



**BOARD OF TRUSTEES  
CLEVELAND STATE UNIVERSITY**

**MINUTES OF THE MEETING**

**BOARD OF TRUSTEES MEETING**

**DATE:** Tuesday, May 29, 2018, 7:30 a.m.  
**PLACE:** The Wolstein Center, Gerald H. Gordon Conference Pavilion  
Weinberg Board Room

**PRESENT:** Chairman Dan T. Moore, Trustees Thomas W. Adler, Terrence P. Fergus, David H. Gunning II, Stephen F. Kirk, Leonard A. Komoroski, David M. Reynolds, June E. Taylor, and Deborah A. Vesey; Student Trustee John A. DeMarco; Community Board Members Timothy J. Cosgrove, Robyn N. Gordon, and Joseph D. Roman; Faculty Representative Dr. Mark A. Holtzblatt; Secretary to the Board of Trustees William J. Napier and President Ronald M. Berkman. Others in attendance: President-elect Harlan M. Sands; Dr. Jianping Zhu, Provost and Senior Vice President for Academic Affairs; Sonali B. Wilson, University General Counsel; Stephanie McHenry, Senior Vice President of Business Affairs and Finance; Gary D. Lewis, Jr., Chief of Police; Dr. Gregory M. Sadlek, Dean, College of Liberal Arts & Social Sciences; Frederic M. Lahey, Director, School of Film & Media Arts; and Timothy J. Long, Associate Vice President for Finance & Budget.

Chairman Moore called the meeting to order at 7:30 a.m. and confirmed the presence of a quorum. He called for a motion to approve the minutes of the March 23, 2018 Board meeting; moved by Trustee Gunning and seconded by Trustee Kirk, the minutes were approved by voice vote.

**REPORT OF THE CHAIRMAN**

**Report and Update on Issues Involving Campus Safety & Security**

Chairman Moore introduced CSU Police Chief Gary D. Lewis, Jr. to provide a campus safety overview (**Attachment A**). Chief Lewis' presentation provided data on the range of services provided by the CSU Police Department, comprised of 28 full-time police officers, 10 security officers, a K-9 Unit, a Mounted Horse Unit, a Motorcycle Unit, and a Special Response Team. He noted the initiation of engaged learning opportunities through the FBI Student Academy and the CSU Police Student Auxiliary. He also noted the great working partnerships between the CSUPD and the Cleveland Police Department, as well as other community safety service

organizations. The partnership with Bernie Moreno Companies provided vehicles used to provide 80 to 100 safety escorts daily, including transportation within ½ to 1 mile of campus.

Chief Lewis distributed the Cleveland State University Campus Safety 2017 Annual Report and a Cleveland State University Police Department brochure with student resources listed (**Attachment B**). He noted that the brochures were designed by CSU students and served as another example of engaged learning.

Chief Lewis spoke in greater detail about the Active Shooter (A.L.I.C.E. --- Alert, Lockdown, Inform, Counter, Evacuate) training program provided to all incoming students, and available to all employees of the University. He also shared the Clery Act crime statistics, comparing CSU with other Ohio public universities, and was encouraged to broadcast or highlight those statistics, favorable to CSU.

### **Executive Committee Meeting**

Chairman Moore reported that the Executive Committee of the Board of Trustees met on April 24, 2018. The Committee, per the Board bylaws, voted to approve the Second Amendment to the Second Extension of President Berkman's Employment Contract, which addressed changes required by the early end of his term as President. The following resolution was approved by the Executive Committee at the April 24 meeting.

#### **EXECUTIVE COMMITTEE RESOLUTION 2018-1**

##### **APPROVAL OF SECOND AMENDMENT TO SECOND EXTENSION OF PRESIDENT'S EMPLOYMENT AGREEMENT**

**WHEREAS**, Dr. Berkman will end his service as President, effective May 31, 2018, and will assume a principal advisory role in the transition of the new, successor president immediately thereafter and during the year designated for his professional leave (June 1, 2018 through June 30, 2019), to provide support to the successor president as requested; and

**WHEREAS**, the parties have agreed to amend the Employment Agreement to reflect agreed upon terms concerning Dr. Berkman's remaining periods of employment impacted by the acceleration of the end of his term as President;

**NOW, THEREFORE, BE IT RESOLVED** that the Executive Committee of the Board of Trustees hereby approves the Second Amendment to Second Extension of President's Employment Agreement in substantially the form attached, subject to any changes deemed necessary by the University General Counsel.

Chairman Moore reported that the Executive Committee also voted to make a recommendation regarding President Berkman's performance bonus, to be addressed later in the meeting.

Chairman Moore welcomed and applauded the addition of Terry Fergus as a gubernatorial-appointed trustee, replacing Bernie Moreno. He also welcomed President-elect Harlan M. Sands.

Chairman Moore spoke of the remarkable transformation of Cleveland State University under the leadership of President Berkman over the last nine years. He strongly recommended having a continued focus on student success as a priority, and recommended changing the name of the Academic and Student Affairs Committee to the Student Success Committee, with the Chair having a seat on the Board's Executive Committee. He further recommended the reinstatement of committee meetings of the Board, and having a human resources committee and a real estate and facilities committee. In addition to student success, Chairman Moore recommended emphasis on the health programs/education, retail, and the athletics program. He urged the University to continue to seek out "big, unmet needs" in the region, especially in the areas of education and health, and to look for ways to increase the University's budgetary top line.

### **REPORT OF THE PRESIDENT**

President Berkman expressed his gratitude to Chairman Moore, the "senior statesman," and to members of the Board of Trustees for their dedicated commitment of time, talent and resources to the University, and for their personal support during his tenure as President of Cleveland State University. He applauded the tremendous efforts of all those involved to grow *Radiance* from \$250,000 to \$1,750,000 for financial assistance to students in good academic standing in order to complete their education. He also expressed his personal gratitude to the Provost, vice presidents, vice provosts, and deans for bringing forward their strategic planning ideas and bringing those ideas to fruition.

President Berkman noted that there are areas of opportunity for advancement at the University, including encouraging faculty to increase their engagement with the student body, preparing students to meet emerging needs in the health professions, and growing interest and enrollment in the new School of Film and Media Arts.

On behalf of the Board of Trustees, Chairman Moore thanked the President for his dedication and invaluable work on behalf of the University, which was reinforced with the applause from those present.

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

Trustee Cosgrove acknowledged that during President Berkman's tenure, and because of his direction, the CSU Foundation has made great advancements, including increased fundraising, number of donors, and visibility within the community.

Mr. Cosgrove reported that the CSU Foundation Board of Directors will next meet on June 14. He noted that the Board will pay a special tribute to President Berkman and welcome new president Harlan M. Sands. He also reported that the Board will elect eight new directors, of which five are successful CSU alums, as well as former trustee Mort Levin.

Mr. Cosgrove noted that the *Radiance* scholarship fundraiser resulted in a record \$1.75 million, and he recognized the co-chairs of the event, Nancy McCann and Bernie Moreno. He also saluted Trustee Adler for his continued efforts in securing new funding for *Radiance*, and expressed his appreciation to the entire Board for, once again, its 100 percent participation.

Fundraising activity reports as of April 30, 2018 (**Attachment C**) were presented. Mr. Cosgrove reported that fundraising efforts have resulted in \$12.8 million raised to date this fiscal year from 8,600 donors, with one month remaining. He added that an 8% annual return is expected by the end of the month on the total \$88.7 million assets under management.

Among the successful alumni events held this year, Mr. Cosgrove highlighted The Women's Leadership Symposium, the Passport Cleveland program, and the Annual Distinguished Alumni Awards and Dinner. He noted that a most recent success was the newly-initiated annual Graduation Party. The Alumni Association presented welcoming packets to encourage the new graduates to continue to be engaged in and support Cleveland State University as their alma mater.

### **ACADEMIC AND STUDENT AFFAIRS COMMITTEE**

Committee Chair Stephen Kirk noted that a number of important items were on the agenda, the first being the updated college completion plan; he acknowledged those who have provided research and other contributions to the plan.

#### **College Completion Plan Update and Report**

Provost Zhu presented an overview of student success and the University's College Completion Plan (**Attachment D**). He reported that the College Completion Plan was initiated in 2014 in response to a directive in the state budget language. Further, the language requires that board of trustees at state universities update their plan once every two years and provide a copy of the updated plan to the Chancellor of Higher Education upon adoption.

Provost Zhu reported the progress to date, noting that the Fall to Fall retention rate improved from 57% to 71% and the 6-year graduation rate improved from 26% to 43% over the last decade, though with more room for improvement. President Berkman observed that the data does not reflect transfer and graduate students. Trustee Vesey recommended that we create our own "dashboard" despite the reporting requirement. Provost Zhu indicated that data and background information regarding transfer students would be presented at the next meeting.

Student success has been the University's highest priority for the past decade. Dr. Zhu noted, as a result, the University has received national awards and recognition. He further noted the key factors that contributed to student success, as well as the major barriers to be overcome. Trustee Vesey observed that it was important to look at, and assess, our admission guidelines and the impact they have on completion rates. Dr. Zhu supported the need to find the correct balance between accessibility and excellence.

Provost Zhu outlined plans to further enhance student success. The plans, he noted, focus on specific student groups (under-represented minorities, students with developmental needs, and transfer students) with specifically-designed intervention strategies.

The updated College Completion Plan for 2018-2020 (**Attachment E**) proposes to increase the 6-year graduation rate to 47% by 2020 and to increase the Fall-to-Fall retention rates to 75% by 2020. Provost Zhu noted that additional goals and specific strategies are included in the updated College Completion Plan to be adopted and submitted to the Chancellor's office by June 30, 2018.

Trustee Kirk moved, and Trustee Adler seconded, the motion to approve the updated Cleveland State University College Completion Plan. The following resolution was approved by voice vote:

### **RESOLUTION 2018-43**

#### **COLLEGE COMPLETION PLAN**

**WHEREAS**, the Ohio Department of Higher Education mandated in 2014 that each public university in the State of Ohio complete a College Completion Plan that would be approved by the University Board of Trustees and submitted to the Chancellor of the Ohio Department of Higher Education; and

**WHEREAS**, the legislation further mandated that the board of trustees of each institution of higher education update its plan at least once every two years and provide a copy of their updated plan to the chancellor upon adoption; and

**WHEREAS**, the Cleveland State University developed and implemented a College Completion Plan in 2014 through a joint effort led by the Provost's Office involving both the university administration and faculty; and

**WHEREAS**, the Cleveland State University has reviewed the progress in student success since the original CSU College Completion Plan was adopted in 2014, set completion goals for 2018 to 2020, and outlined strategies to reach the new completion goals in the updated College Completion Plan;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees approves the updated Cleveland State University College Completion Plan.

#### **Doctoral Degree Programs in Health**

Provost Zhu presented the School of Nursing's proposed Doctor of Nursing Practice degree program (**Attachment F**), to meet the high demand specialties in advanced nurse practitioners. The two areas of specialty nursing in greatest need are the Family Nurse Practitioner and Mental Health Nurse Practitioner.

The Occupational Therapy Doctorate degree program (**Attachment G**) was proposed to replace the existing Master of Occupational Therapy degree to meet the mandate of the Accreditation Council for Occupational Therapy Education.

Dr. Zhu noted that both proposed doctoral degree programs have been reviewed and recommended by the University Curriculum Committee, and approved by the Faculty Senate. Trustee Kirk asked for a motion to approve both doctoral degree programs. Trustee Adler moved, and Trustee Reynolds seconded, the motion to approve the Doctor of Nursing Practice and Doctor of Occupational Therapy degree programs. The following resolutions were passed by voice vote:

#### **RESOLUTION 2018-44**

##### **DOCTOR OF NURSING PRACTICE (DNP)**

**WHEREAS**, the School of Nursing has proposed to offer the Doctor of Nursing Practice 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 March 7, 2018;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves the Doctor of Nursing Practice, School of Nursing.

#### **RESOLUTION 2018-45**

##### **OCCUPATIONAL THERAPY DOCTORATE**

**WHEREAS**, the School of Health Sciences within the College of Sciences and Health Professions has proposed to replace the existing Master of Occupational Therapy (MOT) degree with the Occupational Therapy Doctorate (OTD); and

**WHEREAS**, Cleveland State University has offered a degree in Occupational Therapy since 1974, and there is a demonstrated need for such a program in Northeast Ohio; and

**WHEREAS**, transition to the OTD is in response to a mandate by the program's accreditor, the American Council for Occupational Therapy Education, that the entry-level degree requirement of the occupational therapist will move to the doctoral level by July 1, 2027; and

**WHEREAS**, the Ohio Board of Regents has waived the requirement of the program development plan, thus allowing submission of a full proposal to the Ohio Department of Higher Education Chancellor's Council on Graduate Studies during the 2017-2018 academic year; and

**WHEREAS**, the proposed degree program has been reviewed and approved by all appropriate faculty entities and academic administrators, including approval by the Faculty Senate at its meeting of March 7, 2018;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves the Occupational Therapy Doctorate of the School of Health Sciences within the College of Sciences and Health Professions.

### **School of Film & Media Arts**

Dr. Gregory M. Sadlek, Dean of the College of Liberal Arts and Social Sciences, gave introductory remarks about the exciting opportunities in CSU's arts program, which started in 2006 in the School of Communications and reached a new milestone last year with the creation of the School of Film & Media Arts (**Attachment H**). He reported that \$7.5 million in state capital funds were appropriated to create the standalone School of Film & Media Arts on the top floor of the Idea Center at Playhouse Square.

Dean Sadlek introduced Frederic Lahey, an outstanding director, recruited and hired a year ago. He reported that film curriculum across the country was studied and the Bachelor of Fine Arts in Film & Media Arts was developed and approved by the Board of Trustees at its March 23, 2018 meeting. The six-track degree program will begin with the 2018-2019 academic year.

Mr. Lahey reported that the six-track degree program is comprised of 38 courses with 45 credits of core curriculum and 27 credits in discipline areas. He introduced freshmen students Isaiah Williams and Anna Powaski, who were attracted by Cleveland's vibrant and strong film community, as well as being part of the growth and development of the new program.

Mr. Lahey stressed that students will be truly engaged in the professional process, and involved in all aspects of the production of 1,000 film projects per year. He noted that students will be provided bank accounts to pay guild rates and learn about costs in the film industry, as well as sell scripts in a script marketplace.

Board members asked questions about enrollments and future growth. Mr. Lahey responded that the optimal enrollment is 120 each class. He noted that recruitment is focused in Ohio this year. An enrollment of 500-600 is anticipated in five years. He also expects to have a Masters of Film Arts degree program in the future. Trustee Gordon recommended that a continuing education segment be offered for individuals working with film and media in the business sector. Mr. Lahey agreed that this is something that should be done, but likely not in the first year.

Mr. Lahey spoke of a \$12.5 million fundraising goal over the next few years, comprised of \$2.5 million to complete Phases 3 and 4, including a 75-seat screening room, and a \$10 million endowment to support faculty positions, equipment renewal, student productions, student shows, and student festival entries. Chairman Moore asked the Board Secretary to prepare a sample letter to state leaders to support an increase in the amount of tax credits allowed per year to build the film industry in Cleveland.

Senior Vice President McHenry identified a \$500,000 budget surplus that, with Board approval, could be applied to complete the 75-seat screening room as a part of Phase 3; it will require additional design work in order to prepare the space for fall semester. She noted that the University administration is seeking authorization to increase the contract for architectural and engineering services for the School of Film & Media Arts, on the consent agenda for approval.

## **FINANCIAL AFFAIRS COMMITTEE**

### **Structural Solutions Work Group**

Senior Vice President McHenry and Provost Zhu, co-chairs of the Structural Solutions Work Group appointed by President Berkman, updated the Board on the work of the campus group, comprised of students, faculty and staff. The former President of Northeastern University and past Commissioner of Higher Education for Massachusetts, Dr. Richard M. Freeland, served as a consultant to the group.

The Structural Solutions Work Group met over the course of ten weeks to examine campus operations and to recommend operating budget efficiencies and reforms, as well as to identify new sources of revenue to meet projected funding and enrollment challenges. The Work Group identified \$2 million in savings for the University, re-allocated tuition revenue and the payment of scholarship dollars from the auxiliary budget to the operating budget, addressed management labor costs pertaining to collective bargaining increases of 1.5-2.5% and retirement incentives, and identified new revenue options.

### **University FY19 Preliminary Budget**

Associate Vice President for Finance and Budget Tim Long previewed the FY 2019 University budget, to be brought to the Board of Trustees for approval at its June meeting. He reported that there are no real changes in the \$1.5 billion state funding appropriation from FY 2018 and flat enrollment for FY 2019.

Trustee Roman pointed out that there are opportunities in partnerships with the business sector to advocate for higher education, and for public policy and budget reform with the gubernatorial candidates, particularly with regard to workforce development.

In view of the projected budget gap of \$2.2 million for the FY 2018 Operating Budget, Mr. Long assured the Board that a balanced budget would be brought to the June meeting for approval. Trustee Adler asked to see specifics on how the budget gap will be met. Trustee Vesny suggested that the Financial Affairs Committee meet before the June Board meeting to preview the budget.

### **FY19 Tuition Schedule**

Vice President Long presented the FY19 Tuition Schedule (**Attachment I**) for consideration. He noted that the tuition schedule would be effective with the Fall 2018 semester, through the Summer 2019 semester.

Mr. Long explained that under the Tuition Guarantee Plan, impacting undergraduate tuition, the University is allowed to increase undergraduate tuition for new undergraduate students entering the University in Fall 2018 by no more than 6%; their tuition would remain at that level for four years. The annual tuition for an in-state undergraduate student taking 12-18 credit hours per semester under the CSU Guarantee Tuition Plan will be \$10,387.20.

Mr. Long noted that the CSU Tuition Guarantee Plan is not applicable to undergraduate students who enrolled prior to Fall 2018. The tuition for these students, he reported, is governed by the state policy on tuition increases. Since FY 2015, when the policy has been in effect, CSU's undergraduate in-state tuition has remained at an annual cost of \$9,636. Cleveland State ranks sixth among the 13 Ohio public four-year universities for FY 2019 for In-State Standard Undergraduate Annual Tuition Costs.

Mr. Long reported that graduate tuition is not restricted by state law. He reported graduate tuition increases, ranging from 2.08% to 3.01% in the proposed FY 2019 Tuition Schedule, ranking CSU second among the five Northern Ohio public four-year institutions.

The FY2019 Tuition Schedule reflects the previously Board-approved lowering of the out-of-state surcharge for Law, with an overall Law tuition increase of 5.47%.

Trustee Adler moved, and Trustee Kirk seconded, the motion to approve the proposed FY 2019 Tuition Schedule, effective with the Fall 2018 semester. The following resolution was passed by voice vote:

### **RESOLUTION 2018-46**

#### **APPROVAL OF FY19 TUITION SCHEDULE**

**WHEREAS**, the University is mandated by state law (Amended Substitute House Bill No. 49) to maintain its standard undergraduate tuition rate for in-state residents for each of the fiscal years in the FY18 – FY19 budget biennium at the FY17 level ; and

**WHEREAS**, there is no state mandate regarding the FY19 levels of out-of-state undergraduate, in-state and out-of-state graduate tuition, and in-state and out-of-state law tuition; and

**WHEREAS**, the University has evaluated its current level of tuition for its standard graduate courses and special graduate programs and recommends increases in these courses and programs ranging from 2.08% to 3.01% over the FY 2018 tuition levels; and

**WHEREAS**, the University's Board of Trustees authorized by separate resolutions on November 29, 2017, the implementation of an undergraduate tuition guarantee program, as well as the lowering of the out-of-state tuition surcharge for law students enrolled in the JD (Juris Doctor) and LLM (Master of Law), effective with the Fall 2018 semester; and

**WHEREAS**, the previous authority granted by the Board of Trustees for the University's tuition guarantee plan and lowering of the Law out-of-state tuition surcharge are formalized in the recommended tuition schedules for FY 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 the Cleveland State University Board of Trustees hereby approves the attached tuition schedule for FY 2019 (Academic Year 2018-2019), effective with the Fall 2018 semester.

#### **Financial and Investment Dashboard**

Senior Vice President McHenry reported on the financial results for the third quarter of FY 2018, ending March 31, 2018 (**Attachment J**). She indicated that the University's total operating income was 3.67% above budget, primarily due to market gains on the investment portfolio. Ms. McHenry further noted that revenue from student instructional fees are approximately 1.60% lower than the budgeted amount, and total expenses are slightly higher than budget, primarily due to increases in salaries and benefits. Overall, she reported that total revenue and expenses are in line with historical budget trends at the end of the third quarter.

#### **Cleveland Thermal Steam Contract**

Senior Vice President McHenry reported that the University's current contract for steam with Cleveland Thermal expires December 31, 2018. She noted that the University Administration and Cleveland Thermal have negotiated terms for a proposed five-year extension that would save the University \$1.6 million for the contract period (**Attachment K**).

Trustee Adler moved, and Trustee Kirk seconded, the motion to authorize the renewal of the steam contract with Cleveland Thermal, according to the negotiated terms of the proposed five-year extension. The following resolution was passed by voice vote:

#### **RESOLUTION 2018-47**

#### **AUTHORIZATION TO RENEW STEAM CONTRACT WITH CLEVELAND THERMAL**

**WHEREAS**, the steam contract with Cleveland Thermal (CT) expires December 31, 2018; and

**WHEREAS**, CSU Administration has negotiated a proposed five-year extension with CT providing CSU with an estimated \$300,000 in annual savings over current rates, based on the following:

- 1) Early implementation of the new capacity rate structure starting June 1, 2018,
- 2) The monthly capacity charge will be lowered to \$50,000 per month,
- 3) Purchased energy charge of \$15 per Mlb, subject to being reset by PUCO,
- 4) Distribution consumption charge of \$1.00 per Mlb, escalating at the CPI-AU rate of inflation (2.5% floor),
- 5) Regulatory recovery charge of \$0.28 per Mlb, expected to expire in 2019; and

**WHEREAS**, CSU will retain a right to provide up to 10% of its heat load from other sources, such as solar-thermal or geothermal energy, and

**WHEREAS**, the provision permitting other heat sources will allow CSU to explore and pursue “green” or renewable energy sources to further demonstrate and enhance our commitment to sustainability;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby approves delegation of authority to the University Administration to enter into a contract extension with Cleveland Thermal on the final negotiated terms outlined above, subject to review and any changes deemed necessary by CSU’s General Counsel.

### **Chartwells Dining Management and Service Agreements**

Senior Vice President McHenry reported that the Chartwells Division of Compass Group USA has managed the University’s dining services for eleven years. She noted there are three separate agreements, covering campus dining operations that expire on June 30, 2018. A one-year extension of the current agreements are proposed (**Attachment L**) to enable sufficient analysis of retail dining options and to reissue a national RFP for dining management services to improve the competitive process.

Trustee Gunning moved, and Trustee Kirk seconded, the motion to approve the amendments to dining agreements with Compass Group USA, by and through its Chartwells Division, to extend the term of service for one year. The following resolution was passed by voice vote:

### **RESOLUTION 2018-48**

#### **CAMPUS DINING SERVICES, RETAIL LIQUOR ESTABLISHMENT AND FOOD AND BEVERAGE CONCESSIONS SERVICES FOR WOLSTEIN CENTER AGREEMENTS RENEWAL PERIOD**

**RESOLVED**, the Cleveland State University Board of Trustees hereby approves the amendment of the following three agreements with Compass Group USA by and through its Chartwells

Division for a renewal period of one year under the terms outlined below and as attached in substantial form:

Agreement for Campus Dining Management Services – Amendment Seven

1. Duration of Renewal Period: July 1, 2018 through June 30, 2019
2. Fee Amount to Company: \$325,000 Management Fee for support of the residential dining program, the retail dining program and on-campus catering.

Agreement for Restaurant Services for Retail Liquor Establishment Service – Amendment Four

1. Duration of Renewal Period: July 1, 2018 through June 30, 2019.
2. Compass Group owns the liquor permits required to operate liquor establishments, Chili's and Elements.
3. Retail Liquor Establishments operate on a profit and loss basis.

Agreement for Food and Beverage Concessions Services – Amendment One

1. Duration of Renewal Period: July 1, 2018 through June 30, 2019.
2. Compass Group owns the liquor permits required for liquor service at Concessions Stands in the Wolstein Center.
3. Retail Liquor Establishments operate on a profit and loss basis.

**BE IT FURTHER RESOLVED**, that the University administration is authorized to take any and all actions and to execute any and all documents in fulfillment of this Resolution, and to make any revisions or changes to the amended contracts to conform to the provisions of applicable law, or as otherwise deemed necessary and appropriate by University General Counsel.

**CONSENT AGENDA**

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

Trustee Adler moved, and Trustee Kirk seconded, the motion to approve the following consent agenda items: Faculty Emeriti Nominations, Spring 2018 (**Attachment M**); and Acceptance of FY 18 Third Quarter Gifts and Pledges (**Attachment N**) The following resolutions were approved by voice vote:

**RESOLUTION 2018-49**

**EMERITA STATUS FOR SUSAN BAZYK**

**WHEREAS**, the faculty member named below has achieved the rank of Professor and has served Cleveland State University for 28 years; and

**WHEREAS**, this individual has requested Emerita 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 Emerita to the following faculty member in recognition of her service to Cleveland State University.

**Susan Bazyk  
Professor Emerita**

**RESOLUTION 2018-50**

**EMERITA STATUS FOR CHERYL LYNN DELGADO**

**WHEREAS**, the faculty member named below has achieved the rank of Associate Professor and has served Cleveland State University for 19 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 Emerita to the following faculty member in recognition of her service to Cleveland State University.

**Cheryl Lynn Delgado  
Associate Professor Emerita**

**RESOLUTION 2018-51**

**EMERITUS STATUS FOR LARRY W. FOSTER**

**WHEREAS**, the faculty member named below has achieved the rank of Professor and has served Cleveland State University for 23 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.

**Larry W. Foster  
Professor Emeritus**

**RESOLUTION 2018-52**

**EMERITUS STATUS FOR ANDREW CHARLES GROSS**

**WHEREAS**, the faculty member named below has achieved the rank of Professor and has served Cleveland State University for 50 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.

**Andrew Charles Gross  
Professor Emeritus**

**RESOLUTION 2018-53**

**EMERITUS STATUS FOR TAYSIR H. NAYFEH**

**WHEREAS**, the faculty member named below has achieved the rank of Professor and has served Cleveland State University for 24 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.

**Taysir H. Nayfeh  
Professor Emeritus**

**RESOLUTION 2018-54**

**EMERITUS STATUS FOR PETER J. POZNANSKI**

**WHEREAS**, the faculty member named below has achieved the rank of Professor and has served Cleveland State University for 27 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.

**Peter J. Poznanski  
Professor Emeritus**

**RESOLUTION 2018-55**

**EMERITUS STATUS FOR GEORGE BRYAN RAY**

**WHEREAS**, the faculty member named below has achieved the rank of Professor and has served Cleveland State University for 31 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.

**George Bryan Ray  
Professor Emeritus**

**RESOLUTION 2018-56**

**EMERITA STATUS FOR LINDA E. WOLF**

**WHEREAS**, the faculty member named below has achieved the rank of Associate Professor and has served Cleveland State University for 14 years; and

**WHEREAS**, this individual has requested Emerita 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 Emerita to the following faculty member in recognition of her service to Cleveland State University.

**Linda E. Wolf  
Associate Professor Emerita**

**RESOLUTION 2018-57**

**ACCEPTANCE OF FY 2018 THIRD QUARTER  
GIFTS AND PLEDGE PAYMENTS**

**RESOLVED**, that the gifts and pledge payments totaling \$5,266,695 received by the Cleveland State University Foundation during the period January 1, 2018 to March 31, 2018 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.

**EXECUTIVE SESSION**

Trustee Vesey moved, and Trustee Gunning seconded, the motion to adjourn into Executive Session for the purpose of discussing collective bargaining, an employment contract of a public employee, and to discuss with General Counsel matters involving imminent and pending litigation.

A roll call vote was taken by the Secretary of the Board; voting in the affirmative were Mr. Adler, Mr. Fergus, Mr. Gunning, Mr. Kirk, Mr. Reynolds, Ms. Taylor, Ms. Vesey, and Chairman Moore.

Chairman Moore excused everyone except the voting and community trustees present, President Berkman, President-elect Sands, Provost Zhu, Board Secretary Napier, General Counsel Wilson, and Senior Vice President McHenry for the first segment of executive session. The executive session began at 11:10 a.m.

Chairman Moore announced at 11:25 a.m. that the Board had finished its business in Executive Session and was returning to its regular meeting. He reported that there would be several items to be considered under New Business.

**NEW BUSINESS**

**School of Film & Media Arts Contract Increase**

Trustee Reynolds moved, and Trustee Vesey seconded, the motion to authorize the contract increase for architectural and engineering services for the School of Film & Media Arts. The following resolution was passed by voice vote:

**RESOLUTION 2018-58**

**AUTHORIZATION TO INCREASE THE CONTRACT FOR ARCHITECTURAL/  
ENGINEERING SERVICES FOR THE SCHOOL OF FILM & MEDIA ARTS**

**WHEREAS**, the University has previously solicited qualifications for architectural and engineering services for the School of Film Television and Interactive Media; and

**WHEREAS**, ten (10) timely responses were received and reviewed by a Selection Committee comprised of University representatives; and

**WHEREAS**, three (3) firms were chosen for interviews that were held on May 10, 2017, each consisting of a one-hour presentation of qualifications, followed by a fifteen minute question and answer; and

**WHEREAS**, the Selection Committee unanimously recommended the firm of Van Auken Akins (VAA) with Bastien and Associates as their film studio consultant; and

**WHEREAS**, on March 30, 2017 the Board of trustees authorized the University Administration to enter into a contract for architectural and engineering services not to exceed \$450,000.00; and

**WHEREAS**, the University Administration entered into a contract with VAA on August 1, 2017; and

**WHEREAS**, on September 29, 2017 the Board of trustees authorized the University Administration to enter into a contract for architectural and engineering services not to exceed \$520,000.00; and

**WHEREAS**, additional funding has been allocated to the project and construction cost savings are anticipated to allow for the Phase 3 build-out of the screening room and ancillary support areas;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby authorizes the University Administration to increase the not to exceed contract amount with VAA to \$620,000.00.

### **Fraternal Order of Police Dispatchers**

Trustee Vesey moved, and Trustee Gunning seconded, the motion to direct the Administration to execute and implement the collective bargaining agreement between Cleveland State University and the Fraternal Order of Police, Ohio Labor Council, Inc. Dispatchers, covering the period May 29, 2018 through December 31, 2020. The following resolution was passed by voice vote:

#### **RESOLUTION 2018-59**

#### **COLLECTIVE BARGAINING AGREEMENT BETWEEN CLEVELAND STATE UNIVERSITY AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. DISPATCHERS, (FOP DISPATCHERS)**

**WHEREAS**, the University and the Fraternal Order of Police, Ohio Labor Council, Inc., Dispatchers, have reached a final tentative agreement for the first collective bargaining agreement for members covered under said agreement for a thirty-one month period from May 29, 2018 through December 31, 2020; and

**WHEREAS**, the bargaining unit members of the FOP Dispatchers have ratified the tentative agreement on March 29, 2018;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby directs the Administration to execute and implement the collective bargaining agreement between Cleveland State University and the FOP Dispatchers, covering the thirty-one month period from May 29, 2018 through December 31, 2020.

### **President's Contract Performance Bonus**

Chairman Moore reported that, at the time the Executive Committee of the Board met to adjust President Berkman's contract for an earlier end to his service as president, the Committee recommended a 25% performance bonus. Trustee Kirk moved, and Trustee Adler seconded, the motion to approve a performance bonus for President Berkman in an amount representing 25% of his annual base salary on May 31, 2018. The following resolution was passed.

## **RESOLUTION 2018-60**

### **PRESIDENT'S CONTRACT PERFORMANCE BONUS**

**WHEREAS**, The Executive Committee of the Board of Trustees, pursuant to Sections 3.2 and 4.5 of the President's Employment Agreement, has performed its annual evaluation of President Ronald M. Berkman and has concluded that he has provided excellent, inspired, creative leadership that continues to allow Cleveland State to achieve success previously unattained at the University. He has met, and exceeded, the goals and objectives that were mutually agreed upon by the President and the Board of Trustees; and

**WHEREAS**, through President Berkman's continued strong leadership, he has developed the concept of monetizing University parking facilities and is encouraging it to proceed; has led the process to program and design plan for additional new student housing; is continuing the cultivation of additional donors to the University that will extend to the University Advancement Campaign past its already successful conclusion; has conceptualized and is implementing a Guaranteed Tuition Plan—only the fourth Ohio public university to do so—so that students and their families can be assured that their tuition will remain constant throughout their undergraduate enrollment; has established the Structural Solutions Work Group, to insure that the University maintains financial stability in the face of continued public funding uncertainties; has successfully brought the Ohio University Heritage College of Osteopathic Medicine into the Cleveland State-Northeast Ohio College of Medicine Consortium; has successfully recruited a director of intercollegiate athletics who has the ability to provide extraordinary leadership to the University's

athletic programs; has continued to find new and effective ways of communication with CSU faculty and students; has presided over the securing and renovation of space for the University's new School of Film, Television and Digital Media; has served for a second year as Chairman of the Inter-University Council of Ohio, being selected by his fellow presidents to lead their organization; has accelerated the University's significant upward movement in degree completion, which made possible the largest commencement ceremonies in the history of Cleveland State University, held on May 12, 2018; and

**WHEREAS**, the Executive Committee is recommending to the Board of Trustees, that, in light of President Berkman's accomplishments in meeting his goals and objectives as required, he is to receive a performance bonus in an amount that is twenty-five percent (25%) of his annual base salary as in effect on May 31, 2018, to which his goals and objectives have been measured.

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby approves a performance bonus for President Berkman in an amount representing 25% of his annual base salary on May 31, 2018.

#### **Recognition of Trustee and Past Chairman Bernie Moreno**

Chairman Moore acknowledged the distinguished service of Trustee and Past Chair Bernie Moreno and presented a resolution for approval. Trustee Adler moved, and Trustee Gunning seconded, the motion to approve the resolution recognizing Bernie Moreno for his distinguished service on the Cleveland State University Board of Trustees. The following resolution was passed.

#### **RESOLUTION 2018-61**

#### **RECOGNIZING BERNIE MORENO FOR HIS DISTINGUISHED SERVICE ON THE CLEVELAND STATE UNIVERSITY BOARD OF TRUSTEES**

**WHEREAS**, Bernie Moreno was appointed on June 1, 2011 by Governor John R. Kasich to the Cleveland State University Board of Trustees to fill the remainder of a term ending May 1, 2018; and

**WHEREAS**, during his tenure on the Board of Trustees, Mr. Moreno was elected to serve as Vice Chairman in three consecutive years, from 2013-2016, and for the past two years as Chairman; and

**WHEREAS**, prior to his appointment on the Board of Trustees, Mr. Moreno served on the Board of Directors of the CSU Foundation; and

**WHEREAS**, Mr. Moreno, as Chair of the CSU Board of Trustees, has led the University to the completion of its first fundraising campaign, raising over \$100 million, two years ahead of schedule; and

**WHEREAS**, Mr. Moreno's strong commitment to excellence and success, as well as to social and economic advancement through education and community service, is reflected in the numerous

awards and recognition he has received, in addition to gubernatorial appointments to serve as co-chair of the Opportunity Corridor Inclusion Advisory Committee and a member of the Governor's Ohio Task Force on Community-Police Relations; and

**WHEREAS**, Mr. Moreno, as a leading business entrepreneur and proponent of education, has generously committed \$1 million to create The Bernie Moreno Center for Sales Excellence, housed in the Monte Ahuja College of Business, to provide innovative and advanced educational programs and training in sales management and market analysis; and

**WHEREAS**, serving simultaneously as Chair of the Board of Trustees and Chair of the Presidential Search Committee, Mr. Moreno actively engaged the CSU and Greater Cleveland communities in identifying both the challenges to be faced by the University and the attributes required of its next leader, culminating in the hiring of Harlan M. Sands as the seventh president of 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. Bernie Moreno to the State of Ohio, Cleveland State University, and the Greater Cleveland community, and looks forward to his continued involvement with the University in the years to come. His dedication, innovative spirit, creativity, relaxed style and ability to achieve consensus among colleagues are unique; all with whom he has worked at Cleveland State have learned and benefitted from that interaction.

### **Recognition of President Ronald M. Berkman**

Chairman Moore presented the resolution in tribute to Dr. Ronald M. Berkman for his distinguished service as President of Cleveland State University. Trustee Kirk moved, and Trustee Adler seconded, the motion to approve the resolution recognizing Dr. Ronald M. Berkman as President Emeritus and Trustee Professor. The following resolution was passed with applause, followed by the presentation of an engraved, personalized Boston Rocker, and the appearance of the CSU Vikings mascot, Magnus, with a celebration cake picturing the Ronald Berkman Hall sign on the main classroom building recently renamed in his honor.

## **RESOLUTION 2018-62**

### **RECOGNITION OF DR. RONALD M. BERKMAN AS PRESIDENT EMERITUS AND TRUSTEES' PROFESSOR**

**WHEREAS**, Dr. Ronald M. Berkman has served Cleveland State University with exceptional leadership and distinction for nine years, as its sixth president; and

**WHEREAS**, under President Berkman's transformative leadership, Cleveland State University has evolved as "Cleveland's university" and has become a nationally-recognized urban institution; and

**WHEREAS**, through the creative vision of Dr. Berkman as an urban educator, a unique collaborative partnership has been formed, to establish an international baccalaureate school with the Cleveland Metropolitan School District on the campus of Cleveland State University, and subsequently expanded to establish a Science, Technology, Engineering, and Math (STEM) High School with the financial assistance and partnership of the KeyBank Foundation; and

**WHEREAS**, Dr. Berkman has developed and nurtured an additional diverse portfolio of public-private collaborative partnerships that have been a major part of the University's strategic plan, are vital to the University's identity, and have provided significant opportunities for students to obtain applied experience; these include, but are not limited to, the Parker Hannifin Corporation, Northeast Ohio Medical University and the Ohio University Heritage College of Osteopathic Medicine, nursing degree and clinical placement partnerships with University Hospitals, MetroHealth and the Cleveland Clinic, Sherwin-Williams, St. Vincent Charity Hospital, the Cleveland Museum of Art; and the NASA Glenn Research Center; and

**WHEREAS**, Dr. Berkman has successfully led the University to the completion of its first major fundraising campaign, *Engage: the Campaign for Cleveland State University*, two years ahead of schedule, resulting in over \$100 million raised for student success; and

**WHEREAS**, the vision of an Arts Campus at Playhouse Square has been realized through partnerships with The Cleveland Play House and the Playhouse Square Foundation; and was most recently expanded with the establishment of the School of Film & Media Arts, housed in the Idea Center at Playhouse Square; and

**WHEREAS**, thanks to President Berkman's visionary leadership and dedicated commitment to student success, Cleveland State University is recognized as a forceful leader of engaged learning and pioneer of cutting-edge initiatives and model systems in higher education; this has resulted in the attainment of historical records in enrollment, student retention and graduation rates, research, cost-saving measures, and revenue enhancement. During his presidency, some 33,000 students have received diplomas from Cleveland State University; and

**WHEREAS**, President Berkman has served as a major spokesman for Ohio higher education, being designated by Governor John Kasich to develop consensus among Ohio's state universities on both the operating and capital appropriations; he also served two years as Chairman of the Inter-University Council of Ohio;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland State University Board of Trustees is honored to confer the designation of "President Emeritus and Trustees' Professor", with all of the attendant rights and privileges, upon Dr. Ronald M. Berkman in appreciation and recognition of his transformative leadership and dedicated service as President of Cleveland State University from July 1, 2009 to May 31, 2018.

#### **ELECTION OF OFFICERS**

Trustee Adler, as Chair of the Nominating Committee, read the slate of Board Officers for 2018-2019. Trustee Kirk moved, and Trustee Reynolds seconded, the motion to approve the slate of officers as presented. The following resolution was passed by voice vote.

**RESOLUTION 2018-63**

**ELECTION OF OFFICERS FOR 2018-2019**

**BE IT RESOLVED** that the Cleveland State University Board of Trustees hereby elects the following persons to serve as officers for the 2018-2019 term: Trustee David H. Gunning II as Chair, Trustee June E. Taylor as Vice Chair, Trustee Terrence P. Fergus as Treasurer, Trustee Thomas W. Adler as Trustee Development Officer, and William J. Napier as Secretary to the Board of Trustees.

There being no further business, the meeting was adjourned at 11:30 a.m. A brief meeting of the Euclid Avenue Development Corporation, of which the voting trustees are members, was held following the Board meeting.

Respectfully submitted,

**APPROVED JUNE 29, 2018**

William J. Napier

Secretary to the Board of Trustees

**APPROVED JUNE 29, 2018**

Dan T. Moore III

Chair, Board of Trustees