



Mr. Stephen Kirk, Chairman of the CSU Foundation Board of Directors, reported that the Student Success Initiative is a three-year, \$64 million campaign. He noted, however, that the immediate and longer goal is to improve the culture of philanthropy for Cleveland State University. Funds, toward the goal, have been raised during the silent phase of the campaign. Foundation Chairman Kirk indicated that solicitations will be targeted for the first two years of the campaign, with Trustees and Foundation Board members to make gifts in the first year. He also noted that the campaign consultant is Jennifer McDonough of Bentz Whaley Flessner, and a campaign structure is being formed, including a 20-person leadership committee.

Chairman Rawson noted that, with state share of instruction being 28%, there is a need to raise private funds to enhance learning and to support student success without burdening students with increased tuition. Calling the campaign the “Student Success Initiative” reflects important CSU priorities. He added that it is important to be trained to become good at fundraising and to convey to the alumni and community that Cleveland State University is worth supporting.

Chairman Rawson reported that Dr. Stephen Duffy’s term, as a faculty representative to the Board of Trustees, was ending. He read and moved the following resolution in recognition of Dr. Duffy’s service on the Board. Vice Chairman Moreno seconded the motion. The following resolution was passed by voice vote with applause:

RESOLUTION 2014-33

**RECOGNITION OF DR. STEPHEN F. DUFFY AS A
FACULTY REPRESENTATIVE ON THE BOARD OF TRUSTEES**

WHEREAS, Dr. Stephen F. Duffy has served Cleveland State University as a Faculty Representative to the Board of Trustees since 2010, first in his role as President of the Faculty Senate, and subsequently, as an elected faculty representative; and

WHEREAS, Dr. Duffy’s term as Faculty Representative to the Board of Trustees expires on June 30, 2014; and

programs in the Maxine Goodman Levin College of Urban Affairs, the College of Education and Human Services, the College of Liberal Arts and Social Sciences, and more; and

WHEREAS, the Foundation and the University share the belief that investment in human capital

EXECUTIVE SESSION

Trustee Taylor moved, and Trustee Gunning seconded, the motion to adjourn into Executive Session for the purpose of discussing collective bargaining, an employment contract and compensation of a public employee, and to discuss with General Counsel matters involving imminent and pending litigation. A roll call vote was taken by the Secretary to the Board; voting in the affirmative were Mr. Adler, Mr. Bowen, Mr. Gunning, Mr. Levin, Mr. Moore, Mr. Moreno, Ms. Taylor, and Chairman Rawson.

Chairman Rawson excused everyone, except the voting and community trustees present, to meet first with President Berkman, Provost Mageean, Vice President McHenry, Assistant Vice President Drucker, General Counsel Wilson, and Board Secretary Napier for the collective bargaining segment of Executive Session, which began at 11:05 a.m.

Chairman Rawson announced at 11:50 p.m. that the Board had finished its business in Executive Session and was returning to its regular meeting. Trustee Adler moved, and Trustee Bowen seconded, the motion to approve a performance bonus of 25% for the President, as recommended by the Executive committee, based on the President's accomplishment of 2013-2014 goals. The following resolution was passed unanimously by voice vote:

RESOLUTION 2014-34

PRESIDENT'S CONTRACT PERFORMANCE BONUS

WHEREAS, the Executive Committee of the Board of Trustees, pursuant to Sections 3.2 and

objectives; has promoted national and international awareness of Cleveland State University through favorable media coverage, speaking at national conferences, bringing to campus speakers of international note, developing an especially effective working relationship with

- A. AAUP – American Association of University Professors
- B. SEIU – Service Employees International Union
- C. CWA – Communication Workers of America
- D. FOP – Fraternal Order of Police

Generally, AAUP is the lead contract and the other units wait until the conclusion of that bargaining, as the wage increases and benefits changes, if any, are adopted by the other unions. With respect to AAUP negotiations, the Union has advised that Interest Based Bargaining is “no longer a viable option, unless the administration withdraws its proposed workload policy from Board consideration.” We are proceeding to commence traditional collective bargaining and setting up a series of pre-negotiations meetings to discuss ground rules, logistics, a bargaining schedule, etc.

The fifth collective bargaining unit, the Law College faculty, have not made a demand to negotiate their initial agreement.

6. Internship, Career Services, Co-Operative Education

Provide guidance and direction for a complete reorganization of these student/academic services. The goal is to increase the quality of these opportunities and continue to engage faculty in developing means to integrate applied and classroom experience.

Create a virtual career services function that provides employers and students with the ability to connect.

Increase all engaged learning opportunities by 10 percent.

REPORT OF THE CSU FOUNDATION CHAIR

Mr. Stephen Kirk reported on fundraising activity as of May 31, 2014 (**Attachment B**). He shared the good news that fundraising set a record for 2014 with an attainment of \$20 million. He noted that the previous highest level of attainment was \$14.8 million in 2005. He also noted that records were achieved in 2014 for cash collected in the amount of \$13.6 million, which exceeded the previous record of \$10.2 million in 2011.

Mr. Kirk indicated that it was important to track proposal activity. Although the number of proposals submitted fell short of the goal, the funding received represented only a fourth of the goal. President Berkman, however, was congratulated on an all-star year of raising \$14.9 million, exceeding all three previous years combined.

Mr. Kirk indicated that efforts continue to be made to broaden the donor base, which is anticipated to reach 7,000 donors by the end of the fiscal year. He noted that the number of alumni donors was 100 short of the 5,000 goal. Vice President Berinthia LeVine and the University Advancement team were congratulated for a successful fundraising year.

Mr. Kirk reported that nine new directors were added to the CSU Foundation Board of Directors, bringing the total membership to 47. He noted that the membership has more than doubled from three years ago. One year from now, Mr. Kirk indicated that he would be replaced by Nancy McCann, currently serving as Vice Chair of the CSU Foundation, and he would serve as Vice Chair.

In closing, Mr. Kirk announced that Alumni Affairs won a marketing and branding award from the Council for the Advancement and Support of Education (CASE) for outstanding digital communication for Homecoming. He noted that Duke, Stanford and Cal Tech were among the competitors. Chairman Rawson added his congratulations on behalf of the Board.

ACADEMIC AFFAIRS

Chairman Moore reported that the Committee recommended the approval of the University Space Policy, establishing guidelines for the use, assignment and re-assignment of all university space, and creating an Academic Space Advisory Committee. The Committee also recommended approval of tenure at the rank of Associate Professor in the School of Nursing for the new Associate Dean, Dr. Corinne Wheeler, and recommended the approval of multiple year contracts for two new athletic head coaches.

Chairman Moore reported that the Committee received updates on the Honors Program, enrolling 500 students (200 Honors and 300 Scholars); the 4-to-3 Credit Hour Conversion, noting that 90% of the students have received advising; a student evaluation of teaching software application to be piloted this fall; the restructuring of the Office of Student Affairs, merging Campus Support Services with Student Life and forming the team of Dr. Boyd Yarbrough as Vice President, and Clare Rahm as Associate Vice President for Student Affairs; and undergraduate student enrollment credit hours predicted to be about the same as last year.

FINANCIAL AFFAIRS

Chairman Levin reported that the Financial Affairs Committee recommended ten of the items on the consent agenda for consideration, regarding budget, contracts, and service agreements. He noted that special attention was given to the FY15 University Budget. Special recognition was given to Judith A. Richards, who was recommended for Associate of the University status for her 25 years of good work and service to the University and Board of Trustees as Director of Audits. Chairman Levin also noted that the Committee received a Campus Safety Report and was introduced to Craig Stone as the new Director of Campus Safety and Chief of the Cleveland State University Police Department.

In closing, Chairman Levin reported that the Committee received the investment report for the period ending March 31, 2014. He noted that the University's investment assets totaled \$86 million as of the end of the quarter, and were performing well against all indices.

FY2014 External Audit Disclosure

Mr. Robb Rose, Partner, of Plante Moran presented the audit planning agenda and required communications relative to conducting the FY2014 audit (**Attachment C**). He noted

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees hereby accepts the FY 2014 Department of Audits Annual Report as submitted.

CONSENT AGENDA

Chairman Rawson stated that routine matters, or those discussed previously, are considered on the consent agenda. He asked if there were any consent agenda items that Board members wished to remove and discuss individually. Faculty Representative Duffy requested clarification of the Science Building project funding within the FY2015 University Operating Budget. Vice President McHenry explained that it would basically be funded from the \$86

Year Contract for Men's and Women's Swimming Head Coach. The following resolutions were passed by voice vote:

RESOLUTION 2014-37

APPROVAL OF SPACE POLICY

WHEREAS, Cleveland State University buildings, grounds and facilities are property of the State of Ohio to be used in the service of the University's mission; and

WHEREAS, the use, assignment, and re-assignment of all such space must be done in accordance with University priorities at the ultimate discretion of the President; and

WHEREAS, the Board of Trustees previously passed a policy related to the use of university facilities in 1981; and

WHEREAS, the policy on space presented to the Board today has been updated to reflect the University's current priorities and to create an advisory committee related to the use of space; and

WHEREAS, the proposed policy was developed and vetted appropriately, including being posted for a thirty day open comment period;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Cleveland State University hereby authorizes the rescission of the previous policy on the use of facilities, filed as

WHEREAS, the search attracted a substantial pool of well-qualified candidates, including Dr. Corinne Wheeler, Associate Professor, Tenured & Coordinator of the Doctor of Nursing Practice Program, University of Indianapolis School of Nursing; and

WHEREAS, the credentials of Dr. Wheeler have been reviewed by the appropriate faculty peer review committee in the School of Nursing, the Dean, the Provost and the President; and

WHEREAS, Dr. Wheeler has fulfilled the requirements for tenure at the rank of Associate Professor as set forth in Article 12.9 of the Faculty Coll

BE IT RESOLVED that the proposed University Budget for FY15 (July 1, 2014 – June 30, 2015) be adopted, as follows:

Cleveland State University Proposed FY15 Budget

| <u>Budget Component</u> | <u>Amount</u> |
|------------------------------------|----------------------|
| Operating Budget | \$ 237,765,044 |
| General Fee Budget | <u>22,617,798</u> |
| Total Educational & General Budget | \$ 260,382,842 |
| Auxiliary Enterprises Budget | <u>\$ 21,869,568</u> |
| Total University Budget | \$ 282,252,410 |

RESOLUTION 2014-41

AUTHORIZATION TO INCREASE TOTAL PROJECT BUDGET FOR THE CENTER FOR INNOVATION IN HEALTH PROFESSIONS

WHEREAS, the Cleveland State University Board of Trustees has approved the maximum project budget for the Center for Innovation in Health Professions (CIHP) at \$45,000,000 on November 7, 2012; and

WHEREAS, additional Value Added items are being implemented in the project to add aesthetic and programmatic value to the building; and

WHEREAS, additional technology infrastructure and simulation software/hardware has been added to the project; and

WHEREAS, by the addition of the above mentioned items, additional Construction Manager Construction Stage fees and Owner Soft Costs have increased; and

WHEREAS, the Financial Affairs Committee recommends full Board approval to increase the Center for Innovation in Health Professions total project budget;

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees hereby authorizes the University Administration to increase the total project budget from the original amount of \$45,000,000 to \$47,750,000.

RESOLUTION 2014-42

AUTHORIZATION TO INCREASE CONSTRUCTION STAGE CONTRACT FOR DONLEY'S INC. FOR THE CENTER FOR INNOVATION IN HEALTH PROFESSIONS

WHEREAS, the University has entered into a contract with Donley's Inc. (Construction Manager at Risk) to construct the new Center for Innovation in Health Professions (CIHP) building; and

WHEREAS, the University Board of Trustees previously approved Donley's construction stage contract of \$1,569,772 based on a construction cost of \$35,000,000; and

WHEREAS, the University Administration is requesting to increase Donley's construction stage contract to manage additional scope; and

WHEREAS, the Financial Affairs Committee recommends full Board approval of the contract with Donley's per the terms described above;

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees hereby authorizes the University Administration to increase the construction stage contract with Donley's Inc. as the Construction Manager at Risk from their original amount of \$1,569,772 to \$2,045,423.

RESOLUTION 2014-43

AUTHORIZATION TO CONTRACT FOR CONSTRUCTION MANAGER AT RISK SERVICES FOR THE FENN HALL MASTER PLAN AND RENOVATION PROJECT

WHEREAS, the University has solicited qualifications for Construction Manager at Risk to construct the Fenn Hall Master Plan and Renovation Project; and

WHEREAS, thirteen (13) timely qualification responses were received and reviewed by a select review panel comprised of Faculty and Staff; and

WHEREAS, three (3) firms were shortlisted and invited to submit pricing proposals on May 13, 2014 and to participate in interviews held on May 20, 2014, consisting of a 60-minute presentation of qualifications, followed by 15-minute questions/answers led by the committee; and

WHEREAS, on May 20, 2014, the selection committee reviewed the firms' qualifications and proposals and entered their rankings into the State of Ohio's Best Value Rating form; and

WHEREAS, after entering each firm's Qualifications Rating and Price Proposals, the final Construction Manager at Risk will be selected by the highest Best Value Rating score;

WHEREAS, the Financial Affairs Committee recommends full Board approval of the contract with Gilbane Building Company per the terms described above;

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees hereby authorizes the University Administration to enter into further contract negotiations with Gilbane Building Company, pursuant to the process outlined above, and further that the Administration may award a contract not to exceed six and a half percent (6.5%) of the construction cost, for their Preconstruction and Construction Stage services.

RESOLUTION 2014-44

PROPOSED AUTHORIZATION TO ALLOW EXTERIOR IMPROVEMENTS AND RENOVATIONS TO MAIN CLASSROOM

WHEREAS, the University seeks approval to restore and renovate the exterior of the Main Classroom Building; and

WHEREAS, the project will include cleaning, caulking, and sealing the facades on the West, South, and East; and

WHEREAS, the project will provide a more architectural entry featuring the entry at Euclid Avenue by creating a new canopy, glass curtain wall, and building signage; and

WHEREAS, the project will provide minor renovations to the southwest classrooms on the 2

WHEREAS, the auction was conducted on May 28, 2014, at which Constellation NewEnergy Inc (CNE) submitted the low bid at a price of \$0.04903 per KWH, which is less than the not to exceed amount of \$0.0511 per KWH authorized by the Resolution; and

WHEREAS the University Administration signed a Master Retail Electricity Supply Agreement (MRESA) with CNE on May 28, 2014, detailing CSU's commitment to purchase electricity from CNE at the bid price, plus pass-through costs for capacity and transmission; and

WHEREAS, the University Administration also signed a Fixed Price Solutions Transaction Confirmation (TC) which outlines the specific electric accounts that are included in the MRESA; and

WHEREAS, the TC outlines the source of the 15% green energy that is part of the electric supply agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Cleveland State University Board of Trustees ratifies the Master Retail Electricity Supply Agreement and Fixed Price Solutions Transaction Confirmation as executed on May 28, 2014.

RESOLUTION 2014-46

APPROVAL TO RENEW THE MANAGEMENT AGREEMENT WITH CENTERS LLC FOR PROVIDING RECREATION SERVICES AT THE CSU RECREATION CENTER

WHEREAS, the University's Agreement for campus recreation management services with Centers LLC expires on June 30, 2015; and

WHEREAS, the Agreement with Centers LLC provides for a 24-month review of the renewal options for campus recreation services; and

WHEREAS, upon comprehensive review of the services provided by Centers LLC, the University finds their performance to be successful;

NOW, THEREFORE IT BE RESOLVED that the Board of Trustees hereby approves the recommendation of the University and Financial Affairs Committee for the Second Amendment to the Recreation Services Management Agreement with Centers LLC, renewing the Agreement for campus recreation services with Centers LLC for a three (3) year term commencing on July 1, 2015 through June 30, 2018, in substantially the form attached hereto, subject to any revisions deemed necessary by the University General Counsel.

RESOLUTION 2014-47

**REQUESTING APPROVAL OF \$1,320,000 FOR FISCAL YEAR 2015
FOR ADVERTISING MEDIA, PRODUCTION AND RELATED SERVICES**

WHEREAS, the University is involved in paid advertising campaigns to promote student recruitment, retention and institutional image; and

WHEREAS, the Financial Affairs Committee recommends full Board approval of the request for Fiscal Year 2015 funding of \$1,320,000 for the purchase of media and related expenses for recruitment and brand advertising.

NOW, THEREFORE, BE IT RESOLVED

NOW THEREFORE, BE IT RESOLVED that the Chief Information Officer is hereby authorized to issue a change order to the blanket purchase order in an amount not to exceed \$150,000 for FY14, the final year of the authorized three-year blanket purchase order, to Hewlett Packard Company for the purpose of procuring PC equipment in standard configurations as directed by the University. It is understood that the University, while standardizing on one vendor, is under no contractual obligation to buy exclusively from Hewlett Packard Company.

RESOLUTION 2014-49

RESOLUTION 2014-51

**APPROVAL OF MULTIPLE YEAR CONTRACT FOR
MEN'S AND WOMEN'S SWIMMING HEAD COACH**

WHEREAS, Paul Graham was hired as the Men's and Women's Swimming Head Coach for a multiple year term as customary when asked to give up a head coaching position at another institution to accept CSU's offer; and

WHEREAS, in accordance with Board Resolution 2003-7, approved January 22, 2003, "All Cleveland State University employment contracts, covering periods of more than one year, shall be recommended by the President of the University for approval by the Board of Trustees"; and

WHEREAS, Paul Graham is currently employed on a one-year contract, that commenced May 19, 2014;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees approves the reissuance of the initial employment agreement of Paul Graham, as Men's and Women's Swimming Head Coach, for a multiple year term through April 30, 2017.

ELECTION OF OFFICERS

Nominating Committee Chair Dan Moore, serving with Trustees David Gunning and June Taylor, moved that the following slate of Board Officers be