



**BOARD OF TRUSTEES
CLEVELAND STATE UNIVERSITY**

MINUTES OF THE MEETING

BOARD OF TRUSTEES MEETING

DATE:

Monday, March 30, 2015, 11:30 a.m.

present how our Trustees not only serve in the traditional role, but give of their time to share with students their places of work and career paths, as students explore different career opportunities.

Chairman Rawson apprised the Board that he is in receipt of a letter from a student, regarding the University's treatment of adjunct professors, to which he will respond. He observed that the role of adjuncts has become a national issue.

Chairman Rawson encouraged Board members to participate in both the *Radiance* scholarship fundraising event and spring commencement on May 8 and 9. He noted that The President's Medal, the University's most prestigious non-academic recognition, will be awarded to Albert B. Ratner. He also noted that an announcement will be made regarding a major fundraising initiative and campaign goal.

In closing his report, Chairman Rawson, announced that a former faculty representative to the Board of Trustees, Dr. Joanne Goodell, was named an American Council on Education (ACE) Fellow for 2015-2016. The ACE Fellows Program was established in 1965 to strengthen higher education by preparing emerging leaders for senior positions in college and university administration.

REPORT OF THE PRESIDENT

President Berkman reported that representatives of CSU's Student Government Association (SGA) recently participated in events in Washington, DC and at the Inter-University Council (IUC) Day in Columbus, Ohio. He noted that the stude

President Berkman indicated that discussions are on-going pertaining to the use of CSU as a venue and housing provider for the Republican National Convention in 2016. He observed that the Republican National Convention offers a platform for the future development of the City.

The President reported that Senate Bill 4, introduced by the President of the Senate, requires institutions of higher education to develop a plan to reduce the cost to the student by 5% in the 2016-17 academic year. It was noted that CSU's current tuition reimbursement program may be able to partially satisfy this potential mandate. As a part of the pending legislation, the state universities are asking the State to provide 75% of the cost of the rebate.

The President also reported that there will be a new formula for the distribution of State Share of Instruction (SSI) funding for fiscal year 2017. He noted that there will be a 2% increase in the SSI subsidy appropriation to universities, the distribution being based on graduation and course completion rates. He also reported a potential change in the funding formula pertaining to at-risk students, which could have had a \$4 million negative impact on CSU. Due to on-going consultation and data analyses, there will now be no change in 2016. In 2017, all at-risk students will be treated the same, whether they start at a main or branch campus, or transfer. It is anticipated that the at-risk student pool will increase.

President Berkman reported that Cleveland State University and the Mid-American Conference were successful in hosting the NCAA Sweet 16 tournament in the City of Cleveland. The University also was a sponsor of the country's largest and world-renown Cleveland International Film Festival, with over 100,000 in attendance. Cleveland State University students and the community benefitted from a series of interactive panel discussions with visiting filmmakers hosted by the School of Communication.

President Berkman announced that the University is conducting a national search for a Vice President for Enrollment Services. He noted that the search committee, chaired by Dr. Boyd Yarbrough, Vice President for Student Affairs, has a pool of 75 applicants thus far.

President Berkman reported that each of the Presidential Forums, conducted as part of the University's 50th Anniversary celebration, has been very successful. The special series, featuring nationally-renowned leaders, have been well-received and have focused on the future of business, education and health care. At the end of April, the forum will feature 50 years of African-American mayor leadership in the United States. The President noted that the forums have brought a large number of guests to campus and have created new and enhanced relationships for the University. The General Electric Company presented the University with \$500,000 for student scholarships and General Electric internships at the "From Laboratory to Wall Street" Presidential Forum. It was noted that three of the top General Electric executives are graduates of Cleveland State.

In closing, President Berkman announced that the students will also have a special event as part of the 50th Anniversary celebration. He noted that the popular musician, Common, famous for the Grammy award-winning song, "Glory", will present a concert on campus on April 16.

REPORT OF THE CSU FOUNDATION CHAIR

Mr. Stephen Kirk presented the Cleveland State University fundraising results as of February 28, 2015 (**Attachment B**). He reported that \$6.6 million has been raised year-to-date, and that the University is on track for a record year. The number of donors increased slightly, which is helping to create a culture of philanthropy at CSU.

Mr. Kirk noted that the *Radiance* scholarship fundraising event on May 8 was quickly approaching. He encouraged 100% participation from the Board of Trustees and CSU Foundation Board members before that date and announcement of the Campaign for Student Access and

that names of individual candidates to serve on the visiting committees be emailed to her, noting that the visiting committees should be comprised of alumni and individuals from large and small companies, who bring knowledge and expertise. The School of Nursing and Mandel Honors College, she reported, were in the process of establishing visiting committees.

In closing her report, Chairperson Taylor reminded Board members of the Volunteer Leadership Summit on April 2. Trustee Gunning moved, and Trustee Levin seconded, the motion to approve Christopher M. Connor, Ohio Governor John R. Kasich, Dr. Roberta Steinbacher, and George R. Stephanopoulos for honorary degrees, based upon their acceptance. The following resolution was passed by voice vote:

RESOLUTION 2015-7

APPROVAL OF HONORARY DEGREE CANDIDATES

WHEREAS, individuals who have made outstanding contributions to Cleveland State University,

Trustee Adler moved, and Trustee Levin seconded, the motion to approve the following consent agenda items: Faculty Emeriti Nominations – Spring 2015 (**Attachment D**), Export

WHEREAS, the proposed Export Control Policy provides guidance related to such compliance;
and

WHEREAS, the proposed Export Control Policy was developed and vetted appropriately with a
thirty day open comment period;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Cleveland State
University hereby approves the Export Control Policy as presented; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Cleveland State University hereby, authorizes the Vice President of Business Affairs and Finance to administer the Oath of Office to state university law enforcement officer and designates this position to carry out all other matters as found in section 3345.04.

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Vice President of Business Affairs and Finance, in carrying out any other such functions as may be required, to sign forms or licenses on behalf of the University that require the signature of the chief law enforcement official.

RESOLUTION 2015-16

PROPOSED AUTHORIZATION TO ALLOW FOR THE TENNIS PAVILION CONTRACTOR SELECTION & CONSTRUCTION

WHEREAS, the University seeks approval to install a permanent air-supported dome over 6 reconfigured tennis courts, including foundations, utilities, signage/branding, and exterior landscaping; and

WHEREAS, the project will include interior tennis court divider curtains and equipment; and

WHEREAS, the project will construct a perimeter architectural screen wall along Chester Avenue and E. 21st Street; and

WHEREAS, the project will provide branding opportunities for Cleveland State University and Medical Mutual of Ohio; and

WHEREAS, the project will be bid to Contractors during April 2015 with construction commencing in May 2015; and

WHEREAS, the project will complete construction services in September 2015; and

WHEREAS, the Cleveland State University Board of Trustees approved a total project amount of \$1,600,000 on November 19, 2014;

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 authorizes the University Administration to select the lowest responsible bidder in the amount not to exceed \$1,430,000, inclusive of construction costs and contingencies, and to enter into a state form contract so that construction can commence in May 2015.

RESOLUTION 2015-17

**PROPOSED AUTHORIZATION TO ALLOW REPLACEMENT (FIX) TO THE
RECREATION CENTER ROOF & SOUTHERN CURTAIN WALL**

WHEREAS, the University seeks approval for the replacement (fix) of the existing southern curtain wall and replace the existing green roof to the superstructure; and

WHEREAS, the University will utilize a combination of Deferred Maintenance Bond funds and other existing university funds previously designated for the project; and

WHEREAS, the project will utilize an exterior improvements design team previously approved through a competitive RFQ process; and

WHEREAS, the project will install a new southern curtain wall; remove and replace the existing roof with a new rubber roof including new roofing membrane, roof drains and new 900 SF raised platform deck and plantings; 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 authorizes the University Administration to enter into contracts with the successful bidders/proposers on state form contracts for the renovation of the existing Recreation Center southern curtain wall and existing roof in the amount not to exceed of \$880,000.

RESOLUTION 2015-18

**AUTHORIZATION TO ENTER INTO SOLAR POWER PURCHASE AGREEMENT AND
LEASE WITH SOLAR ACTION**

WHEREAS, Cleveland State currently acquires its power from a retail provider as delivered to CSU from the local electric distribution company;

WHEREAS, Solar Action has offered to build and operate a 300 KW solar power system on CSU's campus and to deliver power therefrom to CSU for a price set at 95% of CSU's ongoing cost of power;

WHEREAS, CSU has negotiated terms for a 15-year contract for the delivery of power from Solar Action's system;

WHEREAS, Solar Action will receive a 15-year lease concurrently with the contract, subject to termination in the event CSU acquires the solar power system;

WHEREAS, CSU has received the offer of a restricted gift to pay for all power generated from the system for a period of 10 years;

WHEREAS, CSU will save a substantial amount of money as a result of implementation of the system by Solar Action;

WHEREAS, CSU will also be advancing its policy of becoming more carbon neutral;

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 Administration to enter into a contract with Solar Action and/or Playhouse Square per the terms and conditions outlined above, subject to final review and approval of the University General Counsel.

RESOLUTION 2015-19

APPROVAL OF ELECTRONIC SIGNATURE POLICY

WHEREAS, state law requires the University to adopt a rule related to the acceptance and use of electronic signatures; and

WHEREAS, the proposed Electronic Signature Policy was developed and vetted appropriately with a thirty day open comment period;

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 of Cleveland State University hereby approves the Electronic Signature Policy as presented; and

BE IT FURTHER RESOLVED that the Administration, in carrying out this Resolution, is hereby authorized and empowered to make any necessary changes to the Electronic Signature Policy as may be required to ensure compliance with the applicable and effective provisions of federal and state laws, or otherwise deemed appropriate.

RESOLUTION 2015-20

**PROPOSED ALLOCATION OF
CLEVELAND-MARSHALL FUND INCOME
FY 2016**

WHEREAS, the value of the Cleveland-Marshall Fund as of December 31, 2014 was \$5,120,792, and it is projected that \$257,480 in spendable income will become available in FY 2016; and

WHEREAS, the proposed commitment of this accumulated income will contribute to the general enrichment of legal education at Cleveland-Marshall College of Law and provide scholarships;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Cleveland State University hereby directs Key Bank, as Trustee of the Cleveland-Marshall Fund, to remit the sum of \$257,480 to Cleveland State University to be used for the purpose of education and program enrichment at the Cleveland-Marshall College of Law in FY 2016 as proposed

RESOLUTION 2015-21

**APPROVING INCREASE IN FY 2015-2016
RESIDENTIAL MEAL PLAN RATES**

RESOLVED, that the proposed fees for residential meal plans as specified below, are hereby approved, to be effective beginning fall term, 2015.

2015-2016 Residential Per Semester Meal Plan Rate Recommendations

| Category | FY15 | Proposed FY16 |
|---------------------|--|---|
| All Access | \$2,250 <i>includes \$400 Dining Dollars</i> | \$2,325 <i>includes \$400 Dining Dollars</i> |
| Block 220 | \$2,050 <i>includes \$300 Dining Dollars</i> | <i>n/a plan type eliminated due to low demand</i> |
| Block 180 | \$1,875 <i>includes \$300 Dining Dollars</i> | <i>n/a plan modified to Block 175 below</i> |
| Block 175 | n/a | \$1,950 <i>includes \$350 Dining Dollars</i> |
| Block 75 [a] | \$1,490 <i>includes \$700 Dining Dollars</i> | |

RESOLUTION 2015-22

EXCLUSIVE BEVERAGE RIGHTS AGREEMENT

Chairman Rawson excused everyone except the voting and community trustees present, to meet first with President Berkman, Chief of Staff Bennett, Provost Mageean, Board Secretary Napier, Vice President McHenry, General Counsel Wilson, Assistant Vice President Drucker, and Faculty Affairs Vice Provost Morgan for the first segment of executive session relative to collective bargaining; the session began at 12:30 p.m.

Chairman Rawson announced at 12:50 p.m. that the Board had finished its business in Executive Session and was returning to its regular meeting. He noted that as a consequence of Executive Session, there were several items requiring Board action.

Trustee Moreno moved, and Trustee Bowen seconded, the motion to authorize the University Administration to execute and implement the successor collective bargaining agreement between Cleveland State University and the American Association of University Professors, CSU Chapter, covering the three-year period from August 16, 2014 through August 15, 2017. The following resolution was passed by voice vote.

RESOLUTION 2015-24

COLLECTIVE BARGAINING AGREEMENT BETWEEN CLEVELAND STATE UNIVERSITY AND THE AMERICAN ASSOCIATION OF UNIVERSITY PROFESSORS, CSU CHAPTER

WHEREAS, the University and the American Association of University Professors, CSU Chapter have reached a final tentative agreement for a three year successor collective bargaining agreement for professional staff extending from August 16, 2014 through August 15, 2017; and

WHEREAS, the bargaining unit members of the American Association of University Professors, CSU Chapter have ratified the tentative agreement;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees hereby directs the Administration to execute and implement the successor collective bargaining agreement between Cleveland State University and the American Association of University Professors, CSU Chapter, covering the three year period from August 16, 2014 through August 15, 2017.

Trustee Taylor moved, and Trustee Levin seconded, the motion to authorize the University Administration to execute and implement the successor collective bargaining agreement between Cleveland State University and the Communications Workers of America, Local 4309, covering the three-year period from November 1, 2014 through October 31, 2017. The following resolution was passed by voice vote.

RESOLUTION 2015-25

**COLLECTIVE BARGAINING AGREEMENT BETWEEN
CLEVELAND STATE UNIVERSITY AND THE
COMMUNICATIONS WORKERS OF AMERICA, LOCAL 4309**

WHEREAS, the University and the Communications Workers of America, Local 4309 have reached a final tentative agreement for a three year successor collective bargaining agreement for classified staff, extending from November 1, 2014 through October 31, 2017; and

WHEREAS, the bargaining unit members of the Communications Workers of America, Local 4309 have ratified the tentative agreement;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees hereby approves delegation of authority to the University Administration to execute and implement the successor collective bargaining agreement between Cleveland State University and the Communications Workers of America, Local 4309, covering the three year period from November 1, 2014 through October 31, 2017.

Trustee Bowen moved, and Trustee Moreno seconded, the motion to approve the salary and wage increases for eligible non-bargaining, full-time faculty, administrative faculty, non-bargaining unit professional staff, and non-bargaining unit classified staff to be distributed according to a plan to be approved by the President, retroactive to the pay period including July 1, 2014. The following resolution was passed by voice vote.

RESOLUTION 2015-26

**APPROVAL OF SALARY AND WAGE INCREASES FOR ELIGIBLE NON-
BARGAINING FULL-TIME FACULTY, ADMINISTRATIVE FACULTY, NON-
BARGAINING UNIT PROFESSIONAL STAFF AND NON-BARGAINING UNIT
CLASSIFIED STAFF**

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees hereby approves the Sublease Agreement, in form substantially similar to the attached but subject to any further changes deemed appropriate by the University's General Counsel, between Cleveland State University and Euclid Avenue Development Corporation for Unit 2202B at Concierge Living at The Nine located at 2017 East Ninth Street, Cleveland, Ohio 44115 for twenty months, ending November 30, 2016.

Chairman Rawson moved and read the following resolution in recognition of Student Trustee Allison J. Dumski for her outstanding student leadership, contributions in support of the University, campus community and community-at-large, as well as her dedicated and enthusiastic service as a representative of the student body to the Board of Trustees. The Board extended its deep appreciation and best wishes to Allie as her term ends as Student Trustee, and as she graduates on May 9, 2015. The following resolution was seconded by Trustee Moreno, and approved with applause by voice vote:

WHEREAS, Allie has demonstrated leadership skills and has successfully balanced her academic studies, internships and professional experiences in the field of marketing with volunteer service in the community-at-large and active participation as a Presidential Student Ambassador, and membership on various University search, governance and special committees, including the University's 50th Anniversary Steering Committee;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees expresses its deep appreciation to Allison J. Dumski for her outstanding student leadership and contributions in support of Cleveland State University, the campus community, and community-at-large; and extends to her its best wishes in her future endeavors as her term ends as Student Trustee, and as she graduates on May 9, 2015.

Following the Board meeting, Chairman Rawson announced a lunch program, featuring Mandel Honors College administrators and students. The meeting was adjourned at 1:02 p.m.

Respectfully submitted,

APPROVED ON MAY 20, 2015

William J. Napier

Secretary to the Board of Trustees

APPROVED ON MAY 20, 2015

Robert H. Rawson, Jr.

Chairman, Board of Trustees