


BOARD OF TRUSTEES
CLEVELAND STATE UNIVERSITY

MINUTES OF THE MEETING

BOARD OF TRUSTEES MEETING

DATE: Wednesday, May 25, 2016, 8:00 a.m.
PLACE: The Wolstein Center, Gerald R. Ford Conference Pavilion
Weinberg Board Room

PRESENT: Chairman Robert H. Rawson, Jr.; Trustees Thomas W. Adler, Stephen F. Kirk, Morton Q. Levin, 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, Chief of Staff and co-leader of the Office of Performance Management and the 2020 Project with Timothy J. Long, Associate Vice President for Finance & Budget; Dr. Jianping Zhu, 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 in Health & Disease; and graduate students with research faculty advisors.

Chairman Rawson called the meeting to order at 8:00 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 Levin, the minutes were approved by voice vote.

REPORT OF THE CHAIRMAN

Chairman Rawson reported that meetings of the Executive Committee were held on March 24, 2016 and May 17, 2016. The following resolution was 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 State University as a Faculty Representative to the Board of Trustees this past year as the elected faculty representative; and

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

WHEREAS, during the past year, Dr. Lieske has been dedicated in the performance of his duties and has represented the views of the faculty to the Administration and the Board of Trustees, contributing to enhanced academic programs and student support services; and

WHEREAS, Dr. Lieske has sought to demonstrate to Cleveland State students the importance of participating in the political process by himself seeking elective office; and

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

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

REPORT OF THE PRESIDENT

President Berkman updated the Board on the new engineering 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 the CSU campus continues to be a feeder for the University's engineering and sciences programs. The school was recently recognized by the Ohio Department of Education as one of 22 elite Schools of Promise in Ohio, closing the achievement gap in math and reading for more than 40% economically-disadvantaged students and those with limited English proficiency and disabilities.

The President reported that the Campus International Schools doubled in size since its inception, and now has four sections per grade. He indicated that the new school being built will accommodate grades K-8, and the Cole Center will house the upper grade levels. He noted that there is a waiting list of 322 students for the Campus International School, and 120 students for the MC²STEM High School.

President Berkman updated the Board on the search process. He reported that the search process has been completed for the Dean of the Maxine Goodman Levin College of Urban Affairs and the Dean of the School of Nursing, with the Board being asked to approve tenure for Dr. Roland V. Anglin and Dr. Timothy M. Gasper respectively. 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, regardless of state mandates. The role of Dr. Teresa LaGrange, Vice Provost for Academic Planning, and her 30 years of service to the University were acknowledged with applause as she will be retiring on June 30.

Trustee Moore moved, and Trustee Moore seconded, the motion to approve the updated Cleveland State University College Completi

REPORT OF THE PROVOST

Dr. Zhu announced the appointment of Dr. Roland V. Anglin as Dean of the Maxine Goodman Levin College of Urban Affairs, and presented his credentials (Attachment D). Approval to award tenure was sought. Trustee Levin moved, and Trustee Adler seconded, the motion to approve the award of tenure to Dr. Roland V. Anglin at the 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 to fill the position of Dean, Maxine Goodman Levin College of Urban Affairs; and

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

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

WHEREAS, Dr. Anglin 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. Roland V. Anglin in the Department of Urban Studies, effective the first day of fulltime employment at Cleveland State University.

Dr. Zhu reported that the search was concluded a job offer made recently, and accepted, by Dr. Timothy M. Gaspar to fill the position of Dean of the School of Nursing. His curriculum vitae and resolution, seeking the award of tenure, were distributed (Attachment E) for consideration. Trustee Levin moved, and Trustee Adler seconded, the motion to approve the award of tenure to Dr. Timothy M. Gaspar at the rank of 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 establish a stand-alone 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 too large to continue as a joint program. Cleveland State University alone has 300 students in the program, which is the largest graduate program in the College of Liberal Arts and Social Sciences. Trustee Moreno moved, and Trustee Moore seconded, the motion to approve 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 Arts and Social Sciences and the School of Social Work has proposed the development of an independent Masters in Social Work; and

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

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

WHEREAS, the proposed degree program has been reviewed and approved by all appropriate faculty entities and academic administrators, including 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 Master of 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 to the Board and Professor of Electrical Engineering and Computer Science, reported that one-third of CSU student enrollments are graduate students. He said that four graduate students, two from Sciences & Health Professions and two from the College of Engineering, are invited their faculty research advisors to present a synopsis of their research project to the Board. He noted that William Samsa, one of the four research presenters, has just graduated and received a position at Case Western Reserve University.

alumni participation. The ENGAGE campaign, reported, is at \$86 million toward the \$100 million goal, with the last 10% of the goal 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-date due to weakness in the equity markets.

Trustee Kirk reported that the Second Annual Women's Leadership Symposium on April 13 hosted over 800 women and had to be moved to the 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 Programs (**Attachment 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 applications for Construction Manager at Risk to construct the Science Building (SI) Interior Lab Renovations; and

WHEREAS, nine (9) 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 June 23, 2015 and to participate in interviews held on June 29, 2015, consisting of a 60-minute presentation of qualifications, followed by 15-minute questions/answers led by the committee; and

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

WHEREAS, after entering each firm's Qualification Rating and Price Proposals, the final Construction Manager at Risk was selected by the highest Best 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 locally 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 policy, construction and consultant contracts in excess of \$500,000 require prior approval of the Board; 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 delegation of authority to the University's Administration to enter into a contract with Willham Roofing Co, the lowest responsible and responsible Senn 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 Transportation Services is charged with providing parking services for students, faculty, visitors and special events on campus; and

WHEREAS, an increase in enrollment and the loss of parking space inventory has resulted in a shortage of parking spaces for commuters, students, 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 Administration to lease 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, carrying out this Resolution to make any necessary changes to the subject lease as may be required to ensure compliance 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 Ohio corporation (hereinafter called the "Landlord"), and CLEVELAND STATE UNIVERSITY (hereinafter called the "Tenant") entered into that certain Lease dated June 5, 2003 (the "Lease"), whereby Landlord leased to Tenant a portion of the Premises located at 202 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 further revised the Lease by the terms of a Second Amendment dated March 18, 2005; and

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

WHEREAS, Landlord and Tenant mutually desire to further amend the terms and conditions of the Lease by this Fourth 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 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 State University, in the form substantially attached hereto, subject to any modifications deemed necessary 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 an average of \$ 330,000 annually purchasing primary and secondary legal resources from the publisher West, a Thomson Reuters business ("Vendor"); and

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees hereby approves the extension of the Library Maintenance Agreement between the University and the Vendor and all forms, documents and actions, as may be required for the finalization of the agreement

RESOLUTION 2016-36

APPROVAL OF \$1,520,000 FOR FISCAL YEAR 2017
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 request for Fiscal Year 2017 funding of \$1,520,000 for the purchase of media and related expenses for recruitment 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 responsibility to ensure reasonable security for its facilities, while still providing as much access as possible for members of the University community; and

WHEREAS, the Administration has developed a comprehensive 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 responsibility to comply with the Americans with Disabilities Act by permitting service animals to accompany their owners on campus; and

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

WHEREAS, the proposed Animals on Campus and Service Animals policies have been developed to clarify the University's stance on pets inside campus buildings and the rights 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 Trustees hereby adopts this policy and further authorizes and empowers the Administrator, in carrying out this Resolution, to make any necessary changes to the Animals on Campus and Service Animals policies as may be required to ensure compliance with the applicable and effective 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 law (Amended Substitute House Bill No. 64) to maintain its undergraduate tuition rate for in-state students 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 FY17 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 current level of out-of-state surcharges for undergraduate and graduate tuition in comparison to other state institutions; and

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

WHEREAS, the University has determined that the following changes to the out-of-state surcharge on the instructional fee for undergraduate, graduate non-stand graduate doctoral are appropriate; and

Out of State Instructional Fee Surcharge	FY16	Proposed FY17
Undergraduate		
Out of State Non Ohio Domestic Residents	40%	50%
Out of State International Residents	40%	60%
Graduate Masters		
Out of State Non Ohio Domestic Residents	100%	80%
Out of State International Residents	100%	100%
Graduate Doctoral		
Out of State Non Ohio Domestic Residents	40%	50%
Out of State International Residents	40%	50%

WHEREAS, the Cleveland Marshall College of Law continues to maintain a vital program of legal education in a national environment of declining enrollment and proposes a tuition increase of 10% for FY17 for law students entering in the Fall 2016 semester, a 5% increase for continuing law students in the second, third, and fourth year of the program, and a 5% increase 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 payments totaling \$4,467,357.21 received by the Cleveland State University Foundation during the period January 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 hereby ~~credited~~ to use these Sponsored Program funds, subject to their terms and conditions.

FY17 UNIVERSITY BUDGET

The FY17 University Budget proposal (~~Attachment Z~~) was removed from the Consent Agenda at the request of Trustee Moore ~~discussion and questions~~. Following satisfactory responses to Trustee Moore's inquiries, ~~Trustee Moreno~~ moved, and Trustee Adler seconded, the motion to approve the University Budget for FY17. The following resolution was passed by voice vote:

RESOLUTION 2016-44

APPROVAL OF THE UNIVERSITY FY17 BUDGET

WHEREAS, the University traditionally presents ~~an~~ annual budget for approval ~~in~~ advance of the beginning of the fiscal year on July 1; and

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

WHEREAS, the University is obligated to present ~~the~~ Board of Trustees with a balanced fiscal year financial plan for its total Educational & General (E&G) budget; and

WHEREAS, the projected FY17 E&G expenditures ~~are~~ equal to the FY17 projected E&G revenues, thereby producing a balanced FY17 fiscal ~~and~~ financial 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>23,770,745</u>
Total Educational & General	\$271,014,213
Auxiliary Enterprises Budget	\$ 25,996,777

ELECTION OF OFFICERS

Nominating Committee Chair Bert Rawson, serving with Trustees Tom Adler and David Gunning, presented, and called for a motion to approve the slate of Board Officers to serve for 2016-2017. Trustee Moore moved, and Trustee Taylor seconded, 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 University Board of Trustees hereby elects the following persons to serve as officers for the 2016-2017 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 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 2016-2017 goals submitted by President Berkman;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees accepts the President's goals for 2016-2017 as set in the attachment.

Trustee Adler moved, and Trustee Taylor seconded, the motion to approve a performance bonus of 25% of the President's annual base salary 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 Board of Trustees, pursuant to Sections 3.2 and 4.5 of the President's Employment Agreements performed its annual evaluation of President Ronald M. Berkman and has concluded that he has again provided continued excellent, inspired leadership that is allowing Cleveland State to achieve successes never before attained at the University. He has met, and exceeded, the goals/objectives that were previously agreed upon by the President and the Board of Trustees; and

WHEREAS, President Berkman has continued to demonstrate inspired and creative leadership to Cleveland State University, resulting in his success at raising external funds, presiding over another record-breaking Radice 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 examination of the viability of all of the administrative units in the University, creating an Office of Performance Management to guide the University toward greater affordability and efficiency; managing the University's annual budget in such a way that undergraduate tuition is unchanged in 2016; successfully recruiting a new dean for the Maxine Goodman Levin College of Urban Affairs; working with the Governor and General Assembly to secure the final appropriation needed for a new College of Engineering building and obtaining state funding for the first School of Film, Television and Digital Media in the State of Ohio; assuring outstanding new academic leadership for the University by appointing Dr. Jianping Zhu as Provost; presiding over significant growth in research funding that Cleveland State ranks first among American universities its percentage increase this year;

continuing to produce record freshman enrollments

Trustee Taylor moved, and Trustee Adler ~~second~~, the motion to authorize the University Administration to execute and implement the ~~new~~ collective bargaining agreement between Cleveland State University and the Cleveland-Marshall College of Law Chapter of the American Association