



**BOARD OF TRUSTEES**



salary as in effect on the last day of the fiscal year, June 30, 2017, to which his goals and objectives have been measured;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves a performance bonus for President Berkman in an amount representing 25% of his annual base salary on June 30, 2017.

**RESOLUTION 2017-50**

**ACCEPTING THE PRESIDENT'S 2017-2018 GOALS**

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

**WHEREAS**, the Executive Committee has reviewed and commented upon the 2017-2018 goals submitted by President Berkman;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees accepts the President's goals for 2017-2018 as stated.

**RESOLUTION 2017-51**

**PROPOSED PUBLIC PRIVATE PARTNERSHIP – CSU PARKING**

partnership for the University's parking facilities; and

**WHEREAS**, the University identified that the parking asset has potential value for a private industry partner, as well as potential financial benefits to the University; and

**WHEREAS**, the University seeks expert consulting services for financial modeling and strategic positioning to facilitate its continued assessment of parking monetization in order to structure an optimal partnership agreement in the event the University issues a Request for Proposal (RFP) to which consortiums of proposers may reply; and

**WHEREAS**, the University has identified Jones Lang LaSalle (JLL) as a subject matter expert regarding parking monetization agreements with private consortiums; and

**WHEREAS**, JLL has previously provided the University with consulting services related to University parking services and asset valuation;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby authorizes the University Administration to enter into an agreement with JLL for consulting services regarding the continued assessment of parking monetization, consistent with the schedule set forth in Exhibit C attached, to position the University for the potential issuance of an RFP to consortiums of interested proposers.

#### **EXHIBIT C – CONSULTING SERVICES**

| Activity  | Anticipated Completion Date | Fixed Fee Amount Payable |
|---|-----------------------------|--------------------------|
| 1) Board Decision on Key Deal Terms             | September 2017              | \$60,000                 |
| 2) Release of Draft RFP and Contract to Bidders | November 2017               | \$140,000                |
| 3) Release of Final RFP and Contract to Bidders | May 2018                    | \$70,000                 |
| <b>4) Contract Award – IF Deal Execution</b>    | <b>August 2018</b>          | <b>\$40,000</b>          |
| <b>5) Financial Close – IF Deal Execution</b>   | <b>November 2018</b>        | <b>\$40,000</b>          |
|   |                             | <b>\$350,000</b>         |

Should a transaction occur, a success fee of 1.25% is estimated to be paid to JLL at the successful conclusion of the deal.

**RESOLUTION 2017-52**

**ELECTION OF OFFICERS FOR 2017-2018**

**BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby elects the following persons to serve as officers for the 2017-2018 term: Trustee Bernie Moreno as Chair, Trustee Dan T. Moore III as Vice Chair, Trustee David H. Gunning II as Treasurer, Trustee Thomas W. Adler as Trustee Development Officer, and William J. Napier as Secretary to the Board of Trustees.

Chairman Moreno requested that the Boar





**FY17 External Audit Planning**

Committee Chair Kirk invited Plante Moran auditors Sadie Mayle and Rob Paskert to present the planning agenda and timeline for conducting the FY2017 external audit (**Attachment B**). It was noted that next year, GASB 75, accounting and financial reporting of postemployment benefits, other than pensions, would be added.

**University Budget for FY18**

Chairman Kirk announced that in view of the uncertainty of the Student Share of Instruction (SSI) appropriation and tuition flexibility tied to the passage of the state budget bill, consideration of the University FY18 operating budget is being postponed until a July meeting. He reported that the Financial Affairs Committee met on June 12<sup>th</sup>, and asked that Senior Vice President Stephanie McHenry and Associate Vice President Tim Long provide a brief update of occurrences since the June 12<sup>th</sup> meeting.

Trustee Levin moved, and Trustee Gunning seconded, the motion to approve the University FY17 Continuation Budget and Tuition and Fees. The following resolution was passed by voice vote:

**RESOLUTION 2017-56**

**APPROVING THE UNIVERSITY FY17 CONTINUATION BUDGET AND  
TUITION AND FEES**

**WHEREAS**, the beginning of the state of Ohio's and Cleveland State University's fiscal year biennium (FY18-FY19) is July 1, 2018; and

**WHEREAS**, the level of the State Share of Instruction (SSI) provided to the University as a result of the adoption of the FY18-FY19 budget appropriations act (Amended Substitute House Bill No. 49) by the Ohio General Assembly and the Governor is vital to operations; and

**WHEREAS**, the state of Ohio's budget appropriation act for FY18-FY19 has not been signed into law as of June 20, 2017 when the Cleveland State Board of Trustees has convened to approve the University budget for FY18;

**NOW, THEREFORE, BE IT RESOLVED** that the Board authorizes the University administration to expend funds from its current unrestricted Operating Budget and Auxiliary Business Units budget for the period beginning July 1, 2017 and ending September 30, 2017 at levels consistent with those established by the Board for FY 2017; and

**BE IT FURTHER RESOLVED** that the recommendation of the University's administration to implement *no change* in the student tuition rates as compared to rates in effect for FY2017 for the following academic careers (except for the Masters of Science in Occupational Therapy (MOT),



Masters of Science in Health Sciences (MSHS), Masters of Science in Speech and Hearing (MSPH), and the Doctorate in Physical Therapy (DPT), all of which are proposed for a 3% increase):

- a) In-state Undergraduate
- b) Out-of-state Undergraduates
- c) In-state Graduate and Doctoral
- d) Out-of-state Graduate and Doctoral
- e) In-state Law (Juris Doctor)
- f) Out-of-state Law (Juris Doctor)

be approved, as reflected in the attached proposed tuition schedule, effective with the Fall 2017 Semester; and

**BE IT FURTHER RESOLVED** that the Cleveland State University Board of Trustees hereby authorizes the University to implement, effective Fall 2017, any modifications regarding tuition authority for state universities permitted by law by the passage of Amended Substitute House Bill No. 49; and

**BE IT FURTHER RESOLVED** that the University's Administration will submit the proposed FY18 Operating Budget, General Fee Budget, and Auxiliary Business Units Budget for consideration by the Board of Trustees at a duly noticed meeting to be held prior to September 30, 2017.

### **RN-BSN Program Reduced Tuition**

The University Administration sought approval to

**WHEREAS**, the Chancellor of the Ohio Department of Higher Education approved the University's request to lower the undergraduate tuition for the RN-to-BSN program for academic years 2015-2016 and 2016-2017 by issuing Directive 2015-19, dated May 15, 2015; and

**WHEREAS**, the University has determined that the following factors have aided the significant growth in enrollment: 1) the lower tuition for the RN-to-BSN program – the program averaged 13 students annually over the period FY11-FY15, compared to the current enrollment of 71 students; and 2) the integration of classroom instruction into the program's delivery method which has assisted RN students remain on track to earn a BSN degree; and

**WHEREAS**, the demand for nurses with BSN degrees continues to grow in northeast Ohio as health systems require RNs to earn a BSN degree within specified periods from the date of initial employment; and

**WHEREAS**, in order to continue the existing lower tuition for the RN-to-BSN program at the FY17 level beyond June 30, 2017, the Chancellor of the Ohio Department of Higher Education requires the University to (1) formally request a continuation the program's lower tuition, (2) provide a Board of Trustees' resolution approving the program's lower tuition, and (3) supply data on the previous two-year performance of the program; and

**WHEREAS**, the Financial Affairs Committee of the Board of Trustees has reviewed thisJ13.7yTv3wwD-FT ut

**RESOLUTION 2017-58**

**AUTHORITY TO INCREASE PREMIUM PARKING RATES**

**WHEREAS**, the University owns and operates 4,000 parking spaces and 25 parking facilities across Cleveland State University's campus; and,

**WHEREAS**, the Board of Trustees approves all parking rates for Parking and Transportation Services; and,

**WHEREAS**, there is a need for additional revenue to help offset the cost to repair aging parking facilities; and,

**WHEREAS**, Premium parking permits have historically sold out and are expected to continue to maintain a high demand with limited inventory; and,

**WHEREAS**, neighborhood market comparisons show that Cleveland State University offers between a 32% to 37% discount of a neighborhood market rate.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Trustees authorizes Parking and Transportation Services to increase the Premium parking rates by 5% each year for FY18 and FY19.

**Construction Manager-at-Risk for New Engineering Building**

The Administration sought authorization to contract for construction manager-at-risk services for Phase 2 of the Fenn Hall addition (**Attachment F**). Trustee Gunning moved, and Trustee Levin seconded, the motion to authorize the Administration to negotiate a construction manager-at-risk contract, not to exceed \$1.2 million or 11% of construction cost. The following resolution was passed by voice vote:

**RESOLUTION 2017-59**

**AUTHORIZATION TO CONTRACT FOR CONSTRUCTION MANAGER AT RISK  
SERVICES FOR THE FENN HALL ADDITION, PHASE 2**

**WHEREAS**, the University will solicit best value qualifications and proposals for Construction Manager at Risk (CMR) services for the Fenn Hall Addition, Phase 2; and

**WHEREAS**, responses will be received and reviewed by a select review panel comprised of University representatives; and

**WHEREAS**,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby authorizes the University Administration to enter into contract negotiations with the construction manager at risk selected pursuant to the process outlined above, and further that the Administration may award a contract not to exceed \$1,200,000 for CMR pre-construction, construction stage fees, general conditions and reimbursable expenses. The total anticipated CMR contract inclusive of all CMR fees and the guaranteed maximum price for construction is anticipated to be \$11,200,000.

**Joint Use Agreement with The Cleveland Museum of Art**

A Joint Use Agreement between Cleveland State University and The Cleveland Museum of Art (**Attachment G**) was proposed with the following benefits to CSU, its students and faculty:

1. a total of 1,900 entering student memberships
2. 500 parking vouchers for CSU faculty, students and staff
3. two undergraduate unpaid coop work experiences for students in the University's Art Department
4. one annual rental of the Ames Family Atrium to CSU at no rental cost
5. a CMA Corporate Membership for CSU at the Sustainer Level

Trustee Gunning moved, and Trustee Moore seconded, the motion to approve the proposed Joint Use Agreement with The Cleveland Museum of Art. The following resolution was passed by voice vote:

**RESOLUTION 2017-60**

**JOINT USE AGREEMENT BETWEEN  
CLEVELAND STATE UNIVERSITY AND  
THE CLEVELAND MUSEUM OF ART**

**WHEREAS**, pursuant to Amended Senate Bill 260, the University received a capital appropriation in the total amount of \$3 million for capital improvements related to the Cleveland Museum of Art building; and

**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 Cleveland Museum of Art; and

**WHEREAS**, the University has concluded that the value of the uses of the Cleveland Museum of



**RESOLUTION 2017-61**

**RESOLUTION APPROVING AMENDMENT TO  
SECOND EXTENSION OF PRESIDENT BERKMAN'S  
EMPLOYMENT AGREEMENT**

**WHEREAS**, in light of the substantial progress made at the University during Dr. Berkman's tenure as President, which began in July 2009, and has included a significant number of achievements, including the development of the CSU Arts Campus at Playhouse Square; ranking #1 nationally in research growth over the last decade; the formation of a medical program with NEOMED on the CSU campus; the establishment of the MC STEM high school and K-12 Campus International School on the CSU campus in partnership with CMSD; a significantly improved graduation rate along with receiving the national innovation award from the AASCU; the completion of the first ever CSU campaign, completed two years early and raising over \$100 million; and

**WHEREAS**, pursuant to consultation between the Board of Trustees and Dr. Berkman, the parties wish to begin preparation for a smooth transition of the University Presidency; and

**WHEREAS**, Dr. Berkman has indicated that he will tender his resignation in the role as President, effective July 1, 2018, and will assume a principal advisory role in the transition of a new, successor president during the year designated for his professional leave, as well as provide support to the successor president as requested; and

**WHEREAS**, the parties have agreed to amend Dr. Berkman's Employment Agreement to reflect agreed upon terms concerning his remaining periods of employment;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby approves the Amendment to the Second Extension of President Berkman's Employment Agreement in substantially the form attached, subject to any changes deemed necessary by the University General Counsel.

There being no further business, the meeting was adjourned at 11:40 a.m.

Respectfully submitted,

**APPROVED JULY 18, 2017**

William J. Napier

Secretary to the Board of Trustees

**APPROVED JULY 18, 2017**

Bernie Moreno

Chair, Board of Trustees