



BOARD OF TRUSTEES  
CLEVELAND STATE UNIVERSITY

MINUTES OF THE MEETING

**BOARD OF TRUSTEES MEETING**

DATE: Thursday, March 21, 2019, 7:30 a.m.  
PLACE: Student Center, Room 313/315



February 7, 2019, as revised February 15, 2019, ~~and~~ further revised February 20, 2019, as further revised February 22, 2019 and ~~and~~ further revised February 25, 2019.

“Transfer & Disposition Agreement” refers to an agreement to be negotiated and entered into with 1901 East 1<sup>st</sup>



## REPORT OF THE PRESIDENT

President Sands introduced Dr. Phillip Cook, Vice President for Student Affairs at the University of Toledo, who is shadowing him. Dr. Dockrell, he added, is a member of the entering class of Association of Governing Boards (AGB) Leadership and Governance program.

President Sands highlighted significant events activities in which he has been engaged since the last Board meeting:

Recruitment – continued high school visits to local Cleveland Metropolitan School District schools John Marshall and New Tech High School promoting the “Say Yes to Education” initiative

Engaged the campus community with continued visits across campus with Faculty Senate President Bill Bowen; acted on another faculty suggestions to the “One Thing” campaign

Faculty Tenure and Promotion – read through each of the 21 dossiers and has publicly recognized several of the faculty being promoted and awarded tenure

Alumni engagement/fundraising by participating in an Alumni Association event in Arizona

Parker Hannifin Foundation has provided a \$5 million gift to establish the Parker Hannifin Living and Learning Community to provide Cleveland Metropolitan School District graduates studying at CSU with two years free on-campus housing and student support services

Weston Ideation Lab Dedication - Weston Inc. \$ 1 million gift and additional grants to support entrepreneurship programming for students, including interdisciplinary curriculum and internship opportunities with local startups and business incubators

Lift Up Vikes will receive a major gift to create a pantry and an emergency grant fund in support of CSU students in need

Community College Partnerships with Tri-C (Degree Link Tri-C/CSU, and Lorain County Community College (UP Express CSU) providing dual admission and streamlined pathway to earning a bachelor’s degree

President Sands reported having had meetings with Governor DeWine and Lt. Governor Husted. He noted that the Governor’s budget includes a 1% increase in each fiscal year (\$42 million) added to the pool of State Share of Taxation (SSI) funds, which would provide about \$1 million for CSU. He thanked the Board members for their advocacy.

The federal budget, however, proposes a 12% cut in the U. S. Department of Education budget, including student financial aid and the TRIO program. The impact on CSU students would be a loss of about \$500,000.



more students with additional staff and resources. Trustee Reynolds noted that there is \$18 million in the Governor's proposed Budget for "wrap-around services" which may benefit the University.

Dr. Sharon A. Brown, Director of the Center for Excellence and Innovation in Education, focused her remarks on the Cleveland School Book Fund, managed by the Center. She reported that 19,000 books are placed in 700 classrooms Cleveland Metropolitan School District children each year. The purpose of the Book Future is to create print-rich libraries in the classrooms and in homes. In addition, the Center encourages use of the books in the classroom, provides teacher professional development, curricular and programmatic solutions, and engages CSU students in paid and volunteer opportunities. In response to questions, Dr. Brown reported that the \$4.4 million endowment, created 15 years ago, provides an annual budget of \$300,000 of which \$229,000 is used for books. Varying models of the Cleveland School Book Initiative are helping other school districts to develop similar programs.

Dr. Ken Sparks, Associate Professor and Human Performance Lab Director, spoke of exercise science and the human performance laboratory partnerships and collaborations. He reported that the new Cuyahoga Community College/CSU 2+2 Exercise Science articulation will begin this fall. Other collaborative activities include building exercise and human motion machines with Engineering (NSF grant), developing a fall prevention phone app with Nursing (NIH grant), sharing testing and training equipment with Physical Therapy; and performing testing/health screenings for the participants in the Vike Health & Well Being program. In addition to affiliation agreements with local Cleveland and Akron hospitals, Dr. Sparks reported that the program and students benefit from the following partnerships: Cleveland Clinic (working with researchers and adjunct faculty); ScottCare Corporation (benefiting use and donation of monitoring equipment, internships), and Cobham Corporation, Buffalo, New York (oxygen delivery systems).

Madison Mariola, Master's student in Exercise Science, earned her undergraduate degree at the University of Akron. She spoke of her experience at CSU working as a graduate assistant with Dr. Sparks in the Human Performance Lab and her practicum in the corporate wellness program. She expects to graduate in May 2020.

Angela McCay, a Math Education major, stated that she attended Cuyahoga Community College (Tri-C) her first two years. She spoke of her internship experience, teaching Grade Geometry at John Marshall High School. She will graduate this May.

Melissa Carter, a doctoral student in Counseling Psychology, earned her undergraduate degree from Bowling Green State University, a master's degree from CSU in Counseling, Administration, Supervision, and Adult Learning (CASAL). She spoke of her work with minority students, and is working towards completing her doctoral degree by 2023.

In closing, Dean Zachariah spoke about recent efforts with the College of Graduate Studies and other initiatives to address the graduate enrollment challenge. Other challenges he identified are preparing students to fill the large teacher shortage (STEMM and Teacher Education) and diversifying teacher education. The College of Education and Human Services, he noted, is fully engaged in addressing the strategic priorities of the University.

**REPORT OF THE ACADEMIC AFFAIR**



In addition to requesting copies of the enrollment scorecards, Board members requested adding breakdowns of minorities and international students as part of future reports to the Board. It was noted that the "Say Yes to Education" announcement will also impact enrollment. Trustee Reynolds suggested having someone from the "Say to Education" program present to the Board. It was agreed that it be placed on the May Board meeting agenda.

Committee Chair Kirk stated that the Committee is recommending the following issues to the Board for approval on the Consent Agenda: Faculty Promotion and Tenure, and Librarian Promotion Recommendations.

### **REPORT OF THE FINANCIAL AFFAIRS COMMITTEE**

Committee Chair Terry Fergus reported on the Committee meeting held on March 5, 2019 (Attachment I). He summarized "the good and the bad" the components of the Financial Scorecard (Attachment J) presented to the Committee. He noted that, overall, the University was trending positive with a target composite financial index (Ohio Senate Bill 6 Ratio) between 3.4 and 4.0. Reserves, debt service expenses vs. tuition revenue need to be watched. Although the credit rating agencies have CSU (Standard & Poor's A+ and Moody's A1) with a positive stable outlook, the net tuition revenue are declining over time.

Committee Chair Fergus stated that, overall, the financial performance is good/average, but needs to improve. He noted that the operating budget is short \$850,000 in revenue this year, and work needs to be done regarding expenses. Investments, he noted, experienced a negative fourth quarter last year, but have rebounded.

Each year, the University expends between \$1.2 and \$1.5 million to replace and upgrade computer hardware. Chair Fergus reported that the Committee is recommending the continuation of the managed PC lifecycle program on the consent agenda for approval. He further noted that the Committee recommended the approval of OLINK Library Consortium agreement, and the Associate of the University nomination, also on the consent agenda.

### **Authorization to Contract with an Electricity Supplier**

Chair Fergus reported that the market is fluid in contracting with an electricity supplier. The University's current electric purchasing agreement with MidAmerican Energy Services expires the end of April. In order to bid competitively through an RFP process, authorization is being sought by the University Administration to enter into an electricity supplier contract for a period of between one and three years, with costs not to exceed \$0.0522/kWh (Attachment K).

Trustee Fergus moved, and Trustee King seconded, the motion to approve authorization. The following resolution was passed by voice vote.

**RESOLUTION 2019-12**

**AUTHORIZATION TO EXECUTE CONTRACT WITH AN ELECTRICITY SUPPLIER**

**WHEREAS**, the University's electric purchasing ~~ag~~ment with MidAmerican Energy Services expires on April 29, 2019; and

**WHEREAS**, the University recognizes the ~~vol~~atility of the energy market; and

**WHEREAS**, the University may increase the ~~perce~~centage of renewable/alternative energy portion of its electric energy consumption; and

**WHEREAS**, to get the most favorable ~~pe~~ice, the electricity market requires a quick response to a bid submitted in response to the University's RFP for a Competitive Retail Electricity Service supply offer; and

**WHEREAS**,

## RESOLUTION 2019-13

### APPROVING AMENDED BOARD OF TRUSTEES BYLAWS

**WHEREAS**, the bylaws of the Board of Trustees were amended and approved at the January 17, 2019 Board meeting to reflect changes to the committee structure and responsibilities, as well as to clarify and update other provisions of the Bylaws; and

**WHEREAS**, a function of the Governance Committee is to review and recommend adoption or revision of all Board governance documents including, but not limited to the Board Bylaws; and

**WHEREAS**, the Board officer nomination process also falls within the purview of the Governance Committee; and

**WHEREAS**, the Governance Committee met on March 20, 2019 and has approved recommended amendments to functions and responsibilities of the Committee relative to the Board officer nominating and election policies and procedures;

**NOW, THEREFORE, BE IT RESOLVED** that the Board hereby approves the revisions to the Board's Bylaws Sections 3344-1-01 (J) (2) and 3344-1-02 (B) (1) as recommended by the Governance Committee, and directs administration to legislatively file the amended version as required by the Board's rulemaking policy.

#### Nominating Committee.

Trustee Vesey said that, in part, the duties of the Governance Committee Chair is to name the Nominating Committee at the March meeting. She reported that Chair Taylor has appointed Trustees Reynolds, Moore, and Vesey to serve on the 2019-20 Nominating Committee. The recommended slate of officers will be presented to the Board at the Annual Meeting in May.

#### Statement of Trustees Responsibilities and Expectations

Trustee Vesey reported that the Governance Committee has drafted a Statement of Trustees Responsibilities and Expectations (Attachment N). It emerged from issues highlighted at the Board Retreat, from the Association of Governing Board's (AGB) Statement of Trustee Responsibility and those listed in the Board of Trustees Self-Assessment instrument. The Committee noted the following items for further consideration:

Clarification that the document is all-inclusive and not limited to voting trustees

Development of a comprehensive welcoming and orientation process for new Board members

Engagement of the full Board by the Executive Committee in the evaluation process of presidential leadership

Participation of Board members and polling of members regarding availability before meeting dates are set, as well as more timely advance notice of University events

Trustee Vespy welcomed the comments and suggestions of Board members. She stated that the document would be finalized at the next Governance Committee meeting, and will be recommended for approval at the May Board meeting.

### **Board of Trustees Self-Assessment**

Trustee Vespy reported the Board of Trustees Self-Assessment instrument (Attachment O) was developed by an Ad Hoc committee of Board, which she chaired. The instrument was presented to the full board for discussion at a November meeting and presented today for full Board approval. Committee Chair Taylor had sent an email to all Board members with a copy of the Self-Assessment Instrument and the solicitation for review earlier in the week.

Trustee Vespy moved, and Trustee Adler seconded, the motion to approve the Board Self-

### Honorary Degree Nomination

Trustee Vesy noted that among the duties of the Governance Committee is the development of guidelines for the conferral of honorary degrees, which is to include input by the president and faculty in the selection and approval process, as well as other special honors and commendations. She reported that at the last meeting, the Committee discussed the difference between the more globally-focused Recognition Committee of the Board and the new academia-oriented honorary degree nomination process headed by the Provost. It was noted that the former committee had faculty representation, and under the new Board structure, the Governance Committee, charged with overseeing the honorary degree process, does not include faculty representation.

Trustee Vesy reported that under the new honorary degree process, President Sands received and supports the honorary degree nomination of President Emeritus Dr. Michael Schwartz (**Attachment P**). The Committee, upon receipt of the nomination, voted unanimously to recommend to the full Board the conferral of an honorary degree on President Emeritus Dr. Michael Schwartz.

Trustee Kirk moved, and Trustee Adler seconded, the motion to approve the conferral of an honorary degree on President Emeritus Dr. Michael Schwartz. The following resolution was passed by voice vote.

### **RESOLUTION 2019-15**

#### **APPROVAL OF HONORARY DEGREE CANDIDATE**

**WHEREAS**, President Emeritus Dr. Michael Schwartz has made outstanding contributions to Cleveland State University, the Greater Cleveland area, and/or society and mankind and has been properly nominated to receive an honorary degree from the University; and

**WHEREAS**, the nominee has been recommended and approved by the Governance Committee of the Board of Trustees;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees approves the awarding of an honorary doctoral degree to President Emeritus Dr. Michael Schwartz.

### CONSENT AGENDA

Chairman Gunning explained that routine items, or those discussed previously, are considered on the Consent Agenda. Chairman Gunning asked if there were items that Board members wished to discuss individually; there were none.

Trustee Fergus moved, and Trustee Kirk seconded, the motion to approve the following consent agenda items: Faculty Promotion and Tenure (**Attachment Q**); Librarian Promotion Recommendations (**Attachment R**); Associate of the University Status Nominations, Spring 2019 (**Attachment S**); Continuation of the Margate PC Purchasing Program (**Attachment T**);

OhioLINK Library Consortium Agreement (**Attachment U**); FY' 19, Second Quarter Gift Report (**Attachment V**); and Office of Research Report, FY19 Second Quarter (**Attachment W**). The following resolutions were approved by voice vote.

#### **RESOLUTION 2019-16**

##### **PROMOTION AND TENURE RECOMMENDATIONS AY2019 - 2020**

**WHEREAS**, the individuals in the attached exhibit have been reviewed by the appropriate Department and College committees, the Chairperson, the Dean, the University Peer Review Committee (where appropriate) et Provost and the President; and

**WHEREAS**, they have fulfilled the requirements for promotion and the award of tenure as set forth in Article 12 of the Agreement between Cleveland State University and the CSU Chapter of the American Association of University Professors in the case of the College of Law faculty, of Rule 3344-11-03 of the CSU Faculty Personnel Policies;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves the promotions to rank of Professor, promotions to the rank of Associate Professor with tenure and promotion to the rank of Clinical Associate Professor with tenure effective at the beginning of the 2019-2020 academic year for those individuals as recommended.

#### **RESOLUTION 2019-17**

##### **PROMOTION OF LIBRARIANS RECOMMENDATIONS**

**WHEREAS**, the individuals in the attached exhibit have been reviewed by the appropriate Personnel Action Committee for Promotion of the Michael Schwartz Library, the Director of the Michael Schwartz Library, the Provost and the President; and

**WHEREAS**, they have fulfilled the requirements for promotion as set forth in Section 3344-62-03 (4) of the Librarians' Personnel Policies;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves the promotion to the rank of Senior Assistant Librarian, effective July 1, 2019, for those individuals as recommended.

**RESOLUTION 2019-18**

**ASSOCIATE OF THE UNIVERSITY STATUS FOR CASSANDRA BAKER**

**WHEREAS**, the Cleveland State University Board of Trustees included classified employees as eligible for Associate of the University status in their meeting on May 2004; and,

**WHEREAS**, the Board of Trustees approval provides the granting of Associate status to Classified Staff members upon their retirement with showing of distinguished service to the University; and,

**WHEREAS**, Cassandra Baker has performed exemplary service to the University community in various capacities, the most recent as a Library Associate 1 in the Law Library; and

**WHEREAS**, Cassandra Baker retired from the University effective December 31, 2018; and

**WHEREAS**,

**RESOLUTION 2019-20**

**ASSOCIATE OF THE UNIVERSITY STATUS FOR BARBARA GAUTHIER**

**WHEREAS**, the Cleveland State University Professional Staff Personnel Policies provide for the granting of Associate status Professional Staff members upon retirement with a showing of distinguished service to the University; and,

**WHEREAS**, Barbara Gauthier has performed exemplary service to the University community in various capacities, the most recent as Library Fellow in the Michael Schwartz Library; and,

**WHEREAS**, Barbara Gauthier retired from the University effective, January 31, 2019; 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 in appreciation and recognition of 36 years of continuous service to the University, the Board of Trustees of Cleveland State University grants Associate of the University status and its priv



**RESOLUTION 2019-22**

**ASSOCIATE OF THE UNIVERSITY STATUS FOR WILLIAM SHEPARD**

**WHEREAS**, the Cleveland State University Professional Staff Personnel Policies provide for the granting of Associate status Professional Staff members upon retirement with a showing of distinguished service to the University; and,

**WHEREAS**, William Shepard has performed exemplary service to the University community in various capacities, the most recent Director, Operations & Tech Support; and,

**WHEREAS**, William Shepard retired from the University effective, December 31, 2018; 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 in appreciation and recognition of 38 years of continuous service to the University, the Board of Trustees of Cleveland State University grants



**RESOLUTION 2019-26**

**RESOLUTION 2019-27**

**AUTHORIZING THE EXECUTION OF A FIRST AMENDMENT  
TO LEASE AGREEMENT INVOLVING THE UNION  
BUILDING AND RELATED DOCUMENTS**

**WHEREAS**, this Board of Trustees has determined that it is prudent extend the term of that certain Lease Agreement made and entered into on March 29, 2011 by and between LDC James LLC (“LDC James”) and the University relating to the lease of the Union Building located at 1836 Euclid Avenue, Cleveland, Ohio (the “Lease”), in connection with a refinancing of the Union Building by LDC James, the term of the Lease to be extended and readjusted pursuant to a First Amendment to Lease Agreement dated on March 31, 2019, which will also provide the

