



**BOARD OF TRUSTEES
THE CLEVELAND STATE UNIVERSITY**

MINUTES OF THE MEETING

BOARD OF TRUSTEES MEETING

DATE: Thursday, September 19, 2019, 7:30 a.m.
PLACE: Student Center, Room 313/315
2121 Euclid Avenue

PRESENT: Chair David H. Gunning II, Trustees Thomas W. Adler, Timothy J. Cosgrove, Patricia M. DePompei, Stephen F. Kirk, Len Komoroski, Lisa K. Kunkle, Dan T. Moore, and David M. Reynolds; Student Trustees Erykah J. Betterson and Allison K. Younger; Community Board Members Robyn N. Gordon, Heather Lennox and Joseph D. Roman; Faculty Representatives Dr. William M. Bowen and Dr. Rachel K. Carnell; Secretary to the Board of Trustees Dr. William J. Napier and President Harlan M. Sands.

Chair Gunning called the meeting to order at 7:30 a.m. and confirmed the presence of a quorum. He asked if there were any corrections, additions or deletions to the minutes of the June 20, 2019 Board meeting. Hearing none, he called for a motion to approve the minutes. Moved by Trustee Adler, and seconded by Trustee Cosgrove, the minutes were approved by voice vote.

REPORT OF THE CHAIR

Chair Gunning reported that a meeting of the Executive Committee was held on August 29, 2019. He noted that most of the meeting was held in executive session; upon returning to its regular meeting, the following resolution was approved and is entered into the record:

EXECUTIVE COMMITTEE RESOLUTION 2019-02

**APPROVAL OF
EMPLOYMENT CONTRACT WITH
NEW ATHLETIC DIRECTOR**

WHEREAS, after a full search, President Sands selected a new Director of Athletics, Scott Garrett; and

WHEREAS, on or about March 29, 2019, the parties negotiated and entered into a Memorandum of Understanding that memorializes the essential terms and conditions of Mr. Garrett's employment as the Cleveland State University Director of Athletics; and

WHEREAS, on or about July 17, 2019, the parties entered into an Amendment of the MOA, extending the time to prepare a definitive Employment Agreement to September 1, 2019; and

WHEREAS, the parties have developed a definitive Employment Agreement for Mr. Garrett consistent with the terms and conditions set forth in the Memorandum of Understanding as amended; and

WHEREAS, all multi-year employment agreements must have Board approval;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees hereby approves the Employment Agreement with the Director of Athletics Scott Garrett (attached hereto in substantial form), subject to any revisions deemed necessary by the University General Counsel.

Welcome and Introduction of New Board Members

Chair Gunning welcomed and introduced the following new members to the Board of Trustees:

Patricia M. DePompei, President of University Hospitals Rainbow Babies & Children's Hospital and MacDonald Women's Hospital

Lisa K. Kunkle, Senior Vice President, General Counsel and /Secretary of PolyOne Corporation

Allison K. Younger, a junior at Cleveland State University, with a triple major in Criminology, Sociology and Philosophy Pre-Law

Dr. Rachel K. Carnell, Professor of English and Faculty Representative to the Board of Trustees

Recognition of Timothy J. Long for Distinguished Service

Chair Gunning noted that Timothy J. Long, Associate Vice President for Finance and Budget, will be retiring. He expressed the appreciation of the Board of Trustees to Tim for his long-term service to the University and support to the Board. Chair Gunning introduced and read portions of the resolution; moved by Trustee Reynolds and seconded by Trustee Cosgrove, the following resolution was approved unanimously with applause:

RESOLUTION 2019-59

Campus Events Update

A short video clip was shown, highlighting various campus events since the June Board meeting, including the public recognition and announcement of the \$1.2 million gift from the NRP Group and the Millennia Companies to create the new Property Management Program in the Monte Ahuja College of Business; MagnusFest and move-in day; Second Annual Meeting of Gateway Instructors, sharing best practices and the challenges of the first year; and the Bernie Moreno Center for Sales Excellence, to be dedicated today.

Enrollment Initiatives and Fall 2019 Enrollment Highlights

President Sands reported he had visited seven inner-ring high schools. He noted the importance of CSU's presence at the high schools and relationships with the guidance counselors. He also noted the impact high school graduates, now enrolled at Cleveland State, are having on CSU's future enrollment. He conveyed that perhaps ten students per year came to CSU from Parma High School in the past; this year, 40 students enrolled from Parma High School.

The incoming freshmen class enrollment of 2,000 represents a 4.2% increase over last year, with record-breaking applications, admits and enrollment. President Sands highlighted the CSU Global relationship to build international student enrollments, and the enhanced partnerships with the Cleveland Metropolitan School District, Cuyahoga Community College (Tri-C), Lakeland Community College, and Lorain Community College, accepting dual enrolled students. He reported that more than 150 Cleveland Metropolitan School District students from the "Say YES to Education" program chose to come to CSU, an increase of 46%. Thirty of the "Say YES" students are participants in the University's Parker Hannifin Li

Most required additional coursework (Math 87; English 100)

He stated that Success Coach Support goes beyond academic advising and advocacy, to issues outside the classroom (financial, mental health, employment assistance). Support is provided 24/7; students are triaged based on need (high, medium, low).

Provost Zhu reported that 141 of the 177 Fall 2018 cohort returned this fall, representing an 80% retention rate, compared to 52% without the coaching support. He noted that 49 additional students returned for Fall 2019 because of the Success Coach Program.

It was noted that the profile of the 240 Fall 2019 cohort is similar to the Fall 2018 cohort. Thirty of the students are in the Parker Hanni

In closing, President Sands announced that the State of the University address will be given on October 22 in the Waetjen Auditorium.

BOARD ENGAGEMENT SESSION: “Say YES to Education”

President Sands introduced guests Ms. Lee Friedman, College Now Greater Cleveland CEO; Dr. Eric Gordon, Cleveland Metropolitan Sc

RESOLUTION 2019-60

MASTER OF ARTS IN MUSIC THERAPY (MA)

WHEREAS, the Department of Music has proposed to offer the Master of Arts in Music Therapy degree; 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 May 1, 2019;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees hereby approves the Master of Arts in Music Therapy (MA), Department of Music.

Chair Moore asked Provost Zhu to address the two other Academic Affairs and Student Success issues on the Consent Agenda: Faculty Emeriti Nominations and Faculty Personnel Policies and Bylaws Revisions.

Faculty Emeriti Nominations

Provost Zhu reported that emeritus status is being sought for two long-standing members of the faculty and academic administration who are retiring. Dr. Peter F. Meiksins served the University for 28 years as a Professor and Department Chair of Sociology, Director of the University Honors Program and, most recently, as Vice Provost for Academic Programs. Dr. William R. Morgan served the University for 30 years as Professor and Chair of the Department of Sociology, Associate Dean in the College of Liberal Arts and Social Sciences and, most recently, as Vice Provost for Faculty Affairs. They are on the Consent Agenda for approval.

Faculty Personnel Policies and Bylaws Revisions

Provost Zhu reported that the Faculty Senate approved modifications to the Faculty Personnel Policies and Bylaws. The revisions move the Faculty Senate nomination process and elections from the fall to the spring so that elected members and officers can take office effective September 1. He noted that revised policy 3344-13-02 is on the Consent Agenda for Board approval.

Rhodes Tower Restrooms Renovation Project

Vice President Michael Biehl briefed the Board on the Rhodes Tower Restrooms Renovation Project. He reported that the restrooms in Rhodes Tower have never been renovated since the completion of the building in 1971, and are not ADA compliant. The University received \$1,150,000 in state capital appropriations to fund the project. The Board of Trustees authorized the University Administration on June 29, 2019 to enter into a contract for architectural and engineering fees, not to exceed \$110,000, for the project. That work has been completed. The Administration is now seeking authorization to execute a contract for general trades construction services to complete the renovations, not to exceed \$1,040,000, including construction contingencies, for a total project cost of \$1,150,000. He noted that this item is on the consent agenda for approval.

Joint Use Agreement with University Hospitals

Vice President Biehl presented a Joint Use Agreement between Cleveland State University and University Hospitals Cleveland Medical Center on the Consent Agenda for approval. He noted that, under the proposed agreement, the University will receive the following benefits from the “pass through” of \$350,000 of capital funds from the Higher Education Fund to University Hospitals Cleveland Medical Center for the purchase of project equipment for University Hospitals Heart and Vascular Institute:

- Two Medical Physics Internships/research projects in imaging annually
- A research or clinical seminar in nuclear medicine taught at CSU
- CSU students, faculty, and staff will be able to use the project equipment
- CSU students will be considered for residency positions; and
- A plaque or other recognition, memorializing the Joint Use Agreement, placed at the UHCMC Heart and Vascular Institute

The University will also receive an administrative fee of 1.5% of the appropriated funds, or \$5,250.

It is noted for the record that Trustee DePompei recused herself from any discussion and vote on the Joint Use Agreement by the virtue of her position as President of University Hospitals Rainbow Babies & Children’s Hospital and MacDonald Women’s Hospital.

ETHICS TRAINING REQUIREMENTS

University General Counsel Sonali Wilson reported that Executive Order 2019-11D, issued by Governor Mike DeWine, directs adherence to the Ohio’s Ethics Laws and requires annual ethics

training for state employees and all members of state boards and commissions. In addition to filing a financial disclosure statement, Board members are required to complete ethics training before December 31.

Ms. Wilson noted that as Chief Legal Counsel for the University, the Executive Order also requires her to serve as the institution's Chief Ethics Officer, responsible for assisting employees of the University and members of the Board in complying with the Ethics Laws and providing or arranging for annual ethics training to be reported to the Governor's Chief Legal Counsel. Ms. Wilson reported that ethics training is provided in the form of a webinar, and that she will email the link to the ethics site. She noted that there are only a few ethics training dates remaining. She will provide special training if Board members are unable to take the scheduled training by the end of the calendar year.

REPORT OF THE CSU FOUNDATION

Trustee Tim Cosgrove reported on behalf of CSU Foundation Chair Tom Hopkins, who was out-of-the-country. He welcomed Julie Rehm as the new Vice President for University Advancement and Executive Director of the CSU Foundation, noting that she raised \$1.8 billion at Case Western Reserve University.

Mr. Cosgrove reported that the Foundation held its first meeting of the year and orientation last week. New fundraising goals for FY 20 were established. Several new members were appointed, adding to an impressive Foundation Board.

Mr. Cosgrove referenced the FY 19-FY20 Fundraising reports through August 31, 2019 (**Attachment F**) provided with the Board of Trustees meeting materials. He noted that the fundraising goal of \$10 million for FY19 was exceeded, raising \$11.5 million.

As of July 31, Mr. Cosgrove reported that the assets of the CSU Foundation totaled \$93.2 million, representing an increase of 12.5% year-to-date.

Mr. Cosgrove announced that planning for Radiance 2020 has begun with new Co-Chairs Sarah Flannery and Tom Kuluris, under the guidance of Nancy McCann. A Radiance fundraising goal of \$2.25 million was established for this year.

In closing, Mr. Cosgrove announced and enoumu(illni Aw(ilin3 Friday, Ocdent for1-to-date.)7)5.2()1

Adler will be receiving the Cleveland Heritage Medal and Community Leadership Award on November 21.

CONSENT AGENDA

Chairman Gunning explained that routine matters, 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.

It was noted for the record that Trustee DePompei recused herself, by the nature of her position as President of University Hospitals Rainbow Babies & Children's Hospitals and MacDonald Women's Hospital, from voting on Consent Agenda item J. seeking approval of the Joint Use Agreement with University Hospitals.

Trustee Moore moved, and Trustee Kirk seconded, the motion to approve the following consent agenda items: Faculty Emeriti Nominations (**Attachment G**), Faculty Personnel Policies and Bylaws Revisions 3344-13-02 (**Attachment H**), Athletics Drug Education and Screening Program Policy Revisions 3344-48-01 thru 3344-48-07 (**Attachment I**), Rhodes Tower Restrooms Renovation Project: Authorization to Execute General Trades Construction Contract (**Attachment J**), Approval of Joint Use Agreement with University Hospitals (**Attachment K**), and Acceptance of FY19 Fourth Quarter Gifts and Pledges (**Attachment L**). The following resolutions were approved by voice vote.

RESOLUTION 2019-61

RESOLUTION 2019-62

EMERITUS STATUS FOR WILLIAM R. MORGAN

WHEREAS, the faculty member named below has achieved the rank of Professor and has served Cleveland State University for 30 years; and

WHEREAS, this individual has requested Emeritus status in accordance with the terms of the applicable University policy;

NOW, THEREFORE, BE IT RESOLVED that the Cleveland State University Board of Trustees hereby awards the designation Emeritus to the following faculty member in recognition of his service to Cleveland State University.

**William R. Morgan
Professor Emeritus**

RESOLUTION 2019-63

**CHANGES TO THE PERSONNEL POLICIES AND BYLAWS: 3344-13-02 THE
FACULTY SENATE**

WHEREAS, an amendment has been proposed to 3344-13-02 The Faculty Senate, (B) Selection of elected members and (H) Election of officers; and

WHEREAS, the CSU Faculty Senate has approved the proposed amendment at its meeting of May 1, 2019;

NOW THEREFORE BE IT RESOLVED that the Cleveland State University Board of Trustees approves this amendment to the Faculty Personnel Policies and Bylaws as indicated in the accompanying exhibit.

RESOLUTION 2019-64

**APPROVAL OF AMENDMENTS TO CSU
ATHLETICS' DRUG EDUCATION AND SCREENING PROGRAM POLICY**

WHEREAS, the Board of Trustees adopted the CSU Athletics' Drug Education and Screening Program Policy (formerly CSU Department of Athletics' Alcohol and Other Drugs Education and Testing Program Policy) ("AOD Policy") on October 22, 2003, with a mission to advocate for the development of healthy and responsible lifestyles for CSU student-athletes; and

be required to complete the renovation project, and further authorizes the administration to award a contract in a form satisfactory to General Counsel in an amount not to exceed \$1,040,000, inclusive of construction contingencies, for a total project cost of \$1,150,000.

RESOLUTION 2019-66

**JOINT USE AGREEMENT BETWEEN
CLEVELAND STATE UNIVERSITY AND
UNIVERSITY HOSPITALS CLEVELAND MEDICAL CENTER**

WHEREAS, pursuant to House Bill Number 529, the University received a capital appropriation in the amount of \$350,000 for capital improvements related to the University Hospitals Heart and Vascular Institute; 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 University Hospitals; and

WHEREAS, the University has concluded that the value of the use of University Hospitals Heart and Vascular Institute Project Equipment by the University, as provided in the proposed Joint Use Agreement, is reasonably related to the amount of the appropriation, and the terms of the

EXECUTIVE SESSION

Trustee Kunkle moved, and Trustee Komoroski seconded, the motion to adjourn into Executive Session for the purpose of discussing employment contract matters involving public

Employment Agreement with Men's Head Basketball Coach Dennis Gates in substantial form as attached hereto, subject to any changes deemed necessary by University General Counsel. And further, the University Administration is authorized to negotiate and execute any and all documents and agreements to effectuate the terms of the final Employment Agreement.

President's Second-Year Goals

Trustee Moore moved, and Trustee DePompei seconded, the motion to accept the second-year goals of President Harlan M. Sands as stated. The following resolution was approved by voice vote.

RESOLUTION 2019-69

**ACCEPTING THE SECOND-YEAR GOALS
OF PRESIDENT HARLAN M. SANDS**

WHEREAS, pursuant to President Sands' employment agreement, he and the Chairman of the Board of Trustees shall mutually agree on target goals and objectives for the fiscal year following his first term as President; and

WHEREAS, President Sands has shared such target goals and objectives with the Board's Executive Committee;