# MINTESOF THE MEETING

#### **BOARD OF TRUSTEES MEETING**

**DAE**: Wednesday, May 25, 2016, 8:00 a.m.

PLACE: The Wolstein Center, Geralld Gordon Conference Pavilion

Weinberg Board Room

PR

EENT Chairman Robert H. Rawson, JiT.rustees Thomas W. Adler, Stephen F. Kirk, Morton Q. Luin, Dan T. Moore III, Bernardo "Bernie" F. Moreno, and June E. Taylor; Community Board Member Anand "Bill" Julka; Faculty Representatives Dr. Joel A. Lieske and Dr. Nigamath Sridhar; President Ronald M. Berkman and Secretary to the Board of Trustees William J. Napier. Others in attendance: James E. Bennett, Office Fresident Chief of Staff and co-leader of the Office Fresidente Management and the 2020 Project with Timothy J. Long Sociate Vice President for Finance & Budget; Dr. Jianpingh J., Interim Provost and Senior Vice President for Academic Affairs; Dr. Jerzy T. Sawicki, Vice President for Research; Dr. Anton A. Komar, Professor and Director of Center for Gene Regulation Interior Business; and graduate students with research faculty advisors.

Chairman Rawson called the meeting to order. (200 a.m. and confirmed the presence of a quorum. He called for a motion to approve the minutes of the March 9, 2016 Board meeting; moved by Trustee Moreno and seconded by Trustee in, the minutes were approved by voice vote.

# REPORT OF THE CHAIRMAN

Chairman Rawson reported that meeting the fExecutive Committee were held on March 24, 2016 and May 17, 2016. The following resolution passed at the March 24 meeting to approve a lease for a presidential residence:

# **EXECUTIVE COMMITTEE RESOLUTION 2016-01**

AUTHORIZING CLEVELAND STATE UNIVERSITY ADMINISTRATION TO ENTER INTO A LEASE AGREEMENT WITH EUCLID AVENUE DEVELOPMENT CORPORATION FOR A PRESIDENTIAL RESIDENCE

WHEREAS, Dr. Joel Lieske has served Cleveland Stativersity as a Faculty Representative to the Board of Trustees this past yearthe elected faculty representative; and

WHEREAS, Dr. Lieske's term as Faculty Representative Board of Trustees expires on June 30, 2016; and

WHEREAS, during the past year, Dr. Lieske has beedicated in the peofmance of his duties and has represented the views of the facultyheoAdministration and the Board of Trustees, contributing to enhanced academic programs and student support services; and

WHEREAS, Dr. Lieske has sought to demonstrat@leveland State students the importance of participating in the political processy himself seeking elective office; and

WHEREAS, Dr. Lieske has shared his knowledge ampleetise as a political scientist, raising salient questions and making observations duripglizical campaign year that has to this point defied predictability and explanation—except those advanced by Professor Lieske!

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees expresses its sincere appreciation to Jobel A. Lieske for his contributions to, and support of, Cleveland State University and ends its best wishes for the future.

# REPORT OF THE PRESIDENT

President Berkman updated the Board on three megineering building project. He noted that the engineering program has increased 207% over the same period as this time last year. He also noted that the MC2STEM High School on CEU campus continues to be a feeder for the University's engineering and sciences programs school was recently recognized by the Ohio Department of Education as one 22 elite Schools of Promise in Ohio, closing the achievement gap in math and reading for more than 40% neonically-disadvantages tudents and those with limited English proficiency and disabilities.

The President reported that Campus International Schools doubled in size since its inception, and now has four sections per grade indicated that the new school being built will accommodate grades K-8, and the Cole Cented doubles the upper grade levels. He noted that there is a waiting list of 322 students for the MC2STEM High School.

President Berkman updated the Board on the wardean searches. He reported that the search process has been completed for the Diethe Maxine Goodman Levin College of Urban Affairs and the Dean of the School of Nursingthwithe Board being askleto approve tenure for Dr. Roland V. Anglin and Dr. Timothy M. Gasprespectively. Appreciation was extended to

Trustee Levin and the Levin family for their partic

Chairman Rawson and President Berkman affirmed the commitment of the Board and the University to student success, redess of state mandates. The roller. Teresa LaGrange, Vice Provost for Academic Planning, and her 30 yearser to the University were acknowledged with applause as she like retiring on June 30.

Trustee Moore moved, and Trustee Moreecos aded, the motion temprove the updated Cleveland State University College Completi

# REPORT OF THE PROVOST

Dr. Zhu announced the appointment of Dr.land V. Anglin as Dean of the Maxine Goodman Levin College of Urban Affa, and presented his credential lattachment D). Approval to award tenure wassought. Trustee Levin moved and Trustee Adler seconded, the motion to approve the award of numbers to Dr. Roland V. Anglin at he rank of Professor in the Department of Urban Studies. The following resolution was passed by voice vote:

#### **RESOLUTION 2016-28**

#### AWARD OF TENURE TO DR. ROLAND V. ANGLIN

WHEREAS, an external search was conducted illothie position of Dean, Maxine Goodman Levin College of Urban Affairs; and

WHEREAS, the search attracted a substantial poof of well-qualified candidates, including Dr. Roland V. Anglin, Director and Associate Research Professor, Joseph C. Cornwall for Metropolitan Studies, Rutges University-Newark; and

WHEREAS, the credentials of Dr. Anglin have beserviewed by the apppriate faculty peer review committee in the Department of Urbandses, the Chair, the Interim Dean, the Provost and the President; and

**WHEREAS**, Dr. Anglin has fulfilled the requirements tenure at the rank of Professor as set forth in Article 12.10 of the Faculty Collective Bargaining Agreement;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees hereby approves the award of tenuræatatik of Professor to Dr. Roland V. Anglin in the Department of Urban Studjæsfective the first day of flutime employment at Cleveland State University.

Dr. Zhu reported that the search was conclusted a job offer made recently, and accepted, by Dr. Timothy M. Gaspar to fill the position Diean of the School of Nursing. His curriculum vitae and resolution, seeking the ænd of tenure, were distribute(Attachment E) for consideration. Trustee Levin moved, and Trusticles seconded, the motion to approve the award of tenure to Dr. Timothy M. Gaspar at the ramik Professor in the School of Nursing. The following resolution was passed by voice vote:

# **RESOLUTION 2016-29**

# AWARD OF TENURE TO DR. TIMOTHY M. GASPAR

WHEREAS, an external search was conducted to fill the position of Dean, School of Nursing; and

**WHEREAS**, the search attracted a substantial pool of well-qualified candidates, including Dr. Timothy M. Gaspar, Professor, College of Nursing; University of Toledo, Toledo, Ohio; and

WHEREAS, the credentials of Dr. Gaspar 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. Gaspar has fulfilled the requirements for tenure at the rank of Professor as set forth in Article 12.10 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. Timothy M. Gaspar in the School of Nursing, effective the first day of full-time employment at Cleveland State University.

Dr. Zhu presented a proposal to established-standing Masters of Social Work program (Attachment F). He reported that a joint program with the University of Akron was started in 1995 with 12 students from each university, but is thoovalarge to continues a joint program. Cleveland State University alone has 300 studients program, which is largest graduate program in the College of Liberal Arts and Sad Sciences. Trustee Moreno moved, and Trustee Moore seconded, the motion to appear an independent Masters of Social Work Program due to the dissolution of a joint program with the University of Akron. The following resolution was passed by voice vote:

# **RESOLUTION 2016-30**

# MASTERS IN SOCIAL WORK

WHEREAS, the College of Liberal Artand Social Sciences and the School of Social Work has proposed the development of an indepent Masters in Social Work; and

WHEREAS, the program development plan has receipmed minary authorization from the Ohio Board of Regents; and

WHEREAS, there is a demonstrated need forba program in Northeast Ohio; and

WHEREAS, the proposed degree program has beviewed and approved by all appropriate faculty entities and academic administrators; luding approval by the faculty Senate at its meeting of March 4, 2015;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees hereby approves the Masster Social Work in the School of Social Work, College of Liberal Arts and Social Sciences.

# STUDENT RESEARCH PRESENTATION TO THE BOARD

Dr. Nigamanth Sridhar, Faculty Representative the Board and Professor of Electrical Engineering and Computer Scienceported that one-third of SU student enrollments are graduate students. He said that four gradstate ents, two from Sciens & Health Professions and two from the College of Engineering, are heith their faculty reseath advisors to present a synopsis of their research project to the Board. noted that William Samsa, one of the four research presenters, has just graduated and receives ition at Case Western Reserve University

alumni participation. The ENGAGE campaign, resported, is at \$86 million toward the \$100 million goal, with the last 10% of the being the most difficult to raise.

Trustee Kirk reported that \$72 million in the endowment under management was up 1.1% in April, but down 3.2% for the year-to-dade to weakness in the equity markets.

Trustee Kirk reported that the Secondn Aual Women's Leadership Symposium on April 13 hosted over 800 women and had to be moved Cleveland Public Auditorium. The April 21 Volunteer Leadership Summit was attended

Animals Policies(Attachment V), FY17 Tuition(Attachment W), FY16 Third Quarter Gift and Pledges(Attachment X), and FY16 Third Quarter Sponsored Progratachment Y). The following resolutions were passed by voice vote:

# **RESOLUTION 2016-31**

# PROPOSED AUTHORIZATION TO CONTRACT FOR CONSTRUCTION MANAGER AT RISK SERVICES FOR THE SCIENCE BUILDING (SI) INTERIOR LAB RENOVATIONS, ENGAGED LEARNING LABORATORIES

WHEREAS, the University has previously solicited adjutications for Construction Manager at Risk to construct the Science Build (SI) Interior Lab Renovations; and

WHEREAS, nine (9) timely qualification responses mereceived and reviewed by a select review panel comprised of Faculty and Staff; and

WHEREAS, three (3) firms were shortlisted and itend to submit pricing proposals on June 23, 2015 and to participate in interviews held and 29, 2015, consisting of a 60-minute presentation of qualifications, followed by 15-minute quiexns/answers led by the committee; and

WHEREAS, on June 29, 2015, the selection committee reviewed the firms' qualifications and proposals and entered their ranges into the State of OhioBsest Value Rating form; and

WHEREAS, after entering each firm's Qualification Rating and Price Proposals, the final Construction Manager at Riskas selected by the high exact Value Rating score; and

**WHEREAS**, the Financial Affairs Committee of the Board of Trustees has reviewed this matter and recommends full Board approval;

NOW,comm

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

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

WHEREAS, under existing Board toy, construction and onsultant contracts excess of \$500,000 require prior approval the Board; and

WHEREAS, the Financial Affairs Committee of the Board of Trustebas reviewed the matter and recommends full Board approval;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees hereby approves delegation of authority to the University's Admistriation to enter into a contract with Willham Roofing Co, the lowest responsible and respective nor Hall West Roof Replacement Bidder for a sum not to exceed \$545,000.

# **RESOLUTION 2016-33**

# AUTHORITY TO LEASE PROPERTY LOCATED AT 2178 CEDAR AVENUE

WHEREAS, the Department of Parking and Transption Services is charged with providing parking services for students, faculty, fixtaisitors and special events on campus; and

WHEREAS, an increase in enrollment and the lospantking space inventory has resulted in a shortage of parking spaces for commisted ents, faculty, staff and visitors; and

WHEREAS, the Financial Affairs Committee of the Board of Trustees has reviewed this matter and recommends full Board approval;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby approves the recommendation by the University Administrationlease parking spaces from August 15, 2016 to May 15, 2017 at 2178 Cedar Avenue for total cost not to exceed \$30,000, and authorizes and empowers the Administration, in the image of the subject lease as may be required to ensume pliance with the applicable and effective provisions of federal and state laws, as otherwise deemed appropriate.

# **RESOLUTION 2016-34**

# APPROVING LEASE AGREEMENT WITH FENCORP PROPERTIES, INC.

WHEREAS, FENCORP PROPERTIES, INC., an Ohimorporation (hereinfater called the "Landlord"), and CLEVELAND STATE UNIVERSITY(hereinafter called the "Tenant") entered into that certain Lease dateding 5, 2003 (the "Lease"), whereby Landlord leased to Tenant a portion of the Premises located 260202 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 furtheevised the Lease by the terms of a Second Amendment dated March 18, 2005; and

WHEREAS, Landlord and Tenant further revised these by the terms of Third Amendment dated June 3, 2013; and

WHEREAS, Landlord and Tenant mutually desirefuncther amend the terms and conditions of the Lease by this Fourth Amendment; and

WHEREAS, the Provost wishes to continue our presse at this facility by providing academic and continuing education programs as weekfor the last thirteen years; and

WHEREAS, the Financial Affairs Committee of the Board of Trustees has reviewed this matter and recommends full Board approval;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby approves the lease between Fencorp Properties, Inc. and Cleveland Straitversity, in the form substantially attached hereto, subject to any modifications deemedessary by University General Counsel.

# **RESOLUTION 2016-35**

# APPROVING EXTENSION OF LAW LIBRARY MAINTENANCE AGREEMENT WITH WEST PUBLISHING

WHEREAS, Cleveland State University ("University") on behalf of the Cleveland Marshall College of Law ("College of Law"), spends amerage of \$330,000 annually purchasing primary and secondary legal resources from the publication of the Cleveland Marshall College of Law"); and

WHEREAS, the Vendor is one of two leading vendorfsU.S. legal materials in the country, publishing federal and state statutesses and secondary sources; and

WHEREAS, increases in the yearly spend by the the specific of Law for specific published by the vendor have traditionally increed by 6-8 % per year; and

WHEREAS, the Vendor agrees to hold the percentage ase of its materials over a two year period to 1 % per year under active ar extension of the existing Library Maintenance Agreement (down from 3 % under the existing agreement); and

WHEREAS, the Financial Affairs Committee recommetate the Board of Trustees approve the Library Maintenance Agreement per the terms stated;

NOW, THEREFORE, BE IT RESOLVED that the Board of Truses hereby approves the extension of the Library Maintenance Agreembetuween the University and the Vendor and all forms, documents and actions, as may be irredulator the finalization of the agreement

# **RESOLUTION 2016-36**

# APPROVAL OF \$1,520,000 FOR FISCAL YEAR 2017 FOR ADVERTISING MEDIA, PRO DUCTION AND RELATED SERVICES

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

WHEREAS, the request for Fiscal Year 2017 fungliof \$1,520,000 for the purchase of media and related expenses for recruetment and brand advertising; and

WHEREAS, the Financial Affairs Committee of the Board of Trustees has reviewed this matter and recommends full Board approval.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees authorizes purchase orders totaling \$1,520,000 for advertising purchases for FY 2017.

#### RESOLUTION 2016-37

# ACCESS CONTROL POLICY

WHEREAS, Cleveland State University has a responishold ensure reasonable security for its facilities, while still providing as much access possible for members of the University community; and

WHEREAS, the Administration has developed amprehensive Access Control Policy to supersede all prior guidance and prac

# **RESOLUTION 2016-38**

# **RESOLUTION 2016-40**

# ANIMALS ON CAMPUS AND SERVICE ANIMALS POLICIES

WHEREAS, Cleveland State University has a respoilits/bcomply with the Americans with Disabilities Act by permitting service aniths to accompany their owners on campus; and

**WHEREAS**, the University wishes to prohibit animal rom inside campus buildings with the exceptions of research animals, law enforcementals, service animals, and assistance animals in residence hall rooms; and

WHEREAS, the proposed Animals on Campus and SerAircimals policies has been developed to clarify the University's stance on pets insidenpus buildings and the his and responsibilities of service animal owners; and

WHEREAS, the Financial Affairs Committee of the Board of Trustees has reviewed this matter and recommends full Board approval;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Truste exereby adopts this policy and further authorizes and empowers the Administration, in carrying out the Resolution, to make any necessary changes to the Animals on Campul Service Animals policies as may be required to ensure compliance with the applicable and centre provisions of federal and state laws, or as otherwise deemed appropriate.

# **RESOLUTION 2016-41**

# APPROVAL OF FY17 TUITION SCHEDULE

WHEREAS, the University is mandated by state lawn(Anded Substitute House Bill No. 64) to maintain its undergraduate tuition rate for in-state dents for each of the fiscal years in the FY16 and FY17 budget biennium at the FY15 level; and

WHEREAS, there is no state mandate regarding RY17 levels of out-of-state undergraduate and graduate tuition; and

WHEREAS, there is no state mandate regarding the FY17 levels of law tuition; and

WHEREAS, the University has evaluated its curreletvel of out-of-state surcharges for undergraduate and graduatetion in comparison to one state institutions; and

WHEREAS, the University has evaluated its currentelleof tuition for the Cleveland Marshall College of Law in comparison to other stated private institutions' law colleges; and

WHEREAS, the University has determined thate thollowing changes to the out-of-state surcharge on the instruction and for undergraduate, graduate reass, tand graduate doctoral are appropriate; and

Out of StateInstructionalFeeSurchage	FY16	PrposedFY17
Undergraduate Out of StateNon Ohio DomesticResidents Out of StateInternational Residents	40% 40%	1
GraduateMasters Out of StateNon OhioDomesticResidents Out of StateInternationalResidents	100°	1
GraduateDoctoral Out of StateNon OhioDomesticResidents Out of StateInternationalResidents	40° 40°	1°

WHEREAS, the Cleveland Marshall College of Law continues to maintain a vital program of legal education in a national vironment of declining enrollment and proposes a tuition increase of 10% for FY17 for law students entering in freel 2016 semester, a 5% increase for continuing law students in the second, third, and fourth weather program, and a 51% crease in the Masters of Legal Studies (MLS) program; and

WHEREAS, the Financial Affairs Committee of the Board of Trustees has reviewed this matter and recommends full Board approval;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees hereby approves the attached proposed tuition schedule for FY 17 (Academic Year FY16-17).

# RESOLUTION 2016-42

# ACCEPTANCE OF FY 2016 THIRD QUARTER GIFTS AND PLEDGE PAYMENTS

RESOLVED, that the gifts and pledge paymetrotts ling \$4,467,357.21 received by the Cleveland State University Foundation during the poetriJanuary 1, 2016 to March 31, 2016 are hereby 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 2016-43

ACCEPTANCE OF SPONSORED PROGRAMS FUNDS FOR FY 2016 THIRD QUARTER **RESOLVED**, that the Sponsored Programs funds totaling \$3,904,539 received by the Cleveland State University during the period January 2016 to March 31, 2016, are hereby accepted with thanks; and

**BE IT FURTHER RESOLVED** that the President is herebyredited to use hese Sponsored Program funds, subject to their terms and conditions.

# **FY17 UNIVERSITY BUDGET**

The FY17 University Budget propos@Attachment Z) was removed from the Consent Agenda at the request of Trustee Moore disscussion and questionsFollowing satisfactory responses to Trustee Moore's inquiries, TeresMoreno moved, and Trustee Adler seconded, the motion to approve the University Budget for F%. The following resolution was passed by voice vote:

# **RESOLUTION 2016-44**

#### APPROVAL OF THE UNIVERSITY FY17 BUDGET

WHEREAS, the University traditionally presents its nual budget for approxima advance of the beginning of the fiscal year on July 1; and

WHEREAS, the Fiscal Year 2017 (FY17) egins on July 1, 2016; and

WHEREAS, the University is obligated to present **Bee**ard of Trustees with balanced fiscal year financial plan for its total ducational & Gental (E&G) budget; and

WHEREAS, the projected FY17 E&G expenditurase equal to the FY17 projected E&G revenues, thereby producing palanced FY17 fiscal sefinancial plan; and

WHEREAS, the Financial Affairs Committee of the Board of Trustees has reviewed this matter and recommends full Board approval;

**NOW, THEREFORE, BE IT RESOLVED** that the proposed University Budget for FY17 (July 1, 2016 – June 30, 2017) be adopted, as follows:

Operating Budget	\$247,243,468
General Fee Budget	<u>23,770,</u> 745
Total Educational & General	\$271,014,213

Auxiliary Enterprises Budget \$ 25,996,777

# **ELECTION OF OFFICERS**

Nominating Committee Chair Rowson, serving with Ustees Tom Adler and David Gunning, presented, and called for a motion to cappen the slate of Board Officers to serve for 2016-2017. Trustee Moore moved, and Trustee Taske Conded, the motion to approve the slate of officers as presented. The following resolution was passed by voice vote:

# **RESOLUTION 2016-45**

# **ELECTION OF OFFICERS FOR 2016-2017**

**BE IT RESOLVED** that the Cleveland State Univers Board of Trustees hereby elects the following persons to serve as officers for 120e16-2017 term: Trustee Bernardo "Bernie" F. Moreno. as Chairman, Trustee Morton Q. Levin as

# **RESOLUTION 2016-47**

# **ACCEPTING THE PRESIDENT'S 2016-2017 GOALS**

WHEREAS, President Berkman's performance is examed annually, pursuant to Sections 3.2 and 4.5 of his employment agreement, based upgotextecution of his dutieand attainment of goals and objectives as agreed upon by the iffer and Board Executive Committee; and

WHEREAS, the Executive Committee has reviewed and commented upon the 2016-2017 goals submitted by President Berkman;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees accepts the Presids goals for 2016-2017 assted in the attachment.

Trustee Adler moved, and Trustee Taylecanded, the motion to approve a performance bonus of 25% of the President's annual baseysals of June 30, 2016, in accordance with his employment agreement, and based upon the accomplishment of set and agreed upon goals for 2015-2016. The following resolution was passed by voice vote:

# **RESOLUTION 2016-48**

# PRESIDENT'S CONTRACT PERFORMANCE BONUS

WHEREAS, the Executive Committee of the BoardToutistees, pursuant to Sections 3.2 and 4.5 of the President's Employment Agreements have again provided continued excellent, inspired leadership that is allowing Cleveland Stateatonieve successes neverforce attained at the University. He has met, and exceeded, the goodsobjectives that were previously agreed upon by the President and the Board of Trustees; and

WHEREAS, President Berkman has continued to dematestrispired and creative leadership to Cleveland State University, resulting in hiscsess at raising external funds, presiding over another record-breaking Radiaen event in 2016 and continuing to move the "Engage: The Campaign for Cleveland State University" toward a successful conclusion; establishing the innovative Path to 2020 process that led to a comprehensive extendition of the viability of all of the administrative units in the University reating an Office of Performance Management to guide the University toward greater affordability of efficiency; managing the University's annual budget in such a way that degraduate tuition is unchanged 2016; successfully recruiting a new dean for the Maxine Goodmaevin College of Urban Affair, working with the Governor and General Assembly to secure the final apprint properties of the University by appointing building and obtaining state fundifing the first School of Film, Television and Digital Media in the State of Ohio; assuring outstanding new academantership for the University by appointing Dr. Jianping Zhu as Provost; presiding over seignificant growth in research funding that Cleveland State ranks first among American versities its percentage increase this year;

continuing to produce record freshman enrollments

Trustee Taylor moved, and Trustee Adler **select**, the motion to authorize the University Administration to execute and implement the bargaining agreement between Cleveland State University and the Cleveland-Marshall Collegeaw Chapter of the American Association