

**KENT STATE UNIVERSITY
BOARD OF TRUSTEES
September 17, 2014
Urban Conference Room**

Board Members Present

Virginia Albanese
Stephen Colecchi
Margot James Copeland
Ralph Della Ratta
Dennis Eckart, Chair
Emilio Ferrara
Perry (PJ) Kimmel
Richard Marsh
Monique Menefee
Stephen Perry
Lawrence Pollock
Michael Solomon

KSU President's Cabinet Present

Beverly Warren, President
Todd Diacon
Alfreda Brown
Gregg Floyd
Iris Harvey
Greg Jarvie
Ed Mahon
Charlene Reed, University Secretary
Steve Sokany
Willis Walker
Joe Vitale
Joel Nielsen

CALL TO ORDER AND ROLL CALL

Board Chair Dennis Eckart called the meeting to order at 8:00 a.m. in the Urban Conference Room. Trustee Richard Marsh called the roll, and a quorum was present. He noted the purpose of the opening session was to meet as a committee of the whole to explore strategic issues and to receive updates from President Beverly Warren.

PROOF OF NOTICE

Chair Eckart stated that public notification was given pursuant to state law and university policy.

EXECUTIVE SESSION

Following meetings of the Board as a committee of the whole and of the standing committees, the Board reconvened at 11:15 a.m. for the purposes of executive session.

In accordance with Chapter 121.22, section G of the *Ohio Revised Code*, Chair Eckart announced the Board had a need to meet in Executive Session for the purposes of: (i) considering the employment and compensation of a public employee or official [121.22(G) (1)]; (ii) considering the purchase of property for public purposes [121.22 (G) (2)]; (iii) conference with attorney for the public body concerning disputes involving the public body that are the subject of court action [121.22 (G)(3)]; and (iv) preparing for, conducting, or reviewing negotiations or

bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment [121.22 (G)(4)].

Trustee Copeland moved, seconded by Trustee Marsh, that the Board retire into Executive Session.

By virtue of a unanimous roll call vote, the Board adjourned into Executive Session. The session concluded at 12:30 p.m. and Chair Eckart declared the meeting in recess.

APPROVAL OF THE AGENDA

The Board reconvened for the business portion of the meeting at 2:00 p.m. in Urban Conference Room. Chair Eckart requested additions or corrections to the afternoon's agenda. Hearing none, the agenda was approved by general consent.

REPORT OF THE CHAIR

Chair Eckart thanked everyone for being there as the Board gathered to conduct important business of the university and he noted the presence of a quorum.

In his opening remarks, Chair Eckart identified Trustee Perry as a new trustee and noted his professional experience as president of the Football Hall of Fame and his public service. Chair Eckart also noted that Trustee Perry has two grandchildren attending Kent State. He stated his gratitude that Governor John Kasich had appointed Trustee Perry to the Board. Trustee Perry expressed that it is an honor and a delight to serve as a member of the Board. Chair Eckart then identified Undergraduate Student Trustee Perry "PJ" Kimmel as a new trustee, observing that Trustee Kimmel is a finance major and an active student on campus. Chair Eckart also noted Trustee Kimmel's involvement and work with the Finance and Administration Committee of the Board along with the work of trustees Colecchi and Marsh for that committee.

Chair Eckart then recognized President Beverly Warren and her attendance at her first regularly scheduled Board meeting. Chair Eckart noted President Warren's immediate impact and approachability at Kent State University. President Warren then stated her belief that her energy had been fueled by all the special people she has encountered at the university. Chair Eckart then noted the presence of special guests Reverend Ronald Fowler and Gary Brahler.

Chair Eckart then thanked the trustees who have accepted leadership roles including Trustee Copeland, who has assumed the role of Chair of the Academic Excellence and Student Success Committee; Trustee Marsh, who took roles of the Audit and Compliance Committee Chair and representative to Foundation Board of Directors; Trustee Colecchi remaining as Vice Chair of the Board of Trustees and chairing the Finance and Administration Committee; Trustee Pollock chairing the External Relations and Development Committee; and Trustee Della Ratta chairing the Board's Investment Committee. Chair Eckart also recognized Trustee Albanese with a special thanks for her leadership in reviewing and revising the Board's rules and board

governance. Chair Eckart also recognized Trustee Della Ratta for his work with compensation issues. Chair Eckart continued by recognizing the candid and productive discussion that the morning's session of the Committee of the Whole produced. Chair Eckart then referenced the enlightening experience of Listening Tour events and his visits everywhere from Ashtabula to Florence, Italy, visiting with faculty, staff, students and many other members of the Kent State University community. He noted Kent State University's international presence and path to becoming a global university and how those efforts allow students to become global citizens of the world. Chair Eckart specifically highlighted that the Florence campus secures Kent State University in the middle of the historical and cultural city of Florence. Chair Eckart then moved to comments on the Board's direction of creating a symbiotic relationship with multiple stakeholders, including student leadership. Chair Eckart then recognized and introduced Gary Brahler, the new Chair of the Foundation Board of Directors. He noted the special relationship between the Board of Trustees and the Foundation Board and commended Chair Brahler for his strategic and tactical partnership with the Board of Trustees.

REPORT OF SPECIAL GUEST, GARY BRAHLER, CHAIR, KENT STATE FOUNDATION BOARD OF DIRECTORS

Mr. Brahler updated the Board of Trustees regarding recent Foundation Board activities, including the development of a new Foundation Board strategic plan, to be presented shortly to the full Board of Directors, that aligns with the larger university strategic plan, he said. Mr. Brahler acknowledged the historically positive relationship between the Board of Trustees and the Foundation Board, citing the Kent State University Hotel and Conference Center and the new building for the Division of Institutional Advancement as evidence of this relationship. Mr. Brahler noted the current focus of the Foundation Board is to continue to manage and grow foundation assets while determining how to provide more benefit to the university through the development of strategic collaborative alliances supportive of the core excellence of the university, its mission, and its message. Mr. Brahler recognized Trustee Marsh, Board of Trustees liaison to the Foundation Board, and encouraged Board members to attend Foundation Board meetings and activities. In closing, Mr. Brahler noted the Foundation Board looks forward to further strengthening its relationship with the Board of Trustees, including increased Board of Trustees input regarding the Foundation's foci and direction. Chair Eckart thanked Mr. Brahler for his remarks, and asked for questions, but heard none.

REPORT OF THE PRESIDENT

President Warren stated her pleasure in delivering her first report to the Board. Noting she had been warmly welcomed across Kent State and throughout Ohio, she emphasized the significance of understanding that people matter and that they need to know that they matter. Referencing the "butterfly effect" as a metaphor for Kent State, President Warren noted all the individual actions of the university family working together will create a stir in the atmosphere that will be felt broadly and widely. President Warren proceeded to introduce her five strategic priorities critical for Kent State's first year, and introduced staff responsible for these priorities. Beginning with Students First, President Warren introduced Vice President Greg Jarvie and David Garcia from

Enrollment Management and Student Affairs, and recognized the significance of Kent State's current student body, including record enrollment and the highest achieving freshman class in history, in addition to an increased number of ALANA and international students. President Warren concluded by stating the university is very healthy, and thanking Vice President Jarvie, Mr. Garcia, and their team for their fine work.

President Warren then introduced Provost Diacon and Dr. Eboni Pringle from Academic Affairs, and recognized their efforts relative to Destination Kent State and other undergraduate student services. Noting that Kent State's first-year retention is now at nearly 82%, the President commended Academic Affairs for its efforts. She then recognized Kent State students who are making a difference, introducing Vice President Alfreda Brown and Dana Lawless-Andric from Diversity, Equity, and Inclusion. President Warren presented the Upward Bound students, Jalessa Caples, Tajee Anderson, Dennis Meacham, Iniah Dunbar, Isaac Talley and Rachel Brown, who participated in a summer study abroad experience in Florence, Italy, prior to their first freshman semester at Kent State. She commended these students for their true courage and transformation and thanked them for inspiring others through their participation in this program.

Moving to the priority of Distinctive Identity, President Warren recognized Vice President Iris Harvey and Rebecca Murphy, who are responsible for university relations, public relations, and marketing. Vice President Harvey and Ms. Murphy will be instrumental in continuing to assist the university in refining who we are, and the President thanked them for their efforts thus far.

Regarding Global Competiveness, she updated the Board regarding the upcoming search for the vice president for research, which she has elevated to a cabinet-level position reflective of Kent State as a research university. She has engaged consultants and university leadership, including the deans and the Provost, to identify critical research strands of emphasis and capacity. President Warren then introduced Brian Peters, Assistant Professor of Architecture and Environmental Design, and Katherine Rawson, Associate Professor of Psychology, as examples of Kent State faculty excellence. Dr. Peters received the prestigious 2014 Research and Development Award from Architect Magazine for his project, Building Bytes, which uses digital technologies in architectural design to fabricate 3D printed ceramic brick, encouraging others to look at building projects very differently. Dr. Rawson's research in applied cognition assists students and faculty in discovering the best ways to learn and retain material. She has been recognized with numerous awards, including the Presidential Early Career Award for Scientists and Engineers and the Kavli Frontier Fellow Award from the National Academy of Sciences. President Warren congratulated and thanked Dr. Peters and Dr. Rawson for their accomplishments.

Moving to Local and Regional impact, the President introduced Interim Vice President Joe Vitale, and Dr. Geraldine Nelson of Human Resources, and recognized them for their leadership of Kent State's recent Employee Appreciation Day. More than 1,700 employees, including those on the evening third shift, participated in this event designed to express the university's appreciation of its talented employees and showcases opportunities for healthy living and services.

She then moved to Vibrant and Sustainable Future by introducing Interim Vice President of Institutional Advancement, Steve Sokany. President Warren said she was pleased to note that, although it is early in her administration, both the number of donors and the amount of giving has increased from the same time period last year. Donors have increased from 4,596 donors to 4,805, while giving has increased from \$4.2 to \$4.8 million. She thanked the division for its efforts. President Warren then introduced Senior Vice President Gregg Floyd and Tom Euclide, and recognized them for their role in recent university dedications and groundbreakings. She thanked both for their leadership relative to the Foundations of Excellence Plan, a plan she referred to as aggressive and transformative.

President Warren concluded her remarks by noting that this is an engaged group of individuals who care deeply about Kent State and that the university is going places. Trustee Eckart thanked President Warren for her presentation, asked if there were any questions, and heard none.

DISPOSITION OF MINUTES

Chair Eckart requested additions, corrections, or deletions to the minutes of the meeting of May 28, 2014. Hearing none, the minutes were approved by general consent.

PERSONNEL ACTIONS

Chair Eckart asked President Warren to present the personnel actions. President Warren called on Provost Diacon to present the academic personnel actions followed by Interim Vice President Vitale to present the non-academic personnel actions.

ACADEMIC PERSONNEL

Provost Diacon reported that the personnel actions to be considered at this meeting were routine in nature.

NON-ACADEMIC PERSONNEL

Interim Vice President Vitale commented that all non-academic actions were routine in nature.

ACTION: There were no objections to placing the personnel actions on the consent agenda.

COMMITTEE REPORTS

Chair Eckart called on Committee Chair Larry Pollock to present the report of the External Relations and Development Committee.

EXTERNAL RELATIONS AND DEVELOPMENT COMMITTEE

Trustee Pollock began his report, noting that the External Relations and Development Committee met this afternoon to consider eight management decision items and received an update on fundraising. After verifying that the proposed naming actions complied with university naming policy and procedures, the Committee recommended their approval.

NAMING RECOMMENDATIONS FOR COLLEGE OF APPLIED ENGINEERING, SUSTAINABILITY AND TECHNOLOGY BUILDING

The naming actions for the College of Applied Engineering, Sustainability and Technology building are described in the resolutions below.

Resolution 2014-55

NAMING OF THE AJAX TOCCO MAGNETHERMIC CASTING LABORATORY

WHEREAS, the College of Applied Engineering, Sustainability, and Technology (CAEST) serves as a center of technical knowledge and industrial expertise; and

WHEREAS, Ajax TOCCO Magnethermic recognizes the value of the college's industrial technology programs and the potential for program growth; and

WHEREAS, the company has committed \$109,550 in state-of-art, research-capable casting equipment for the new building while providing a great experiential learning experience by involving Kent State students in the design and build of this equipment; now, therefore,

BE IT RESOLVED, the Kent State University Board of Trustees on behalf of the CAEST and its current and future students and alumni who will benefit from this gift, memorialize the University's sincere appreciation to Ajax TOCCO Magnethermic for its generosity; and

BE IT FURTHER RESOLVED, that the Kent State University Board of Trustees, in accordance with University policy, hereby names the Ajax TOCCO Magnethermic Casting Laboratory in Kent State University's new Aeronautics and Technology building.

Resolution 2014-56

**NAMING OF THE
LUBRIZOL GRADUATE STUDENTS OFFICE**

WHEREAS, the College of Applied Engineering, Sustainability, and Technology (CAEST) serves as a center of technical knowledge and industrial expertise; and

WHEREAS, Lubrizol and the Lubrizol Foundation have been integrally involved and extremely supportive in the development and implementation of a sustainable technology curriculum at CAEST; and

WHEREAS, the company and its foundation have provided specific software and expertise for the same program as well as a \$25,000 contribution to the building fund for the new facility; and

WHEREAS, Lubrizol executives currently are participating as active members in the college's Industrial Advisory Board and Sustainability Committee; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees on behalf of the CAEST, its current and future students who will benefit from this gift, memorialize the University's sincere appreciation to Lubrizol and the Lubrizol Foundation for their generosity; and

BE IT FURTHER RESOLVED, that the Kent State Board of Trustees, in accordance with University policy, hereby names the Lubrizol Graduate Students Office in Kent State University's new Aeronautics and Technology building.

Resolution 2014-57

**NAMING OF THE
ROCKWELL AUTOMATION ADVANCED MECHATRONICS
LABORATORY**

WHEREAS, the College of Applied Engineering, Sustainability and Technology (CAEST) serves as a center for excellence in mechatronics curriculum; and

WHEREAS, Rockwell Automation is integrally involved in the development and maturation of this program; and

WHEREAS, Rockwell Automation has provided generous support in excess of \$15 million as well as the personal involvement of its highest executives who serve in CAEST advisory positions; and

WHEREAS, the latest commitment of \$667,000 in state-of-art mechatronics equipment has been designated for the new CAEST building currently under construction; and

WHEREAS, this gift provides vast benefit to the university, its students, CAEST, and the economic development of our region; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees, on behalf of CAEST and its current and future students who will benefit from this gift, memorialize the University's sincere appreciation to Rockwell Automation for its generosity; and

BE IT FURTHER RESOLVED, that the Kent State University Board of Trustees, in accordance with University policy, hereby names the Rockwell Automation Advanced Mechatronics Laboratory in Kent State University's new Aeronautics and Technology building.

NAMING OF THE PAYTON STUDENT GALLERY

Trustee Pollock presented the recommendation for naming the student gallery in the new Center for Visual Arts complex.

Resolution 2014-58

**NAMING OF
THE PAYTO STUDENT GALLERY
IN HONOR OF NICK, JENNIE AND STELLA ZYWAR PAYTO**

WHEREAS, Gerald and Christie Payto through their philanthropy are committed to "transforming lives through the arts;" and

WHEREAS, Gerald Payto is an alumnus of Kent State University with a Bachelor of Architecture degree and is founder and president of Payto Architects in Cleveland; and

WHEREAS, Christie Payto is the spouse of Gerald Payto and attends many art, fashion, and architecture events, along with her husband; and

WHEREAS, Gerald and Christie Payto have made a \$30,000 commitment toward the renovation and construction of the Center for the Visual Arts, the new home of the School of Art; and

WHEREAS, Gerald Payto wishes to honor his aunt, uncle and grandmother who were instrumental in his upbringing; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees, on behalf of Kent State University and current and future students who will benefit from this facility, memorialize the University's sincere appreciation to Gerald and Christie Payto for their generosity; and

BE IT FURTHER RESOLVED, that the Kent State University Board of Trustees, in accordance with University policy, hereby names The Payto Student Gallery in honor of Nick, Jennie and Stella Zywar Payto, in the Center for the Visual Arts building at Kent State University.

NAMING OF THE WESTFIELD INSURANCE CAMPUS TOUR CENTER

Trustee Pollock recommended Board approval of the naming of Room 204 in the Kent Student Center in honor of the contributions of the Westfield Insurance Foundation.

Resolution 2014-59

**NAMING OF THE
WESTFIELD INSURANCE CAMPUS TOUR CENTER**

WHEREAS, the Westfield Insurance Foundation recognizes Kent State University's role as a center for excellence in higher education, regional economic development and community engagement; and

WHEREAS, Westfield Insurance Foundation and Kent State are committed to the development of learning opportunities that help students attain knowledge and skills necessary for responsible citizenship and productive careers; and

WHEREAS, Westfield Insurance Foundation has served as a key industry partner in the development of Kent State University's Bachelor of Science in Insurance Studies to foster student awareness and interest in career opportunities in the insurance industry; and

WHEREAS, Westfield Insurance Foundation, in recognition of the university's leadership in economic development and the redevelopment of insurance education, provided a \$500,000 commitment toward the establishment of an insurance education endowment; and

WHEREAS, Westfield Insurance's association with the Campus Tour Center (Room 204 Kent Student Center) will help promote productive careers for current and future Kent State University students; now, therefore,

BE IT RESOLVED, that the Board of Trustees, on behalf of Kent State University and current and future students and alumni who will benefit from this valuable resource, memorializes the University's sincere appreciation to the Westfield Insurance Foundation for its generosity; and

BE IT FURTHER RESOLVED, that the Kent State University Board of Trustees, in accordance with university policy, hereby names the Westfield Insurance Campus Tour Center in the Kent Student Center at Kent State University.

NAMING OF THE TIMKEN FOUNDATION ACTIVE LEARNING CLASSROOM

Trustee Pollock then noted the committee recommended the naming of the Timken Foundation Active Learning Classroom in the Integrated Sciences Building now under development.

Resolution 2014-60

**NAMING OF THE
TIMKEN FOUNDATION ACTIVE LEARNING CLASSROOM**

WHEREAS, Kent State University serves as a center for excellence in higher education and economic development in Northeast Ohio; and

WHEREAS, the Timken Foundation of Canton is committed to supporting Science, Technology, Engineering and Mathematics (STEM) education in Northeast Ohio; and

WHEREAS, the philanthropic commitments of the Timken Foundation of Canton positively impact the quality of student education in the sciences and provides additional opportunities for graduates to pursue long-term careers in industry; and

WHEREAS, the Timken Foundation of Canton, recognizing the university's importance in the development of a prepared 21st-century workforce, has provided a \$1 million commitment to support the construction of the Active Learning Classroom in the future Interdisciplinary Science Building; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees, on behalf of Kent State University and current and future students who will benefit from this facility, memorialize the University's sincere appreciation to the Timken Foundation of Canton for its generosity; and

BE IT FURTHER RESOLVED, that the Kent State University Board of Trustees, in accordance with university policy, hereby names the Timken Foundation Active Learning Classroom in the future Interdisciplinary Science Building at Kent State University.

*NAMING OF FACILITIES WITHIN THE STARK CAMPUS SCIENCES
BUILDING*

Trustee Pollock then went on to present two naming recommendations within the new Sciences Building, now under construction at the Stark Campus.

Resolution 2014-61

**NAMING OF
THE DEUBLE FOUNDATION STUDENT LOUNGE AND
THE DEUBLE FOUNDATION CONFERENCE ROOM**

WHEREAS, The George H. Deuble Foundation of North Canton recognizes Kent State University at Stark's role as a center for excellence in higher education and community engagement in Stark County; and

WHEREAS, The George H. Deuble Foundation serves as an enduring example of how the legacy of George H. Deuble, an early advocate of education in Stark County, can continue to foster scientific scholarship and educational aspirations for generations of students; and

WHEREAS, The George H. Deuble Foundation recognizes the university's importance in Stark County's development, providing a \$300,000 gift toward the construction of the new Sciences Building ground floor student lounge (Room 003) and the second floor conference room (Room 218); now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees, on behalf of Kent State University at Stark and current and future students and alumni who will benefit from this valuable resource, memorializes the University's sincere appreciation to The George H. Deuble Foundation for its generosity; and

BE IT FURTHER RESOLVED, that the Kent State University Board of Trustees, in accordance with university policy, hereby names The Deuble Foundation Student Lounge and The Deuble Foundation Conference Room in Kent State University at Stark's new Sciences Building.

Resolution 2014-62

NAMING OF THE HOOVER FOUNDATION GEOLOGY TEACHING LABORATORY, THE HOOVER FOUNDATION GEOLOGY RESEARCH LABORATORY AND THE HOOVER FOUNDATION SPECIMEN PREPARATION ROOM

WHEREAS, The Hoover Foundation recognizes Kent State University at Stark's role as a center for excellence in higher education and community engagement in Stark County since 1946; and

WHEREAS, The Hoover Company was founded in North Canton in 1908 and became a world leader in floor care, providing a livelihood for generations of Stark County workers and improving the quality of life for area residents; and

WHEREAS, The Hoover Foundation, recognizing the university's importance in Stark County's development, provided a \$250,000 gift toward the construction of the new Sciences Building geology teaching laboratory (Room 024), geology research laboratory (Room 022), and specimen preparation room (Room 026); and

WHEREAS, this commitment serves as an enduring example of how the legacy of a company and its founders can continue to foster scientific scholarship and educational aspirations for generations of Kent State Stark students; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees, on behalf of Kent State University at Stark and current and future students who will benefit from this valuable resource, expresses its sincere appreciation to The Hoover Foundation for its generosity; and

BE IT FURTHER RESOLVED, that the Kent State University Board of Trustees, in accordance with university policy, hereby names The Hoover Foundation Geology Teaching Laboratory, The Hoover Foundation Geology Research Laboratory, and The Hoover Foundation Specimen Preparation Room in Kent State University at Stark's new Sciences Building.

Trustee Pollock reiterated that these recommendations are consistent with university naming policy and procedures, and the committee recommended that they be placed on the consent agenda.

Trustee Pollock then remarked that the committee received a fundraising update from Interim Vice President of Institutional Advancement, Steve Sokany, which shows that gift commitments to date are in excess of \$4 million.

With that, Trustee Pollock concluded his report.

ACTION: There were no objections to placing the management decision items on the consent agenda.

Chair Eckart then called on Trustee Margot Copeland to give the report of the Academic Excellence and Student Success Committee.

ACADEMIC EXCELLENCE AND STUDENT SUCCESS COMMITTEE

Committee Chair Margot Copeland stated that the Academic Excellence and Student Success Committee met this morning and considered four management decision items, as well as two information items.

Trustee Copeland reported the recommendations listed below were reviewed and approved through the appropriate faculty and college committees, the Educational Policies Council and Faculty Senate, and carried the endorsement of the Provost and the President. She noted the following decision items all are recommended for approval as part of the consent agenda.

CONFERRAL OF DEGREES, SPRING 2014

Trustee Copeland announced that the committee recommended approval of Resolution 2014-63, which recognizes the university's award of 4,246 degrees in spring 2014 - 742 associate degrees, 2,574 bachelor's degrees, 782 master's degrees, 4 educational specialist degrees, and 144 doctoral degrees.

Resolution 2014-63

**CONFERRAL OF DEGREES
Spring 2014**

WHEREAS, Section 3341.05 of The Revised Code of Ohio provides that "...On the recommendation of the (KSU) faculty, the (KSU) Board of Trustees may confer such honorary and academic degrees as are customarily conferred by colleges and universities in the United States..."; and

WHEREAS, the Faculties, Deans and Directors of Kent State University's Colleges and Schools recommend that appropriate degrees be conferred on those Kent State students who completed – during the period December 15, 2013, to May 16, 2014 – the various requirements of the respective programs of study they pursued; and

WHEREAS, the University has recognized completion of said programs of study by awarding diplomas as appropriate at a suitable time, during the period cited, upon such persons listed in the accompanying Summary of Candidates for Degrees; now, therefore,

BE IT RESOLVED that the Kent State University Board of Trustees hereby confirms the conferral of their respective degrees upon those persons who have been officially recorded by the Kent State University Registrar as having completed the requirements during said period December 15, 2013, to May 16, 2014.

REVISION IN NUMBER AND APPOINTMENT OF DIRECTORS FOR THE KSU FOOT & ANKLE CLINIC BOARD OF DIRECTORS

Trustee Copeland then noted that the committee recommended approval of Resolution 2014-64, revising the number and appointment of directors for the KSU Foot & Ankle Clinic Board of Directors.

Resolution 2014-64

**REVISION OF NUMBER AND APPOINTMENT OF DIRECTORS
FOR THE KSU FOOT & ANKLE CLINIC BOARD OF DIRECTORS**

WHEREAS, Kent State University, being the sole member of the KSU Foot & Ankle Clinic, an Ohio nonprofit corporation, holds the authority to appoint qualified candidates to the KSU Foot & Ankle Clinic Board of Directors; and

WHEREAS, the Board of Directors currently consists of three members; and

WHEREAS, modifying the number of directors is in the best interest of the KSU Foot & Ankle Clinic, increasing representation from the university and the podiatric medicine community; now, therefore,

BE IT RESOLVED, that the number of members of the KSU Foot & Ankle Clinic Board of Directors shall be increased; and

BE IT FURTHER RESOLVED, that Kent State University hereby ratifies and approves the appointment of Dr. Joseph Favazzo, Dr. Richard Berkowitz, and Dr. William Saar to the existing Board of Directors; and

BE IT FURTHER RESOLVED, that the following individuals be and hereby are the directors of the KSU Foot & Ankle Clinic Board of Directors to serve in such capacities until the election and qualification of their respective successor(s):

Richard Dibacco
Charles Greene
Constance Hawke
Joseph Favazzo
Richard Berkowitz
William Saar

BE IT FURTHER RESOLVED, the Kent State University Board of Trustees delegates all necessary authority to the President as necessary to execute similar appointments on behalf of the university in the future.

REVISION TO FACULTY SENATE BYLAWS AND CHARTER PERTAINING TO REPRESENTATION OF THE REGIONAL COLLEGE

Trustee Copeland then noted that the committee recommended approval of Resolution 2014-65, which establishes Faculty Senate representation for the Regional College.

Resolution 2014-65

ESTABLISHMENT OF FACULTY SENATE MEMBERSHIP FOR REGIONAL COLLEGE

WHEREAS, the Constitution of Kent State University requires the university to maintain a register of policies and procedures (University Policy Register); and

WHEREAS, the current Faculty Senate Charter provides in Section (I)(7) that the Board of Trustees reserves the power to initiate and make changes to this charter or to take other actions in accordance with sections 3341.01 to 3341.06 of the Revised Code or any applicable statute, or rules, directives, or regulations of the Ohio Board of Regents; and

WHEREAS, the Constitution of Kent State University and the current Faculty Senate Charter provide that any such revisions to the Faculty Senate Charter and Bylaws shall not be effective until formally approved by the President and the Board; and

WHEREAS, on October 11, 2010, such revisions were made to amend the Faculty Senate Charter and Bylaws to establish Senate membership for the newly created Regional College; and

WHEREAS, the revisions were approved by the Faculty Senate, but there is no formal record that such revisions were submitted to the President and Board for approval; and

WHEREAS, such revisions have been reaffirmed by the Senate and have received the approval of the President, and now must receive approval from the Board in accordance with policy; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees hereby approves the adoption of revisions to University Policy 3342-2-05 Faculty Senate Charter and University Policy 3342-2-06 Faculty Senate Bylaws, establishing Senate membership for the Regional College, effective October 1, 2014.

REVISION OF UNIVERSITY POLICY REGARDING ADMINISTRATION OF STUDENT CONDUCT

Trustee Copeland then noted that the committee recommended approval of Resolution 2014-66, which revises University Policy 3342-4-02 regarding administration of student conduct.

Resolution 2014-66

**REVISION OF UNIVERSITY POLICY 3342-4-02
REGARDING ADMINISTRATION OF STUDENT CONDUCT**

WHEREAS, the Constitution of Kent State University requires the university to maintain a register of policies and procedures (University Policy Register); and

WHEREAS, the Division of Enrollment Management and Student Affairs and the Office of General Counsel have reviewed University Policy 3342-4-02 Regarding Administration of Student Conduct; and

WHEREAS, the proposed policy was revised to comply with federal guidelines, update terminology, provide for consistent application, and reflect national best practices; now therefore,

BE IT RESOLVED that the Kent State University Board of Trustees hereby approves the revision of University Policy 3342-4-02 Regarding Administration of Student Conduct, effective October 2, 2014.

Trustee Copeland thanked Dr. Eboni Pringle for presenting to the committee on the Freshman Experience, calling the program robust and engaging. Trustee Copeland also thanked Provost Diacon and Vice President Jarvie for their continued reporting regarding enrollment and retention.

With that, Trustee Copeland concluded her report.

ACTION: There were no objections to placing the management decision items on the consent agenda.

Chair Eckart asked Trustee Richard Marsh to give the Audit and Compliance Committee report.

AUDIT AND COMPLIANCE COMMITTEE

Trustee Marsh stated that the Audit and Compliance Committee met this morning and discussed the activities performed by the Office of Internal Audit for fiscal year 2014 providing independent appraisals of the financial and operational controls of the university. The committee also heard a presentation on the function of the Office of Internal Audit, including the scope of audit services and opinions. Trustee Marsh referred the Board to the fourth quarter report of the fiscal year 2014 Audit Plan comparing budgeted hours to actual, and noted there were no unusual items to report.

With that, Trustee Marsh concluded the Audit and Compliance Committee report.

Chair Eckart then called on Trustee Stephen Colecchi to give the Finance and Administration Committee report.

FINANCE AND ADMINISTRATION COMMITTEE

Trustee Colecchi noted that the Finance and Administration Committee considered eight management decision items in addition to routine information items that are prepared by the administration for each meeting of the Board of Trustees. The information items were routine in nature, he reported.

He stated the following management decision items all are recommended for approval as part of the consent agenda.

AMENDMENT OF PAY STRUCTURES FOR UNREPRESENTED CLASSIFIED CIVIL SERVICE STAFF AND UNCLASSIFIED HOURLY STAFF

Trustee Colecchi then noted that the committee recommended approval of Resolution 2014-67, an amendment of pay structure for unrepresented classified civil service and unclassified hourly staff.

Resolution 2014-67

**AMENDMENT OF PAY STRUCTURE FOR UNREPRESENTED
CLASSIFIED CIVIL SERVICE STAFF AND UNCLASSIFIED HOURLY
STAFF**

WHEREAS, Section 3345.31 of the *Ohio Revised Code* authorizes the Board of Trustees of Kent State University to establish compensation plans, including pay structures for all employees not represented in a bargaining unit, and to establish rules or policies for the administration of the compensation plans; and

WHEREAS, the Board of Trustees authorized a compensation plan for classified civil service staff, who are not in a recognized bargaining unit, effective June 30, 1991; and

WHEREAS, the pay structure associated with the plan is reviewed and amended periodically to reflect changes in economic and market conditions; and

WHEREAS, the attached pay structure has been recommended by the Interim Vice President for Human Resources and approved by the President; and

WHEREAS, Administrative Policy 3342-6-07.2 Regarding the Compensation Plan for Classified Civil Service Staff Who Are Not in a Recognized Bargaining Unit requires that the Board of Trustees of Kent State University authorize this amendment to the pay structure for Unrepresented Classified Civil Service Staff, on behalf of the university; and

WHEREAS, Administrative Policy 3342-6-05.2 Regarding Unclassified Hourly Employees requires unclassified hourly employees be paid in accordance with the same administrative policies as classified employees; now therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees hereby approves the attached Pay Structures for Unrepresented Classified Civil Service Staff and Unclassified Hourly Staff, effective with the pay period inclusive of September 1, 2014, and the Classified Unrepresented Civil Service Pay Structure Addendum Market Adjusted Hiring Rates, effective the same date.

AMENDMENT OF ADDITIONAL SALARY STRUCTURES

Trustee Colecchi then noted that the committee recommended approval of Resolution 2014-68, an amendment of salary structures for unclassified administrative and professional exempt staff and unclassified nonexempt staff not represented in a bargaining unit.

Resolution 2014-68

AMENDMENT OF SALARY STRUCTURES FOR UNCLASSIFIED ADMINISTRATIVE AND PROFESSIONAL EXEMPT STAFF AND UNCLASSIFIED NONEXEMPT STAFF NOT REPRESENTED IN A BARGAINING UNIT

WHEREAS, Section 3345.31 of the *Ohio Revised Code* authorizes the Board of Trustees of Kent State University to establish compensation plans, including pay structures for all employees not represented in a bargaining unit, and to establish rules or policies for the administration of the compensation plans; and

WHEREAS, the Board of Trustees authorized the establishment of an Administrative and Professional pay structure for unclassified exempt administrative and professional staff with continuing appointments, effective August 1, 1999; and

WHEREAS, the pay structures associated with the plan are reviewed and amended periodically to reflect changes in economic and market conditions; and

WHEREAS, the attached revised pay structures have been recommended by the interim Vice President for Human Resources and approved by the President; and

WHEREAS, the Kent State University Board of Trustees approved the creation of separate functional/divisional structures for Unclassified Administrative and Professional Exempt Staff and Unclassified Nonexempt Staff, effective November 1, 2013. The structures are: President, Academic Affairs and Regional Campuses, Institutional Advancement, Information Services, University Relations, Business and Finance, Enrollment Management and Student Affairs, Human Resources, Diversity, Cross Divisional, and Athletics – Support Positions and Coaches; now therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees hereby approves a 1.5% adjustment to the 12-Month Salary Structures for Unclassified Administrative and Professional Exempt Staff and Unclassified Nonexempt Staff. The structures are: President, Academic Affairs and Regional Campuses, Institutional Advancement, Information Services, University Relations, Business and Finance, Enrollment Management and Student Affairs, Human Resources, Diversity, Cross Divisional, and Athletics – Support Positions and Coaches. This adjustment will be effective September 1, 2014 for Unclassified Administrative and Professional Exempt Staff and for Intercollegiate Athletics. The structure adjustments for Unclassified Nonexempt Staff are effective August 24 (the last payroll date in August that includes September 1, 2014).

*KENT CAMPUS EASEMENT TO OHIO EDISON FOR BASEBALL AND
SOFTBALL TRAINING FACILITY*

Trustee Colecchi then noted that the committee recommended approval of Resolution 2014-69, granting a Kent Campus easement to Ohio Edison for the baseball and softball training facility.

Resolution 2014-69

**KENT CAMPUS EASEMENT TO OHIO EDISON
FOR BASEBALL AND SOFTBALL TRAINING FACILITY**

WHEREAS, the Ohio Edison Company is seeking a non-exclusive easement in the City of Kent, Portage County, for the purpose of installing and maintaining electrical lines to provide electrical energy to the new baseball and softball training facility on Campus Center Drive; and

WHEREAS, the granting of the easement will inure to the benefit of Kent State University by providing electrical energy to the baseball and softball training facility and thus contributing to the quality of the athletic experience at the Kent Campus; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees hereby authorizes the Senior Vice President for Finance and Administration to enter into a 25-year non-exclusive easement agreement with the Ohio Edison Company for the purpose of installing and maintaining electrical lines to provide electrical energy to the baseball and softball training facility on Campus Center Drive.

*RENEWAL OF KENT CAMPUS EASEMENT FOR OHIO EDISON
SUBSTATION*

Trustee Colecchi then noted that the committee recommended approval of Resolution 2014-70, a renewal of an existing Kent Campus easement for an Ohio Edison substation.

Resolution 2014-70

**RENEWAL OF KENT CAMPUS EASEMENT
FOR OHIO EDISON SUBSTATION**

WHEREAS, the Ohio Edison Company is seeking to renew an existing non-exclusive easement in the City of Kent, Portage County, for the purpose of installing, maintaining and operating electrical lines, poles, wires and appurtenances for the transmission and distribution of electrical energy between the easement area and Summit Street Extension; and

WHEREAS, Kent State University will receive consideration in the sum of \$3,708 for the granting of the easement for a period of three years, commencing on June 1, 2014 and expiring on May 31, 2017; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees hereby authorizes the Senior Vice President for Finance and Administration to enter into a three-year non-exclusive easement agreement with the Ohio Edison Company for the purpose of installing, maintaining and operating electrical lines, poles, wires and appurtenances for the transmission and distribution of electrical energy between the easement area and Summit Street Extension.

*APPROVAL OF VENDOR SELECTION AUTHENTICATION AND
PROCTORED TESTING SERVICES*

Trustee Colecchi then noted that the committee recommended approval of Resolution 2014-71, approval of vendor selection for authentication and proctored testing services for fully online courses.

Resolution 2014-71

**APPROVAL OF VENDOR SELECTION FOR AUTHENTICATION AND
PROCTORED TESTING SERVICES FOR FULLY ONLINE COURSES**

WHEREAS, University Policy 3342-7-12 requires Board of Trustees approval of any single agreement to purchase goods and/or services with an estimated total cost of \$1 million or more, including the initial term and any optional renewals; and

WHEREAS, the Kent State University Office of Continuing and Distance Education requires authentication and proctored testing services for Kent State University students enrolled in fully online courses; and

WHEREAS, the estimated cost for these services is a three-year initial term of \$1.2 million, with the potential of three, one-year extensions at approximately \$400,000 each year, to be funded by the Office of Continuing and Distance Education through the Distance Learning fee; and

WHEREAS, in response to a request for proposal issued by the Kent State University procurement department, ProctorU provided the proposal with the best overall value; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees hereby authorizes the Senior Vice President for Finance and Administration to enter into a contract with ProctorU for the provision of authentication and proctored testing services for three years plus a university option to renew up to three additional one-year periods in accordance with University Policy 3342-7-12.

AMENDMENT OF UNIVERSITY POLICY REGARDING UNIVERSITY INVESTMENTS

Trustee Colecchi then noted that the committee recommended approval of Resolution 2014-72, an amendment of university policy regarding university investments.

Resolution 2014-72

**AMENDMENT OF UNIVERSITY POLICY REGARDING
UNIVERSITY INVESTMENTS (3342-7-03)**

WHEREAS, Section 3345.05 (C) of the Ohio Revised Code assigns the oversight for investments made by public universities to the board of trustees of each state-supported university; and

WHEREAS, Section 3345.05 (C) also requires that such investments be made in accordance with an investment policy adopted by the board of trustees consistent with all provisions contained in Section 3345.05; and

WHEREAS, the Board's Investment Committee has worked with university administration along with its investment advisor, Graystone Consulting, to develop the appropriate language for clarity and purpose of the university's investment decisions; and

WHEREAS, the Investment Committee recommends the revised policy be adopted; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees adopts amendments to University Policy 3342-7-03 Regarding University Investments as contained in the attachment.

CONSIDERATION OF PROPERTY MATTERS

Trustee Colecchi then noted that the committee recommended approval of Resolution 2014-73, construction of an institutional advancement building on property leased from and financed through the Portage County Port Authority.

Resolution 2014-73

CONSTRUCTION OF AN INSTITUTIONAL ADVANCEMENT BUILDING ON PROPERTY LEASED FROM AND FINANCED THROUGH THE PORTAGE COUNTY PORT AUTHORITY

WHEREAS, a 3.75-acre parcel of land at the corner of Summit and Lincoln streets known as the Dubois property (Dubois Property) is of strategic importance to Kent State University and was acquired by the Portage County Port Authority through bonds issued in 2013 (the “2013 Bonds”) and leased to the university as of December 13, 2013 (the “Original Lease”); and

WHEREAS, the university believes it is in its best interests to further the development of the Dubois Property by constructing an approximately 34,400 square-foot Institutional Advancement Building thereon (the “Project”), given its proximity to the campus and the Esplanade; and

WHEREAS, the university wishes to again partner with the Portage County Port Authority (the “Port Authority”) to finance and construct the Project on the Dubois Property, and the Port Authority has an interest in supporting the university and regional economic development; and

WHEREAS, the Port Authority has passed a resolution authorizing financing and construction of the Project through the issuance of Port Authority Bonds that will be issued to refund the 2013 Bonds and to acquire, construct and equip the Project; and

WHEREAS, the Port Authority and the university plan to enter into an Amended and Restated Lease of the Dubois Property and Project (the “Lease”), which requires Lease payments to be appropriated each fiscal year and other payments to be made pursuant to the Lease; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees desires to approve the Project and hereby authorizes the Senior Vice President for Finance and Administration to proceed in accordance with University Policy 3342-7-04 as follows:

- 1) enter into an Amended and Restated Lease with the Port Authority, in substantial accordance with the terms and conditions set forth in the draft attached hereto; and
- 2) enter into and execute such other agreements and certificates as necessary or desirable in order to carry out the Lease and for the construction of the Project, including but not limited to a Construction Agency Agreement as described in the Lease; and

- 3) appropriate funds for the current fiscal year necessary to make payments and other payments required by the Lease, other than from monies appropriated to it directly by the State.

Trustee Colecchi then noted that the committee recommended approval of Resolution 2014-74, authorizing the sale of property to the City of Kent.

Resolution 2014-74

SALE OF PROPERTY TO THE CITY OF KENT

WHEREAS, the Kent State University Board of Trustees holds land located in the City of Kent, Block E Kent State University Central Gateway SD, Parcel ID 17-024-40-00-057-005; and

WHEREAS, the Kent State University Board of Trustees has determined that the 0.055-acre tract of land located in the City of Kent, Block E, Kent State University Central Gateway SD is not needed for university purposes; and

WHEREAS, the City of Kent desires to purchase the 0.055-acre tract of land to construct new police facilities located within the southeast corner of Depeyster Street and Haymaker Parkway; and

WHEREAS, the development by the City of Kent will provide improved public safety services to the local community; and

WHEREAS, upon receipt of authorization by the Board of Trustees to sell the property listed above, the required approvals will be sought from the State of Ohio; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees hereby authorizes the Senior Vice President for Finance and Administration to proceed with and conclude the sale of the above described property, for the appraised value of \$12,000.

Lastly, Trustee Colecchi noted a new vendor expenditure report that contains any vendor expenditures that exceed \$500,000 which is part of Kent State University's procurement policy.

With that, Trustee Colecchi concluded the report of the Finance and Administration Committee.

ACTION: There were no objections to placing the management decision items on the consent agenda.

ACTION: Trustee Marsh moved, seconded by Trustee Pollock, that the consent agenda be approved. There were no objections. The motion passed.

NEW BUSINESS

RESOLUTION OF APPRECIATION TO DR. RONALD FOWLER

Chair Eckart called on Trustee Richard Marsh to present a resolution of appreciation honoring Dr. Ronald Fowler, who recently completed his employment with Kent State University.

Resolution 2014-75

RESOLUTION OF APPRECIATION TO DR. RONALD J. FOWLER

WHEREAS, Kent State University, Northeast Ohio, the nation, and our world have benefitted greatly from Dr. Ronald J. Fowler's dedication to the betterment of life and education for all; and

WHEREAS, he first joined Kent State as an undergraduate student and football player, earning his bachelor's degree in education in 1959, before receiving graduate degrees in divinity from Anderson College and the Pittsburgh Theological Seminary; and

WHEREAS, given his tireless service, boundless compassion and abundant optimism, Dr. Fowler is revered as a servant-leader of the highest order, exemplified by his 40 years in pastoral roles at the Arlington Church of God in Akron and devotion to community organizations and members far too numerous to cite here; and

WHEREAS, his commitment to building a brighter future has shined brightly in the arena of education, with his distinguished service as chair and member of the Akron Public Schools Board of Education and mentorship of students of all ages and backgrounds; and

WHEREAS, Dr. Fowler rejoined his alma mater in 2007 as Chair of President Lester A. Lefton's Commission on Inclusion and served as special assistant to the president for community engagement from 2009 through June of 2014 and as a member of the Presidential Search Committee that recommended Dr. Beverly J. Warren as Kent State's 12th President; and

WHEREAS, Dr. Fowler has received many awards and recognitions for his leadership excellence, including induction into the inaugural Hall of Fame class of the College of Education, Health and Human Services, the Kent State University

Diversity Trailblazer Award, and the Akron Community Foundation's prestigious Bert A. Polsky Humanitarian Award; and

WHEREAS, Dr. Fowler is widely known and loved as a colleague and friend whose daily presence on campus is missed but whose contributions here long will be felt; now, therefore,

BE IT RESOLVED, that the Kent State University Board of Trustees expresses its deep gratitude to Dr. Ronald J. Fowler for his contributions to the education of students and the advancement of Kent State University, and wishes he and his wife Joyce good health and happiness.

President Warren presented Dr. Fowler with a small token of the university's appreciation. Dr. Fowler noted that it was an honor and privilege to serve Kent State University, and he expressed his happiness at having the opportunity to be associated with the university.

ACTION: Trustee Marsh moved, seconded by Trustee Copeland, that the resolution be approved. There were no objections. The motion passed.

With that, Chair Eckart announced there was no additional business to come before the Board.

ADJOURNMENT

Chair Eckart announced that the next regular business meeting of the Board of Trustees would occur December 3, 2014, at the Kent Campus in Kent, Ohio. On motion duly made and approved, the meeting was adjourned at 3:04 p.m.