated that routine matters, those discussed previously, are considered on the consent agenda. He asked if there were consent agenda items that Board members wished to remove and discuss individually. There were none.

WHEREAS, the search attracted a substantial number of well-qualified candidates, including Dr. Deirdre M. Mageean, Dean in Residence, College of Graduate Schools, Washington, DC, and Professor, Department of Geography, East Carolina University; and

WHEREAS, the credentials of Dr. Mageean have been reviewed by the appropriate faculty peer review committee in the Department of Urban Studies, the Chair, the Dean, the Provost and the President; and

WHEREAS, Dr. Mageean has fulfilled the requirements for tenure at the rank of Professor as set forth in Article 12.9 of the Faculty Collective Bargaining Agreement;

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 Dr. Deirdre M. Mageean in the Department of Urban Studies, effective the day of full-time employment at Cleveland State University.

RESOLUTION 2013-27

BACHELOR OF ARTS IN ECONOMIC DEVELOPMENT

WHEREAS, the Levin College of Urban Affairs has proposed the development of the Bachelor of Arts degree program in Economic Development; and

WHEREAS, the program development plan for the proposed major has received preliminary authorization from the Ohio Board of Regents; and

WHEREAS, there is a demonstrated need for such programs in Northeast Ohio; and

WHEREAS, the proposed major program has been reviewed and approved by all appropriate faculty entities and academic administrators, including approval by the Faculty Senate at its meeting of May 1, 2013;

s for tenure at the rank of Professor as

WHEREAS, "GLOBALTARGET " also provides educational services through conferences, workshops, meetings and lectures regarding marketing, innovation, entrepreneurship, sales, business development, and global business strategies, along with the distribution of written and electronic materials therewith; and

WHEREAS, the program has been operating under the name "GLOBALTARGET" since 2005, and uses the service mark symbol to specify use of the program identification; and

WHEREAS, the College wishes to now obtain trademark protection for the name "GLOBALTARGET " as affiliated with its exclusive programs;

WHEREAS, the approval of the proposed Change Orders 1 – 8 for Phase I totaling \$168,633 will exceed the original project budget of \$1,002,690, as well as the Harry S. Peterson contract amount.

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees hereby authorizes the University administration to execute Change Orders 1 – 8 to the Harry S. Peterson contract for Phase I of the Central Garage project in the amount of \$168,633.

RESOLUTION 2013-31

AUTHORIZATION TO EXECUTE THE CONTRACT FOR CONSTRUCTION SERVICES FOR THE RHODES TOWER/ MAIN CLASSROOM PLAZA WATERPROOFING AND CONCRETE REPAIRS PROJECT

WHEREAS, on June 25, 2012, the Board of Trustees, by Resolution 2012-35, approved the issuance of General Receipt Bonds not to exceed \$90,000,000;

WHEREAS, \$26,000,000 of the bonds was designated for the design, construction, furnishing and equipping of Deferred Maintenance projects to be locally administered on the University's campus;

WHEREAS, the contract for this project will be ready for execution in June and will exceed \$500,000;

WHEREAS, under existing Board policy, construction and consultant contracts in excess of \$500,000 require prior approval of the Board.

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees hereby approves delegation of authority to the University's Administration to enter into a contract with the lowest bidding Rhodes Tower/ Main Classroom Waterproofing and Concrete Repairs Contractor for a sum not to exceed \$2,842,800.

RESOLUTION 2013-32

APPROVING LEASE AGREEMENT WITH FENCORP PROPERTIES, INC.

WHEREAS, FENCORP PROPERTIES, INC., an Ohio corporation (hereinafter called the "Landlord"), and CLEVELAND STATE UNIVERSITY (hereinafter called the "Tenant") entered into that certain Lease dated June 20, 2003 (the "Lease"), whereby Landlord leased to Tenant a portion of the Properties located at 26202 Detroit Road, Westlake, Ohio;

WHEREAS, Landlord and Tenant revised the Lease by the terms of a First Amendment dated August 20, 2003; and

WHEREAS, Landlord and Tenant ~~have~~ further revised the Lease by the terms of a Second Amendment dated March 18, 2005; and

WHEREAS, Landlord and Tenant mutually desire ~~to~~ further amend the terms and conditions of the Lease by this Third Amendment; and

WHEREAS, the Provost wishes to continue our presence at this facility by providing academic and continuing education programs as we have for the last ten years.

NOW, THEREFORE BE IT RESOLVED

accepted with thanks; and

BE IT FURTHER RESOLVED that the President is hereby directed to use these gifts subject to their terms and conditions.

RESOLUTION 2013-35

SPONSORED PROGRAMS, FY 2013, 3rd QUARTER

RESOLVED, that the Sponsored Programs fund totaling \$2,554.867 received by the Cleveland State University during the period January 2013 to March 31, 2013, are hereby accepted with thanks, and

BE IT FURTHER RESOLVED that the President is hereby directed to use these Sponsored Programs funds subject to their terms and conditions.

NEW BUSINESS

Chairman Rawson presented and read a resolution recognizing the service of Steven W. Percy as he ends his appointment as Interim Dean of the Monte Ahuja College of Business. Trustee Levin moved, and Trustee Taylor seconded, the motion to the resolution honoring Steven W. Percy. The following resolution was approved by voice vote:

RESOLUTION 2013-36

A RESOLUTION HONORING DEAN STEVEN W. PERCY

WHEREAS, Steven W. Percy, a native Clevelander, has had a most distinguished career as a global business leader, including serving as Chairman and CEO of BP America; and

WHEREAS, Steven W. Percy has always found time to make service to American higher education a priority, including serving as a visiting professor at the Ross School of Business at the University of Michigan (from which he is an MBA graduate) and lecturing on numerous campuses across the country; and

WHEREAS, Steven W. Percy's commitment to Cleveland State University is unmatched: he received his Juris Doctorate from the Cleveland-Marshall College of Law, and since that time has served as vice chair of the Cleveland State University Foundation Board and as chair of the National Advisory Council of the Cleveland-Marshall College of Law; and

WHEREAS, in 2012, Steven W. Percy agreed to ~~serve~~ Interim Dean of the Monte Ahuja College of Business, at which time CSU President Ronald M. Berkman ~~stated~~ *Percy is a legendary businessman, who brings immeasurable talent and experience leading one of the largest companies in the world; this is an extraordinary opportunity for CSU to advance the important work of the Ahuja College of Business and set new standards for engaged learning*”; and

WHEREAS, with the appointment of Joseph B. Mazzola as Dean of the Ahuja College of Business, Mr. Percy will conclude his service ~~as~~ Interim Dean, closing a tenure in which he brought renewed structure, recognition, outreach and standing within the business community to the College, and to the University;

NOW, THEREFORE, BE IT RESOLVED that a grateful Cleveland State community – the President, the Board of Trustees, administrators, faculty, staff and students – expresses to Dean Percy our most sincere appreciation for his service to Cleveland State University. We wish Dean Percy, one of our most distinguished graduates, much success in all future endeavors, which we trust will include continued close involvement with Cleveland State University.

A resolution, recommending tenure for Dr. Joseph B. Mazzola, Dean-designate of the Monte Ahuja College of Business, was presented (Attachment M). Trustee Weinberg moved, and Trustee Moore seconded, their motion to approve the award of tenure at the rank of Professor to Dr. Joseph B. Mazzola in the Department of Operations and Supply Chain Management, effective the first day of his full-time employment at Cleveland State University. The following resolution was approved by voice vote:

RESOLUTION 2013-37

AWARD OF TENURE TO DR. JOSEPH B. MAZZOLA

WHEREAS, an external search was conducted to fill the position of Dean, Monte Ahuja College of Business; and

WHEREAS, the search attracted a substantial number of well-qualified candidates, including Dr. Joseph B. Mazzola, Belk Distinguished Professor of Business, Belk College of Business, University of North Carolina at Charlotte; and

WHEREAS, the credentials of Dr. Mazzola have been reviewed by the appropriate faculty peer review committee in the Department of Operations and Supply Chain Management, the Chair, the Interim Dean, the Provost and the President; and

WHEREAS, Dr. Mazzola has fulfilled the requirements for tenure at the rank of Professor as set forth in Article 12.9 of the Faculty Collective Bargaining Agreement;

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 Dr. Joseph B. Mazzola in the Department of Operations and Supply Chain Management effective the first day of full-time employment at Cleveland State University.

EXECUTIVE SESSION

Trustee Gunning moved, and Trustee Moore seconded, the motion that the Board adjourn into Executive Session for the purpose of discussing personnel and imminent and pending litigation with General Counsel. A roll call vote was taken by the Secretary to the Board; voting in the affirmative were Mr. Adler, Mr. Gunning, Mr. Levin, Mr. Moore, Mr. Moreno, Ms. Taylor, Mr. Weinberg and Chairman Rawson.

Chairman Rawson excused everyone except voting members of the Board and