



## BOARD OF TRUSTEES

### CLEVELAND STATE UNIVERSITY

## MINUTES OF THE MEETING

### BOARD OF TRUSTEES MEETING

**DATE:** Thursday, March 30, 2017, 8:00 a.m.  
**PLACE:** The Wolstein Center, Gerald H. Gordon Conference Pavilion  
Weinberg Board Room

**PRESENT:** Chairman Bernie Moreno, Trustees Thomas W. Adler, David H. Gunning II, Stephen F. Kirk, Morton Q. Levin, Dan T. Moore III, David M. Reynolds, June E. Taylor, Deborah A. Vesey; Student Trustees Paul T. All and Sierra G. Davidson; Community Board Members Robyn N. Gordon, Len Komoroski, Nancy W. McCann, Linda McHugh and Joseph D. Roman; Faculty Representatives Dr. Mark A. Holtzblatt and Dr. Nigamanth Sridhar; President Ronald M. Berkman and Secretary to the Board of Trustees William J. Napier. Others in attendance: Dr. Jianping Zhu, Provost and Senior Vice President for Academic Affairs; Dr. Ernest “Boyd” Yarbrough, Vice President for Student Affairs; Dr. Cindy L. Skaruppa, Vice President for Enrollment Services; Sonali B. Wilson, University General Counsel; and Stephanie McHenry, Senior Vice President of Business Affairs and Finance.

Chairman Moreno 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 January 30, 2017 Board meeting; moved by Trustee Adler and seconded by Trustee Taylor, the minutes were approved by voice vote. He then called for a motion to approve the minutes of the March 13, 2017 Special Board meeting; moved by Trustee Taylor and seconded by Trustee Adler, the minutes were approved by voice vote.

### **STUDENT AFFAIRS**

Committee Chair Taylor introduced the topic of Greek Life at Cleveland State University, and welcomed the presenters: Assistant Vice President of Student Affairs Shannon Greybar Milliken and student panelists Vinnie Cardamone (President, CSU Interfraternity Council; Sigma Phi Epsilon National Fraternity), Jasmine Elder (Executive Officer of CSU National Panhellenic Council; Phi Mu National Sorority), Jibreel Gould (Alpha Phi Alpha Fraternity, Inc.), and Kyle

Graham (Theta Phi Alpha National Sorority). Assistant Vice President Greybar Milliken introduced the presentation with an overview of the history of CSU fraternities and sororities. She reported that 3% of CSU students are members of a fraternity or sorority, following a mission of service, scholarship and philanthropy. The student panel provided information about their experiences with fraternity and sorority life on campus, noting a support system, leadership development, community service and outreach, and career networking opportunities among the common benefits of membership (**Attachment A**).

In response to an inquiry, it was reported that there is a movement toward having a wing or floor, or similar space, dedicated to Greek Life, rather than separate houses on or near campus. The formation of “eating clubs” was suggested as an additional means to socialize and connect.

Committee Chair Taylor thanked the group for their presentation.

### **REPORT OF THE CHAIRMAN**

Chairman Moreno announced that Mr. David M. Reynolds has been appointed to the CSU Board of Trustees by Governor John Kasich, replacing the Rev. Dr. Todd Davidson. His term extends until May, 2025. The Chairman also noted that student Trustee Sierra Davidson received a summer internship appointment in Congresswoman Marcia Fudge’s Washington, D.C. office.

Chairman Moreno announced that he, President Berkman, Provost Zhu, and Trustee Sridhar are developing a plan to invite CSU Trustees to attend a class session this fall semester. The opportunity would both increase an understanding of the student experience and allow students to engage with Board members in the classroom setting. Dr. Sridhar is finalizing details of class topics and times; more specifics will be announced at the next meeting.

Chairman Moreno noted that Vice Chairman Morton Q. Levin’s term on the CSU Board of Trustees ends May 1; an event is being planned to formally recognize both the Vice Chairman’s service on the Board and his generosity to the University. The Chairman moved to approve the recognition of Vice Chairman Morton Q. Levin; seconded by Trustee Adler, the motion was approved by voice vote and with applause.

### **RESOLUTION 2017-10**

#### **RECOGNIZING MORTON Q. LEVIN FOR HIS DISTINGUISHED SERVICE ON THE CLEVELAND STATE UNIVERSITY BOARD OF TRUSTEES**

**WHEREAS**, Morton Q. Levin was appointed to the Cleveland State University Board of Trustees by Governor Ted Strickland on August 14, 2008 to a nine-year term ending May 1, 2017; and

**WHEREAS**, he was elected to serve as Treasurer and an officer of the Board of Trustees, a position he has held consecutively since 2011, and most recently as Vice Chair; and

**WHEREAS**, in his capacity as Board Treasurer, Mr. Levin has served as Chair of the Financial Affairs, Facilities and Audit committees, ensuring that the University is fiscally responsible and sound; and

**WHEREAS**, Mr. Levin has had an extensive relationship with Cleveland State University, including active participation as a member of the Cleveland State University Foundation Board of Directors, the Maxine Goodman Levin College of Urban Affairs Visiting Committee, and Chair of the Albert A. and Maxine G. Levin Advisory Committee; and

**WHEREAS**, Mr. Levin has generously given of his time, expertise and resources, and continues the Levin legacy at Cleveland State University with a substantial gift, establishing The Levin Family Fund for Innovation, in support of engaged learning and research at Cleveland State University;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees acknowledges with sincere appreciation the dedication and contributions of Mr. Morton Q. Levin, to the State of Ohio, Cleveland State University, and the greater Cleveland community, and anticipates his continued involvement with the University in the years to come.

Chairman Moreno reported that Student Trustee, Paul T. All II will be graduating in May and that his term on the Board is ending on May 1. The Chairman thanked Trustee All for his dedicated service and bringing forth student perspectives and issues at the Board meetings. President Berkman noted that Trustee All has been a key participant in CSU's campus and student life activities. Moved by Trustee Adler and seconded by Trustee Kirk, the resolution recognizing Trustee All was approved by voice vote and with applause.

#### **RESOLUTION 2017-11**

#### **RECOGNITION OF STUDENT TRUSTEE PAUL T. ALL II**

**WHEREAS**, Paul T. All II was appointed by Governor John R. Kasich to the Cleveland State University Board of Trustees as a Student Trustee for a term beginning August 10, 2015 and ending May 1, 2017; and

**WHEREAS**, Paul has taken his role on the Board of Trustees seriously, and has actively performed his duties as a representative of the student body to the Board of Trustees with enthusiasm and dedication; and

**WHEREAS**, Paul has been actively engaged in all aspects of campus life and served in various Student Government Association leadership roles, including as Vice President, and has

demonstrated active volunteerism on-and-off campus by leading a Cleveland State University bottled water collection drive for the Flint, Michigan water crisis, and by tutoring young refugee students in the Cleveland Metropolitan School District at the Thomas Jefferson International Newcomers Academy; and

**WHEREAS**, he served as the President of the Sigma Phi Epsilon Fraternity, President of the 1964 Society, and Vice President of the Men's Club Volleyball team; and

**WHEREAS**, Paul has demonstrated leadership skills and has successfully balanced his academic studies, internships and professional experiences in the field of finance, and has actively participated as a Presidential Student Ambassador and as a member of various University search, governance and special committees;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees expresses its deep appreciation to Paul T. All II for his outstanding student leadership and contributions in support of Cleveland State University, the campus community, and community-at-large; and extends to him its best wishes in his future endeavors as his term ends as Student Trustee, and as he graduates on May 13, 2017.

### **REPORT OF THE PRESIDENT**

President Berkman reported on hearings on the biennial budget conducted by the Subcommittee of the House Finance Committee for Higher Education. He noted that Student Trustee Sierra Davidson and Student Government Association President Malek Khawam testified to the Subcommittee about better ways to lower the cost of textbooks than those in the budget proposal, and the need for funding for higher education. President Berkman informed the Trustees that it is uncertain if the Student Share of Instruction will receive the 1% increase; however, there is a suggested venture fund opportunity for specific high-yield and high-demand programs. President Berkman stated that reduced time to graduation is the most essential element to reduce the cost of higher education.

President Berkman reported that the International Robotics Competition is presently taking place at the Wolstein Center and that Trustee Robyn Gordon will deliver opening remarks on behalf of the NASA Glenn Research Center, one of the key program supporters.

President Berkman introduced Michael Thomas, the new Intercollegiate Athletic Director, noting his commitment to high academic integrity and winning records in previous positions. President Berkman further noted that one of Mr. Thomas' first responsibilities was to hire a new men's basketball coach. Trustee Komoroski remarked that Mr. Thomas was a first-rate choice for Athletic Director, and that he was impressed with the choice of the new men's basketball coach. Trustee Gunning noted that retiring Coach Gary Waters should be recognized for his exceptional

record of graduating and mentoring his basketball team players. President Berkman announced that there will be a reception for Coach Waters in April, and public recognition at Commencement.

President Berkman reported that CSU will be graduating an historically high number of students this spring—2,200—500 more than the previous year.

The President reported that the University has recently received a Standard & Poor's A+ investment rating, and he recognized Senior Vice President Stephanie McHenry and her team for their good work in that regard.

President Berkman reported on a new partnership for the CSU School of Nursing that includes a \$2 million commitment from University Hospitals to CSU. Dr. Berkman called on the current and former deans of the School of Nursing, to provide an overview. Dr. Timothy Gaspar and Dr. Vida Lock noted that the partnership, with Cuyahoga Community College (Tri-C) and University Hospitals (UH), addresses the projected nursing shortage for the region by creating a seamless pathway to receiving an Associate nursing degree from Tri-C and a BSN degree from CSU, followed by a hiring commitment from University Hospitals. The enrollment in CSU's nursing program continues to grow, and this partnership allows for more clinical opportunities for students.

President Berkman noted that Trustee Tom Adler was the guest speaker at the CSU Scholarship Luncheon. He further noted that the luncheon was the best attended ever. It brings together students who receive scholarships and recognizes the donors who make the scholarships possible.

The President concluded his report noting his inaugural Twitter chat held in March; he received a wide variety of questions about CSU and responded through a live-tweeting platform. Student Trustee All commented that CSU students were actively following the Twitter chat and appreciated the President addressing the wide range of questions.

### **REPORT OF THE CSU FOUNDATION CHAIR**

Trustee Nancy McCann reported on the fundraising activity as of January 31, 2017 (**Attachment B**). Trustee McCann noted that this year's Radiance fundraiser will be held on Thursday, May 11, 2017 and that the financial goal of \$1.2 million, although not announced, will have been surpassed by at least \$200,000. She further noted, with thanks, that all the Trustees are generously supporting the event. She announced the Women's Leadership Symposium on April 12 as another banner event for CSU. She also called attention to the AHA! (Arts and Humanities Alive) Festival, an inaugural event for CSU, to be held in June on campus and Playhouse Square, featuring music, theater, art, and dance.

## **ACADEMIC AFFAIRS**

Committee Chair Dan Moore introduced Provost Jianping Zhu and asked him to report on the University's response to the Chancellor of the Ohio Department of Higher Education regarding the "unacceptable" rating in the Taskforce on Affordability and Efficiency's recommendation to "develop digital capabilities to reduce cost of education material." Provost Zhu distributed drafted correspondence that included information clearly indicating that CSU is actually at the forefront of developing digital capabilities to reduce the cost of educational materials and improve textbook affordability for students (**Attachment C**). Chairman Moreno was granted approval from the Board for the Administration to clarify the original response that was sent to the Chancellor and ask for reconsideration of the rating. Provost Zhu will further develop the response, with additional information that will be sent to the Chancellor.

Committee Chair Moore and Trustees All and Davidson presented a verbal report and update on student course evaluations. Committee Chair Moore noted that mean data evaluation scores for professors are now included, along with information regarding the textbook for the class. Dr. Sridhar commented that the layout and design of the computer-based survey has been redesigned to be less "grid-like" and more "user-friendly."

Provost Zhu reported that the University regularly sponsors international faculty members for H-1B and other employer-sponsored visas; and has also sponsored professional staff members for such visas in rare circumstances. He provided an executive summary and a proposed policy on employer-sponsored immigration (**Attachment D**).

Chairman Moreno moved, and Trustee Reynolds seconded, the motion to approve the Employer-Sponsored Immigration Policy. The motion was approved by voice vote.

### **RESOLUTION 2017-12**

#### **APPROVAL OF EMPLOYER-SPONSORED IMMIGRATION POLICY**

**WHEREAS**, Cleveland State University recognizes that its mission is strengthened by hiring the most qualified scholars and administrative professionals, including international faculty and staff; and

**WHEREAS**, the University recognizes the value of sponsoring international faculty members and, in extraordinary circumstances, staff members for employment-based visas; and

**WHEREAS**, a new policy related to employer-sponsored immigration has been proposed to establish the parameters for such sponsorship;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby adopts, as its policy governing employer-sponsored immigration, policy 3344-60-03, attached hereto.

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

Provost Zhu presented background for the proposed Bachelor of Arts in Dance degree (**Attachment E**). Chairperson and Professor Lynn Deering addressed the topic of enrollments, internships, employment and partnerships. Mr. Roman reported that \$15 million is expected from the community in support of the arts that would make the Bachelor of Arts in Dance program stand out. Mr. Komoroski suggested that the University seek to enhance itself as an outstanding urban center and top performing arts institution.

The resolution for a Bachelor of Arts in Dance, moved by Chairman Moreno and seconded by Trustee Levin, was approved by voice vote.

### **RESOLUTION 2017-13**

#### **BACHELOR OF ARTS IN DANCE**

**WHEREAS**, the College of Liberal Arts and Social Sciences has proposed the development of the Bachelor of Arts degree program in Dance; and

**WHEREAS**, the program development plan for the proposed major has received preliminary authorization from the Ohio Department of Higher Education; and

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

**WHEREAS**, the proposed major program has been reviewed and approved by all appropriate faculty entities and academic administrators, including approval by the Faculty Senate at its meeting of February 8, 2017;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves the Bachelor of Arts in Dance degree program in the College of Liberal Arts and Social Sciences.

Provost Zhu presented information on CSU's duplicate program report, being conducted in response to the request by the Ohio Department of Higher Education. The Provost reported that each state university was provided with a list of majors that are duplicated at other state institutions in the region, and requested that each institution identify 1) duplicate majors that will continue to

be offered without any change, based on strong enrollment, degree completion, workforce demand, and alignment with university strategic priorities; and 2) duplicate majors that need further review due to low enrollment, low graduation rates, lack of efficiency, or other factors (**Attachment F**). He noted that CSU is placed in the northeast region, along with Kent State University, the University of Akron and Youngstown State University.

The Provost outlined the mandated timetable, including an April 30, 2017 deadline for each state university to submit the two lists of duplicate programs, approved by the respective Boards of Trustees, identifying programs not targeted for any action (List 1) and programs that need further review for possible actions (List 2).

In light of the student petitions received and the concerns and questions posed by the members of the Board, Chairman Moreno clarified that the report is only a preliminary report in response to the State for duplicate program information. He indicated that nothing is being approved until November when institutions are to submit, by December 31, 2017, final decisions regarding the programs on List 2.

Provost Zhu emphasized that programs are not being closed now. They are going through a review process based on program enrollment, degree completion, workforce demand, and alignment with the University's mission to determine where to focus limited resources. Trustees asked to see the data used to analyze and produce the duplicate program lists, and to see the lists submitted by the other universities in northeast Ohio.

Responding to the widespread concern that the physics program could be closed, Trustees urged that a public statement be disseminated, clarifying the state mandate and duplicate program review process and stressing that nothing has been approved to close any programs.

A progress report on the review process is to be submitted by the Provost by September 30. Chairman Moreno requested that the Provost present an update on the review process and the special committee's recommendations at the November Board meeting. He directed Academic Affairs Chair Moore and his Committee meet with Provost Zhu to further assess the issue of duplicate programs and program review.

Trustee Moore moved, and Trustee Adler seconded, the motion to approve the recommendations and the committee report on duplicate programs. The motion was approved by voice vote.

#### **RESOLUTION 2017-14**

#### **DUPLICATE PROGRAMS REPORT**

**WHEREAS**, the Ohio Department of Higher Education has provided each state university with a list of duplicate programs and requested each state university to identify duplicate programs not targeted for action and those that need to go through further review for possible actions; and

**WHEREAS**, a special committee consisting of 3 members appointed by the Faculty Senate and 3 members appointed by the Provost has reviewed all 56 duplicate programs at Cleveland State University and recommends, based on program enrollment, student completion, workforce demand, and alignment with university mission, that 45 duplicate programs not be targeted for any action and 11 duplicate programs go through a further review process; and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby approves the special committee recommendations and the committee report, which shall be submitted to the Ohio Department of Higher Education no later than April 30, 2017.

### **FINANCIAL AFFAIRS**

In consideration of time, Committee Chair Kirk asked Senior Vice President Stephanie McHenry to present information on four resolutions that need approval and three items for review and information.

Senior Vice President McHenry provided background information to the Trustees for four items needing approval: the lease agreement with Trinity Cathedral for the Vikings Vets office space, extending the short-term lease to 36 months and noting the 5% growth each year in the number of veterans (630) attending CSU (**Attachment G**); a three-year license agreement for the installation, operation and maintenance of a communications antenna and equipment located at the Wolstein Center (**Attachment H**); an amendment to the CSU-Huntington National Bank agreement (**Attachment I**); and the authorization to contract for architectural and engineering services for the School of Film, Television and Interactive Media (**Attachment J**).

Trustee Gunning moved, and Trustee Kirk seconded, the motion to approve the four resolutions. The motion was approved by voice vote.

### **RESOLUTION 2017-15**

#### **APPROVING SECOND LEASE AMENDMENT AGREEMENT WITH TRINITY CATHEDRAL 2254 EUCLID AVENUE, CLEVELAND, OH 44115**

**WHEREAS**, TRINITY CATHEDRAL, an Ohio non-profit corporation (hereinafter called the “Lessor”), and CLEVELAND STATE UNIVERSITY a state supported university (hereinafter called “Lessee”) entered into a lease agreement for a period of six (6) months to house the University’s Veteran and Military Resource Center (“Lease”); and

**WHEREAS**, Lessor and Lessee revised the Lease by the terms of a First Amendment dated March 1, 2017 to add additional space; and

**WHEREAS**, the Lessor and Lessee mutually desire to extend the term of the lease for a period of thirty-six (36) months, ending December 31, 2019, which requires Board of Trustee approval;

**NOW, THEREFORE BE IT RESOLVED** that the Board of Trustees hereby approves the Second Lease Amendment, in the form substantially similar to the attached between Cleveland State University and the Trinity Cathedral for office space located at 2254 Euclid Avenue, Cleveland, Ohio 44115 for thirty-six (36) months, ending December 31, 2019, subject to any changes deemed appropriate by the University's General Counsel.

**BE IT FURTHER RESOLVED** that the University administration, in carrying out this Resolution, is hereby authorized and empowered to take any and all actions with respect to the Lease and sign any and all documents related thereto as may be required to ensure compliance with applicable law, University policy or as otherwise deemed appropriate.

#### **RESOLUTION 2017-16**

##### **APPROVING LICENSE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC FOR AN ANTENNA AND EQUIPMENT LOCATED AT THE WOLSTEIN CENTER 2000 PROSPECT AVENUE, CLEVELAND, OH 44115**

**WHEREAS**, University wishes to enter into a three year license agreement with New Cingular Wireless PCS, LLC for use of space at the Wolstein Center; and

**WHEREAS**, New Cingular Wireless PCS, LLS wishes to use space on the CSU campus located in the Wolstein Center for placement of a communications antenna and equipment; and

**WHEREAS**, the Ohio Department of Administrative Services ("DAS") has negotiated a license agreement on behalf of University with New Cingular Wireless PCS, LLS for a three year term commencing February 1, 2017 for an amount of \$6,000.00 per annum.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees approves the License Agreement as prepared by State on behalf of Cleveland State University with New Cingular Wireless PCS, LLC for use of space located in the Wolstein Center at 2000 Prospect Avenue, Cleveland, Ohio 44115, in form substantially similar to the attached draft, subject to any revisions deemed necessary by the Office of General Counsel.

#### **RESOLUTION 2017-17**

##### **RESOLUTION APPROVING REVISIONS TO HUNTINGTON NATIONAL BANK AGREEMENT**

**WHEREAS**, Cleveland State University has a responsibility to comply with the Department of Education regulation regarding the Higher Education Act of 1965, modified in October 2015.; and

**WHEREAS**, the University wishes to clarify its business relationship with our banking partner, Huntington National Bank to ensure no relationship or requirement for utilization is implied on behalf of our students; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Trustees hereby adopts this amendment and further authorizes and empowers the Administration, in carrying out this Resolution, to make any necessary changes to the Huntington National Bank Financial Services Agreement as may be required to ensure compliance with the applicable and effective provisions of federal and state laws, or as otherwise deemed appropriate.

#### **RESOLUTION 2017-18**

#### **AUTHORIZATION TO CONTRACT FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE SCHOOL OF FILM TELEVISION AND INTERACTIVE MEDIA**

**WHEREAS**, the University will solicit qualifications for architectural and engineering services for the School of Film Television and Interactive Media; and

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

**WHEREAS**, a minimum of three (3) firms will be chosen for interviews consisting of a one-hour presentation of qualifications, including a fifteen minute question and answer period; and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby authorizes the University Administration to enter into contract negotiations with the architect and engineering team selected pursuant to the process outlined above, and further that the Administration may award a contract not to exceed \$450,000.00, which includes a 10% contingency for unforeseen additional design services that may be needed at a later date.

Senior Vice President McHenry provided informational reports on the following three items: FY2017 Miscellaneous Fee Schedule-Revised (**Attachment K**), Overview – FY17 Financial Results (**Attachment L**); and 2017-1018 Academic Year Room and Board Plan Comparison/Residence Hall Rates (**Attachment M**).

#### **RECOGNITION**

Committee Chair Levin reported that a meeting was held on March 13, 2017 and that six candidates for honorary degrees were approved by the Committee; three of the individuals were nominated by the Cleveland-Marshall College of Law, including their commencement speaker, Linda Klein, President of the American Bar Association (**Attachment N**). He noted that the Faculty Senate Committee on Graduation, Convocation and Assembly met on March 27 and supported the recommended honorary degree candidates.

Trustee Kirk moved, and Trustee Gunning seconded, the motion to approve the honorary degree candidates as recommended. The motion was approved by voice vote.

### **RESOLUTION 2017-19**

#### **APPROVAL OF HONORARY DEGREE CANDIDATES**

**WHEREAS**, individuals who have made outstanding contributions to Cleveland State University, the Greater Cleveland area, and/or society and mankind have been nominated to receive an honorary degree from the University;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees approves William M. Denihan, Dr. Magnolia “Maggie” Jackson (Distinguished Emerita Faculty Honorary Degree), Linda A. Klein, Steven W. Percy, Richard W. (Dick) Pogue, and Dr. Piotr Wilczek for honorary degrees; and

**BE IT FURTHER RESOLVED** that the honorary degrees for Linda A. Klein, Steven W. Percy, and Richard W. Pogue be conferred at the Cleveland-Marshall College of Law Commencement.

#### **CONSENT AGENDA**

Chairman Moreno explained that the consent agenda, involving routine matters or those previously discussed, is being moved before the presentation of the featured topic, “Future Student Enrollments”. He asked if there were consent agenda items that Board members wished to remove and discuss individually. There were none.

Trustee Levin moved, and Trustee Kirk seconded, the motion to approve the following consent agenda items: Faculty Promotion and Tenure Recommendations, 2017-2018 (**Attachment O**), Professional Leaves of Absence, 2017-2018 (**Attachment P**), Associate of the University Status Nominations (**Attachment Q**), Easement Agreement for WEWS Land Exchange (**Attachment R**), Approval of Records Management Policy (**Attachment S**), Minutes of the February 8, 2017 Executive Committee Meeting (**Attachment T**), Approval of New Director of Intercollegiate Athletics Employment Agreement, Second Quarter Gift Report (**Attachment U**); and Report of Sponsored Programs (**Attachment V**).

**RESOLUTION 2017-20**

**PROMOTION AND TENURE RECOMMENDATIONS  
2017-2018**

**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), the 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;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves the promotions to the rank of Professor, promotions to the rank of Associate Professor with tenure, awarding of tenure at the rank of Associate Professor and promotion to the rank of Clinical Associate Professor with tenure effective at the beginning of the 2017-2018 academic year for those individuals as recommended.

**RESOLUTION 2017-21**

**PROFESSIONAL LEAVES OF ABSENCE, 2017-2018**

**WHEREAS**, the individuals in the Professional Leaves of Absence Summary Report for the Academic Year 2017-2018 have been reviewed by the appropriate committees and administrators; and

**WHEREAS**, they have fulfilled the requirements for professional leave as set forth in Article 20 of the Agreement between Cleveland State University and the CSU Chapter of the American Association of University Professors, or in the case of the College of Law faculty, of Section 3344-11-09 of the CSU Faculty Personnel Policies;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees approves the granting of Professional Leaves of Absences for the academic year 2017-2018 to those individuals as outlined in the Summary Report.

**RESOLUTION 2017-22**

**ASSOCIATE OF THE UNIVERSITY STATUS FOR ANNETTE CHERNOSKY**

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

**WHEREAS**, Annette Chernosky has performed exemplary service to the University community in various capacities, the most recent as Manager, Athletic Facilities in the Department of Athletics; and,

**WHEREAS**, Annette Chernosky retired from the University effective, December 2, 2016;

**NOW, THEREFORE, BE IT RESOLVED** that in appreciation and recognition of dedicated professional service to the University, the Board of Trustees of Cleveland State University grants Associate of the University status and its privileges to Annette Chernosky effective March 30, 2017.

#### **RESOLUTION 2017-23**

##### **ASSOCIATE OF THE UNIVERSITY STATUS FOR MARK GEFERT**

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

**WHEREAS**, Mark Gefert has performed exemplary service to the University community in various capacities, the most recent as Coordinator, Athletic Advising in the Department of Athletics; and,

**WHEREAS**, Mark Gefert retired from the University effective, November 1, 2016;

**NOW, THEREFORE, BE IT RESOLVED** that in appreciation and recognition of dedicated professional service to the University, the Board of Trustees of Cleveland State University grants Associate of the University status and its privileges to Mark Gefert effective March 30, 2017.

#### **RESOLUTION 2017-24**

##### **ASSOCIATE OF THE UNIVERSITY STATUS FOR SANDRA GANZ**

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

**WHEREAS**, Sandra Ganz has performed exemplary service to the University community in various capacities, the most recent as Assistant Director, Fiscal Operations in the Provost's Office; and,

**WHEREAS**, Sandra Ganz retired from the University effective, January 15, 2011;

**NOW, THEREFORE, BE IT RESOLVED** that in appreciation and recognition of dedicated professional service to the University, the Board of Trustees of Cleveland State University grants Associate of the University status and its privileges to Sandra Ganz effective March 30, 2017.

**RESOLUTION 2017-25**

**ASSOCIATE OF THE UNIVERSITY STATUS FOR JAN NIBLOCK**

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

**WHEREAS**, Jan Niblock has performed exemplary service to the University community in various capacities, the most recent as Director, Applications and Integrations in the Department of Information Services and Technology; and,

**WHEREAS**, Jan Niblock retired from the University effective, November 1, 2016;

**NOW, THEREFORE, BE IT RESOLVED** that in appreciation and recognition of dedicated professional service to the University, the Board of Trustees of Cleveland State University grants Associate of the University status and its privileges to Jan Niblock effective March 30, 2017.

**RESOLUTION 2017-26**

**ASSOCIATE OF THE UNIVERSITY STATUS FOR PETER PHILLIPS**

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

**WHEREAS**, Peter Phillips has performed exemplary service to the University community in various capacities, the most recent as Director, Applications and Integrations in the Department of Information Services and Technology; and,

**WHEREAS**, Peter Phillips retired from the University effective, January 1, 2017;

**NOW, THEREFORE, BE IT RESOLVED** that in appreciation and recognition of dedicated professional service to the University, the Board of Trustees of Cleveland State University grants Associate of the University status and its privileges to Peter Phillips effective March 30, 2017.

**RESOLUTION 2017-27**

**AUTHORIZATION FOR UNIVERSITY TO APPROVE EASEMENT AGREEMENT**

**WHEREAS**, WEWS NewsChannel 5, owned by Scripps Media, Inc., entered into a land exchange agreement with the University to exchange similarly sized parcels of land located at East 30<sup>th</sup> Street and Chester Avenue, which was approved by the University Board of Trustees Executive Committee on February 27, 2014; and

**WHEREAS**, the parcel of property received in the exchange by WEWS from the University was subject to a previously existing easement agreement which provided for an entry and exit, from a privately owned garage abutting the exchanged property, to and from East 30<sup>th</sup> Street; and

**WHEREAS**, the University agreed as part of the land exchange to work with WEWS/Scripps to provide an alternate easement from the garage to East 30<sup>th</sup> Street on its property; and

**WHEREAS**, the easement agreement must be granted by the state of Ohio on behalf of the University; and

**WHEREAS**, the authority for entering into the easement agreement requires Board of Trustee approval;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby authorizes the University Administration to execute the easement agreement prepared by the State of Ohio Department of Administrative Services on behalf of Cleveland State University, in substantially the form attached, subject to any changes deemed necessary by University General Counsel, and to take any and all actions and execute any and all documents necessary and required by law or otherwise to finalize the land exchange between the University and Scripps Media, Inc.

## **RESOLUTION 2017-28**

### **APPROVAL OF RECORDS MANAGEMENT AND RETENTION POLICY**

**WHEREAS**, Ohio law requires Cleveland State University to maintain its records in such a way that they are available for public inspection; and

**WHEREAS**, Ohio law further prohibits the destruction of University records except in accordance with a records retention schedule; and

**WHEREAS**, a new policy related to records management and retention has been proposed to provide for the creation, maintenance and retention of University records, and

**WHEREAS**, the University Archives has been charged with assuming responsibility for the University's Records Retention Program, and

**WHEREAS**, the current University Archives, housed in the Michael Schwartz Library, is the successor to the Division of Archives, established by President G. Brooks Earnest for Fenn College, and there is no record of formal recognition by the Board of Trustees affirming the

mission of University Archives establishing its authority as the office responsible for the selection, preservation, and research use of the University's permanent records;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees affirms the authority of the University Archives to provide for the selection, preservation, and research use of records that have enduring historical value and that the Board of Trustees hereby adopts, as its policy governing records management, policy 3344-8-03, attached hereto.

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

### **RESOLUTION 2017-29**

#### **APPROVAL AND RATIFICATION OF DIRECTOR OF INTERCOLLEGIATE ATHLETICS APPOINTMENT AND EMPLOYMENT AGREEMENT**

**WHEREAS**, the bylaws of the Board of Trustees requires Board approval of all appointments in excess of one fiscal year; and

**WHEREAS**, the bylaws of the Board of Trustees provide for the Executive Committee to act on behalf of the Board on issues needing immediate attention and require it to report such actions to the Board; and

**WHEREAS**, the Executive Committee, as augmented by the Board Chairman, met on February 8, 2017 and approved the employment agreement between the University and Michael J. Thomas for the position of Director of Intercollegiate Athletics;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees enters Executive Committee Resolution 2017-01 into the record, as stated below, and ratifies the appointment and employment agreement of Michael J. Thomas for the position of Director of Intercollegiate Athletics, effective March 1, 2017 through June 30, 2022.

### **EXECUTIVE COMMITTEE RESOLUTION 2017-01**

#### **APPROVAL OF NEW DIRECTOR OF INTERCOLLEGIATE ATHLETICS EMPLOYMENT AGREEMENT**

**BE IT RESOLVED** that the Executive Committee of the Cleveland State University Board of Trustees, as augmented by the Board Chairman, hereby approves the Employment Agreement between the University and Michael J. Thomas for the position of Director of Intercollegiate Athletics, in the form as substantially attached hereto, subject to any revisions deemed necessary or required by the University General Counsel.

**RESOLUTION 2017-30**

**ACCEPTANCE OF GIFTS AND PLEDGE PAYMENTS  
FY 2017 2<sup>nd</sup> QUARTER - OCTOBER 1-DECEMBER 31, 2016**

**RESOLVED**, that the gifts and pledge payments totaling \$3,133,831.25 received by the Cleveland State University Foundation during the period October 1, 2016 to December 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 2017-31**

**ACCEPTANCE OF SPONSORED PROGRAMS FUNDS  
FOR FY 2017 SECOND QUARTER**

**RESOLVED** that the Sponsored Programs funds totaling \$1,219,894, received by the Cleveland State University during the period October 1, 2016 to December 31, 2016, are hereby accepted with thanks; and

**BE IT FURTHER RESOLVED** that the President is hereby directed to use these Sponsored Programs funds subject to their terms and conditions.

**FUTURE STUDENT ENROLLMENTS**

Chairman Moreno introduced Vice President for Enrollment Services Cindy L. Skaruppa, whose presentation was titled “Future Enrollments: Where Will We Find Our Next Students?” (**Attachment W**). Dr. Skaruppa also provided an Appendix (**Attachment W**) with supporting data and information. She presented an overview of the context, challenges, CSU’s Strategic Enrollment Management (SEM) task force report, student success, recruitment, and marketing.

Dr. Skaruppa noted that creative recruitment and retention efforts, targeted to specific student populations, are necessary, given the shrinking domestic student population and competitive domestic and international student markets. She reported that although CSU is capturing a reasonable share of the market, we are challenged by competing with 224 higher education institutions, international students attending in Canada where there are fewer restrictions, and the largest number of graduating students, including 367 international students, in May. Student success and retention of freshmen, undergraduate and transfer students is a top priority. Dr. Skaruppa suggested that consistent, targeted marketing and brand development, to

students, parents, and alumni, will help to develop the number of students who enroll at CSU in the future.

Trustees observed and commented that CSU may be able to increase enrollment if the Cleveland Municipal School District (CMSD) is chosen to participate in the national program, “Say Yes to Education”, which offers support and tuition for students. President Berkman noted the success of the KeyBank Scholars Program, currently supporting CMSD graduates enrolled at CSU, by providing resources and support programs designed to develop academic, organizational, and interpersonal skills. He further noted that each cohort participates in a one-time, summer transition course, where students can earn up to seven college credits.

The promotion of CSU’s arts campus and its collaboration with Playhouse Square was suggested as a means of recruiting students in other states, including California.

Board members requested a copy of the final report of the Strategic Enrollment Management Task Force, first presented to the Board in 2014, and its supporting data. In addition, information was requested on the key enrollment data factors critical for tracking success. President Berkman responded that his staff issues a weekly status report that includes such data, and that information can be made available to the Trustees.

### **EXECUTIVE SESSION**

Trustee Gunning moved, and Trustee Adler seconded, the motion to adjourn into Executive Session for the purpose of hearing matters involving real estate, the employment of a public employee, and imminent and pending litigation with General Counsel.

A roll call vote was taken by the Secretary to the Board; voting in the affirmative were Mr. Adler, Mr. Gunning, Mr. Kirk, Mr. Levin, Mr. Moore, Mr. Reynolds, Ms. Taylor, Ms. Vespy, and Chairman Moreno.

Chairman Moreno stated that there were several executive session segments; Chairman Moreno excused everyone except the voting and community trustees present, President Berkman, Board Secretary Napier, Provost Zhu, Director of Athletics Thomas, and General Counsel Wilson. The Executive Session began at 11:55 a.m.

Chairman Moreno announced at 12:05 p.m. that the Board had finished its business in Executive Session and was returning to its regular meeting.

### **NEW BUSINESS**

Trustee Gunning moved, and Trustee Adler seconded, the motion to authorize the Administration to enter into a final employment contract with the new men's head basketball coach. The motion was approved by voice vote.

**RESOLUTION 2017-32**

**AUTHORIZATION FOR ADMINISTRATION TO ENTER INTO  
FINAL EMPLOYMENT CONTRACT WITH  
NEW MEN'S HEAD BASKETBALL COACH**

**WHEREAS**, Cleveland State University Director of Intercollegiate Athletics Michael Thomas has selected a new Men's Head Basketball Coach, Dennis Felton; and

**WHEREAS**, the parties have negotiated a Memorandum of Understanding that memorializes the essential terms and conditions of Mr. Felton's employment as the Cleveland State University Men's Head Basketball Coach, attached hereto; and

**WHEREAS**, the parties have committed to develop a definitive Employment Agreement for Mr. Felton consistent with the terms and conditions set forth in the Memorandum of Understanding;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby authorizes the Cleveland State University Director of Intercollegiate Athletics to negotiate and approve the final Employment Agreement with Men's Head Basketball Coach Dennis Felton consistent with the terms of the attached Memorandum of Understanding, 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 Memorandum of Understanding and subsequent Employment Agreement.

Trustee Kirk moved, and Trustee Vesey seconded, the motion to authorize the University Administration to enter into a lease agreement with One Playhouse Square Investors, Ltd. to house the University's new School of Film, Television, and Interactive Media. Trustee Adler recused himself from both discussion and voting. The motion was approved by voice vote.

**RESOLUTION 2017-33**

**AUTHORIZING UNIVERSITY ADMINISTRATION TO ENTER INTO LEASE  
AGREEMENT WITH ONE PLAYHOUSE SQUARE INVESTORS, LTD. TO HOUSE  
THE UNIVERSITY'S NEW  
SCHOOL OF FILM, TELEVISION, AND INTERACTIVE MEDIA**

**WHEREAS**, the University received a \$7.5 million appropriation to purchase or improve space for its new School of Film, Television, and Interactive Media; and

**WHEREAS**, after looking at a number of different sights to accommodate the new School, University administration has selected the former Idea Center space, located on the sixth floor of 1375 Euclid Avenue at Playhouse Square, as providing the optimal location for the development of a new state of the art facility to house the School; and

**WHEREAS**, the University and One Playhouse Square Investors, Ltd. have agreed upon the essential terms (Term Sheet attached) to serve as a basis for a long-term lease of the space; and

**WHEREAS**, the parties are currently negotiating a twenty-year lease agreement for the space pursuant to the provisions of the Term Sheet;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby authorizes the University administration to enter into a Lease Agreement with One Playhouse Square Investors, Ltd. for space located at 1375 Euclid Avenue, Sixth Floor, Cleveland, Ohio 44115, consistent with provisions of the attached Term Sheet, subject to any changes deemed appropriate and necessary by the University's General Counsel or required by applicable law;

**BE IT FURTHER RESOLVED** that the University administration, in carrying out this Resolution, is hereby authorized and empowered to take any and all actions, enter into any and all agreements, and sign all documents to facilitate the development of the programs and space for the new School of Film, Television, and Interactive Media.

Chairman Moreno announced that Trustee Adler will chair the Nominating Committee for 2017-18 Board Officers and that Trustees Levin and Vesey are assigned to the Committee.

There being no further business, the meeting was adjourned at 12:10 p.m.

Respectfully submitted,

**APPROVED MAY 22, 2017**

William J. Napier

Secretary to the Board of Trustees

**APPROVED MAY 22, 2017**

Bernie Moreno

Chair, Board of Trustees