

MINUTES OF REGULAR MEETING
OF
BOARD OF TRUSTEES
OF
YOUNGSTOWN STATE UNIVERSITY

Tod Hall
Wednesday, June 13, 2012

Pursuant to notice duly given, a regular meeting (the three hundred eighth) of the Board of Trustees of Youngstown State University convened at 3:15 p.m., on Wednesday, June 13, 2012, in the Board Room in Tod Hall.

Eight trustees were present at the meeting, to-wit: Dr. Sudershan K. Garg, chairperson of the board, who presided, Mr. Scott R. Schulick, Dr. John R. Jakubek, Mr. Harry Meshel, Mrs. Carole S. Weimer, Mr. Leonard D. Schiavone, Mr. David C. Deibel and Mr. Joshua M. Prest. Ms. Millicent S. Counts and Ms. Delores E. Crawford were absent.

Also present were: Dr. Cynthia E. Anderson, President; Dr. Ikram Khawaja, Provost and Vice President for Academic Affairs; Mr. Eugene P. Grilli, Vice President for Finance and Administration; Ms. Holly A. Jacobs, University General Counsel; Mr. John Fahey, Vice President for Student Affairs and Mr. Franklin S. Bennett, Jr., Secretary to the Board of Trustees. Also present were approximately 40 persons, including deans, members of the faculty, students, administrators, and members of the news media.

ITEM I – PROOF OF NOTICE OF MEETING.

Evidence was available to establish that pursuant to Article II, Section 1, of the board's *Bylaws*; written notice of today's regular meeting was timely provided to each of the trustees, the student trustees, and to the president.

ITEM II – DISPOSITION OF MINUTES FOR MEETING HELD MARCH 14, 2012.

Prior to the meeting, the secretary had provided draft copies of the minutes of the board's regular meeting held March 14, 2012 (#307) to each trustee, the student trustee and the president. There being no additions, corrections, or revisions thereto, the minutes of the said meeting were approved as provided.

ITEM III – REPORT OF THE PRESIDENT OF THE UNIVERSITY.

Dr. Anderson stated that while providing a balanced budget was a challenging task this year, the budget being presented for board approval today stays true to the university's mission. Dr. Anderson stated that today's graduates will need a variety of skills throughout their lifetimes. Dr. Anderson said that no one wants to raise tuition, but when faced with the drastic reductions in State Share of Instruction every state-supported comprehensive university had to, and did, raise tuition this year.

Dr. Anderson thanked the university and union YSU-FOP and YSU-ASAP negotiating teams for their efforts this summer.

ITEM IV – REPORTS OF THE COMMITTEES OF THE BOARD.

The chairperson asked whether any trustee had an objection to the approval by unanimous consent of the resolutions recommended for adoption by the committees of the board. There being no objection, the chairperson stated that the recommended resolutions would be considered for adoption by consent. The board considered the following committee reports and recommendations:

1. Academic Quality and Student Success Committee

The chairperson noted that the Academic Quality and Student Success Committee was recommending one resolution for adoption by the board. There being no objection thereto, the chairperson declared the following resolution adopted by general consent:

Resolution to Authorize
Conferral of Faculty Emeritus Status

YR 2012-41

WHEREAS, the Policies of the Board of Trustees provide for the conferral of emeritus status upon faculty who retire from the University following at least ten years of meritorious service and are recommended by the President of the University;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby authorize that those faculty members listed in the roster in Exhibit A attached hereto are hereby granted the emeritus title designated thereon.

2. Institutional Engagement Committee.

The chairperson noted that the Institutional Engagement Committee was recommending two resolutions for adoption by the board. There being no objection thereto, the chairperson declared the following resolution adopted by general consent:

Resolution to Accept Development Gifts

YR 2012-42

WHEREAS, Board policy provides that the President shall compile a list of gifts to the University for each meeting of the Board of Trustees and present the list accompanied by her recommendation for action by the Board; and

WHEREAS, the President has reported that the gifts as listed in Exhibit B attached hereto are being held pending acceptance and she recommends their acceptance;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees does hereby accept these gifts on behalf of Youngstown State University and requests that the President acknowledge the acceptance of these gifts and express our gratitude to the donors for their generosity in support of the University.

Resolution to Name the
Theta Chi Computer Lab in Kilcawley Center

YR 2012-43

WHEREAS, Youngstown State University initiated a plan for major renovation of Kilcawley Center; and

WHEREAS, a significant component of the Kilcawley Center project is dependent on private funding; and

WHEREAS, the Brothers of Theta Chi, Epsilon Delta Chapter, have made a \$100,000 gift to the Kilcawley Center project; and

WHEREAS, Theta Chi, a part of the Greek system, is one of the oldest men's college fraternities in North America, having been founded on April 10, 1856, at Norwich University in Norwich, Vermont; and

WHEREAS, more than 160,000 members have enjoyed Theta Chi's traditions, ideals and fellowship through 220 chapters nationally and internationally; and

WHEREAS, the Theta Chi, Epsilon Delta Chapter, was established on May 12, 1956 at then Youngstown University in Youngstown, Ohio; and

WHEREAS, The Brothers of Youngstown State University Theta Chi, Epsilon Delta Chapter, continue to adhere to the Greek motto of the fraternity, which is translated as "An Assisting Hand" as demonstrated by their generous gift; and

WHEREAS, The Youngstown State University Theta Chi, Epsilon Delta Chapter, no longer exists on campus, but the brotherhood alumni wish to leave a perpetual remembrance honoring the traditions, ideals, and brotherhood of Theta Chi at Youngstown State University; and

WHEREAS, the University and the Board of Trustees wish to provide appropriate recognition to the Brothers of Theta Chi, Epsilon Delta Chapter, for their significant contribution and commitment to the students of Youngstown State University;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University designate a computer laboratory in Kilcawley Center as the Theta Chi Computer Lab; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be presented to Theta Chi Brothers Paul Perantinides, '66, the project initiator, and Angelo Ford, '69, and Paul Zaffaroni, '69, for their diligent efforts to guide the project to successful completion.

3. Finance and Facilities Committee.

Mr. Grilli provided a report stating that some trends in our communities seem to be clear, but they cause us concern as we work to understand our new normal. The economic downturn in the nation and indeed the world affects us all. In the face of competing needs and lower revenues, states are reducing their levels of financial contribution to higher education, leaving students to bear the financial burden of attaining a college degree. Students and families, concerned about the future, want an education that yields promise of good employment with low or no tuition debt. Competition for our traditional and even non-traditional students is growing and that competition has the face of a community college, a for-profit institution or increasingly a web-based program. The new normal may, in fact, not be normal. Change may be our only constant.

Mr. Grilli stated that in higher education today, agility – our ability to quickly and effectively respond to change – will be the most important characteristic of a successful university. Without reservation or doubt, YSU is moving to become an agile, first-tier university with a will and capability of meeting whatever is next. Mr. Grilli noted that over the past two years YSU's State Share of Instruction has been reduced by over \$8 million dollars. YSU has faced a decline in enrollment in both the fall of 2011 and summer of 2012. We, along with other universities, have faced unprecedented increases in our health care cost. Nevertheless, the university's general fund budget for the coming fiscal year will be \$2.4 million lower than the FY 2012 budget. Mr. Grilli stated that the consumer price index over the past 12 months rose by more than 2%, yet the budget presented for the board's approval represents a decrease from the previous year. Mr. Grilli said that the university is exercising fiscal restraint, and operating within its means.

Mr. Grilli said that special note should be made that, even with a 3.5% tuition increase this fall, YSU will remain the most affordable public comprehensive university in Ohio, and that YSU's tuition will be \$2,200 below the state average for comparable universities.

Mr. Grilli stated that, for the first time in four years, the FY 2013 budget will contain a transfer to the university's contingency reserve. Mr. Grilli said this transfer further underscores the administration's commitment to contingency planning and sound financial management even in the face of severe SSI reductions coupled with enrollment declines and runaway medical insurance costs. Mr. Grilli said that while enrollments remain a constant variable, the university continues to manage its exposure to risk by using the prior year's actual enrollment levels as the basis for the FY 2013 budget.

Noting the obvious importance of enrollments to the university's budget, Mr. Grilli stated that creative initiatives are energetically being undertaken to improve retention and grow enrollment levels. Mr. Grilli said that the best example of this is the administration's commitment to begin investing more resources in web-based programs, which will allow the university to increase its footprint in the higher education marketplace. In addition to web based programs, YSU is also strengthening admission standards, retention efforts, graduate admissions and marketing efforts; all designed to get better prepared students in the door and keep them until they successfully graduate.

The chairperson noted that the Finance and Facilities Committee was recommending eight resolutions for adoption by the board. There being no objection thereto, the chairperson declared the following resolutions recommended by the Finance and Facilities Committee adopted by general consent:

Resolution to Approve
University Construction/Renovation Projects Policy

YR 2012-44

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the creation of an Institutional Policy governing University Construction/Renovation Projects, policy number 4013.01 of the University Guidebook, shown as Exhibit C attached hereto.

Resolution to Approve
Key Control Policy

YR 2012-45

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the creation of an Institutional Policy governing Key Control, policy number 4014.01 of the University Guidebook, shown as Exhibit D attached hereto.

Resolution to Modify
Contract Compliance/Administration Policy

YR 2012-46

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Contract Compliance/Administration, policy number 3003.02 of the University Guidebook, shown as Exhibit E attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Modify
Investment of the University's Non-Endowment and Endowment Funds Policy

YR 2012-47

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Investment of the University's Non-Endowment and Endowment Funds, policy number 3007.01 of the University Guidebook, shown as Exhibit F attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Modify
Asset Allocation and Other Investment
Guidelines Investment of Non-Endowment University Funds

YR 2012-48

WHEREAS, guidelines are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing guidelines, the creation of new guidelines, or the deletion of guidelines no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created guidelines, or to rescind existing guidelines;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Asset Allocation and Other Investment Guidelines, Investment of Non-Endowment University Funds, which are the guidelines for policy number 3007.01, Investment of the University's Non-Endowment and Endowment Funds, of the University Guidebook, shown as Exhibit G, attached hereto, and does hereby rescind the former

guidelines. A copy of the guidelines indicating changes to be made is also attached.

At the request of Mr. Meshel, the following resolution recommended by the Finance and Facilities Committee was separated from those resolutions considered for approval by unanimous consent. The chairperson recognized Mr. Schulick, who moved the board's adoption of the following Resolution to Approve Changes to Student Tuition, Fees, and Other Charges Effective Fall Term 2012. Mrs. Weimer seconded the motion.

Resolution to Approve
Changes to Student Tuition, Fees, and Other Charges Effective Fall Term 2012

YR 2012-49

WHEREAS, Ohio law provides that Boards of Trustees of state-assisted institutions of higher education shall supplement state subsidies by income from charges to students, including an "instructional fee" for educational and associated operational support of the institution and a "general fee" for noninstructional services, and that these two fees shall encompass all charges for services assessed uniformly to all enrolled students and shall be identified as "tuition"; and

WHEREAS, Ohio law also provides that each Board may establish special purpose fees, service charges, fines and penalties and that a tuition surcharge shall be paid by all students who are not residents of Ohio; and

WHEREAS, Ohio law provides that the University shall separately identify the Instructional Fee, the General Fee, the Tuition Charge, and the Tuition Surcharge; and

WHEREAS, Ohio law provides that fees charged for instruction shall not be considered to be a price for service but shall be considered to be an integral part of the state government financing program in support of higher education opportunity for students;

NOW, THEREFORE, BE IT RESOLVED, that unless otherwise noted herein, this Resolution shall replace all previously adopted Resolutions pertaining to tuition, fees and/or other charges; and

BE IT ALSO RESOLVED, that the Board of Trustees of Youngstown State University does hereby declare the "tuition charge" shall be the sum of the Instructional Fee, General Fee, and the Information Services Fee, and does hereby establish the tuition charge and other fees as included in Exhibit H, to become effective Fall Term 2012 and to remain in effect until changed by the Board of Trustees, except as may be specifically noted otherwise; and

BE IT FURTHER RESOLVED, that the President of Youngstown State University or his/her designee shall have the authority to approve:

1. Fees of noncredit courses, institutes, and workshops offered or coordinated through the Metro College and the University Outreach department;
2. Ticket prices for admission of the public to intercollegiate athletic games and to student music or dramatic productions;
3. Service charges for loans to students;
4. A special fee for programs such as the international student training programs under contract and the "Executive Master of Business Administration" program. It shall be understood that such special fees, if authorized, shall provide for all related costs of the program and that the budget for such a fund shall be subject to approval in the same manner as other University operating budgets; and
5. Fees for credit courses offered by the Metro College under contract to established groups as provided for in Resolution YR 2001-03.

In all cases, the revenue generated by such fees and charges shall be expended in conformity with appropriately approved budgets. It shall be understood that: (a) prices of books and other items for sale in the Bookstore, Kilcawley Center, and through vending machines shall be established in conformity with good business practices by the managers of those units; (b) charges for unreturned or damaged equipment checked out to a student shall be established by the cognizant University staff person and the charge shall be sufficient to recover replacement costs and with a charge to cover processing costs; (c) for such charges as noted in (a) and (b) above, the approval of neither the President nor the Board of Trustees shall be required; and (d) the President or his designees shall have the authority to designate parking facilities by location or by time which may be utilized either without charge or for a reduced charge.

Fines which are authorized in this resolution may be assessed against non-students who are authorized to use University services as well as against students; and the rates detailed in this resolution shall replace the rates in any other resolution in conflict, and it shall continue to be the policy of this Board to review and adopt all fees, service charges, and fines annually, usually at the December meeting of the Board, in order that students and others are informed as to rates for the coming year and budgets may be finalized. It is understood that charges, fines, penalties, and assessments to students and non-students will not be waived except as specifically authorized by proper authority. The President or his/her designee shall review and, as appropriate, authorize persons or departments to grant waiv-

ers with the specific understanding that no waivers will be granted that are in violation of Ohio law or the policies of Youngstown State University.

If a student is permitted to withdraw from the University or if a student reduces his or her academic load, a refund of the tuition charge, and of the nonresident tuition surcharge, where applicable, shall be made in conformity with the following schedules. If the withdrawal is after the prescribed time limits, all tuition and other applicable fees and charges are forfeited. All applicable fees, fines, and penalties due must be paid before the refund is paid.

<u>Length of Course</u>	<u>100% refund</u>	<u>No refund</u>
6 weeks or more	through 14th day of term	15th day of term and later
Less than 6 weeks	15% of course duration	greater than 15% of course duration

The chairperson requested the secretary to the board to conduct a roll call vote on the motion, the results of which are as follows (YES being a vote in favor of the motion):

Mr. Schulick	YES	Dr. Jakubek	YES
Dr. Garg	YES	Mr. Meshel	NO
Mrs. Weimer	YES	Mr. Schiavone	YES
Mr. Deibel	YES		

The vote being 6 in favor of adoption of the motion and 1 opposed, the chairperson declared the motion carried and the resolution adopted.

Mr. Schulick reported that the Audit Subcommittee met on June 5, 2012, and received reports from Packer Thomas firm, the university's internal auditors.

Dr. Jakubek reported that the Investment Subcommittee also met on June 5, 2012, and received reports from Hartland & Co., the university's investment advisors. Dr. Jakubek stated that the subcommittee recommended investment policy changes that were approved by the board today.

4. University Affairs Committee.

The chairperson stated that the University Affairs Committee was recommending thirteen resolutions for adoption by the board. There being no objection thereto, the chairperson declared the following resolutions recommended by the University Affairs Committee adopted by general consent:

Resolution to Approve
Ensuring Board Oversight on Intercollegiate Athletics Policy

YR 2012-50

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the creation of an Institutional Policy governing Ensuring Board Oversight on Intercollegiate Athletics, policy number 6004.01 of the University Guidebook, shown as Exhibit K attached hereto.

Resolution to Modify
Family and Medical Leave Act (FMLA) Policy

YR 2012-51

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Family and Medical Leave Act (FMLA), policy number 7002.01 of the University Guidebook, shown as Exhibit L attached hereto. A copy of the policy indicating changes to be made is also attached

Resolution to Modify
Leave of Absence Without Pay,
Extended Child-Care, Excluded Professional/Administrative Staff Policy

YR 2012-52

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Leave of Absence, Extended Child-Care, policy number 7002.02 of the University Guidebook, to be retitled as Leave of Absence Without Pay, Extended Child-Care, Excluded Professional/Administrative Staff, shown as Exhibit L attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Modify
Professional Leave Without Pay,
Excluded Professional/Administrative Staff Policy

YR 2012-53

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Leave Without Pay, Exempt Professional/Administrative Staff and Department Chairpersons, policy number 7002.03 of the University Guidebook, to be retitled as Professional Leave Without Pay, Ex-

cluded Professional/Administrative Staff, shown as Exhibit M attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Modify
Leave Without Pay for
Extended Serious Health Condition or
Disability, Excluded Professional/Administrative Staff Policy

YR 2012-54

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Medical Leave Without Pay, Exempt Professional/Administrative Staff, policy number 7002.04 of the University Guidebook, to be retitled as Leave Without Pay for Extended Serious Health Condition or Disability, Excluded Professional/Administrative Staff, shown as Exhibit N attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Modify
Sick Leave Accrual, Use and Conversion – Excluded
Professional/Administrative and Excluded Classified Staff Policy

YR 2012-55

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Sick Leave Professional/Administrative and Excluded Classified Staff and Department Chairpersons, policy number 7002.09 of the University Guidebook, to be retitled as Sick Leave Accrual, Use and Conversion – Excluded Professional/Administrative and Excluded Classified Staff, shown as Exhibit O attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Modify
Maternity/Parental Leave – Paid Leave,
Excluded Professional/Administrative Staff Policy

YR 2012-56

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Maternity/Parental Leave – Paid Leave, Exempted Professional/Administrative Staff, policy number 7002.10 of the University Guidebook, to be retitled as Maternity/Parental Leave – Paid Leave, Excluded Professional/Administrative Staff, shown as Exhibit P attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Modify
Fringe Benefits, Excluded
Professional/Administrative Employees Fee Remission Program Policy

YR 2012-57

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Fringe Benefits, Employee Fee Remission Program policy number 7015.01 of the University Guidebook, to be retitled as Fringe Benefits, Excluded Professional/Administrative Employees Fee Remission Program, shown as Exhibit Q attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Modify
Fringe Benefits to Part-time Faculty Policy

YR 2012-58

WHEREAS, the Institutional Policies are being reviewed and reconceptualized on an ongoing basis; and

WHEREAS, this process can result in the modification of existing policies, the creation of new policies, or the deletion of policies no longer needed; and

WHEREAS, action is required by the Board of Trustees prior to replacing and/or implementing modified or newly created policies, or to rescind existing policies;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby approve the modification of the Institutional Policy governing Fringe Benefits to Part-time Faculty, policy number 7015.05 of the University Guidebook, shown as Exhibit R attached hereto. A copy of the policy indicating changes to be made is also attached.

Resolution to Ratify
Faculty/Staff Appointments

YR 2012-59

WHEREAS, the Policies of the Board of Trustees direct the President to appoint such employees as are necessary to effectively carry out the operation of the University; and

WHEREAS, new appointments have been made subsequent to the March 14, 2012, meeting of the Board of Trustees; and

WHEREAS, such appointments are in accordance with the 2011-2012 Budget and with the University policy on Equal Employment Opportunity;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby ratify and confirm the appointments as listed in Exhibit S attached hereto.

Resolution to Authorize
Conferral of Emeritus Status

YR 2012-60

WHEREAS, the Policies of the Board of Trustees provide for the conferral of emeritus status upon professional/administrative staff who retire from the University following at least ten years of meritorious service and are recommended by the President of the University;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby authorize that those professional/administrative staff members listed in Exhibit T attached hereto are hereby granted the emeritus title designated thereon.

Resolution Regarding Terms and Conditions for
Classified Law Enforcement Employees Excluded from
Collective Bargaining and Unclassified Intermittent Law Enforcement Employees

YR 2012-61

WHEREAS, the Board of Trustees ratified a collective bargaining Agreement with the Fraternal Order of Police, Ohio Labor Council, Inc., (F.O.P.) for the three-year period July 1, 2012 through June 30, 2015, which defines wages and other terms and conditions of employment for classified employees in the bargaining unit; and

WHEREAS, it is deemed to be equitable and in the best interest of the University to extend some of the provisions of the Agreement to classified law enforcement employees excluded from collective bargaining and unclassified law enforcement employees; and

WHEREAS, those provisions are in the areas of pay, insurance, overtime compensation, holidays, vacation, leaves, uniforms and equipment, retirement, instructional fee remission and miscellaneous benefits;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of Youngstown State University, that the following F.O.P. collective bargaining agreement articles and/or sections be extended to classified law enforcement employees who are excluded from collective bargaining: Article 4 (Pay); Article 5 (Insurance); Article 15 (Overtime), excluding Section 15.3; Article 16 (Holidays); Article 20 (Vacation) except to the extent it is inconsistent with ORC Sections 9.44 and 124.131 regarding the computation of prior service credit; Article 23; Article 26; Article 27, excluding Sections 27.3 and 27.5; Article 32; and

THEREFORE, BE IT ALSO RESOLVED, by the Board of Trustees of Youngstown State University, that the following F.O.P. collective bargaining agreement articles and/or sections be extended to unclassified intermittent law enforcement employees: Sections 4.1A, 4.1B and 4.1C of Article 4 and no other Articles or Sections.

At the request of Mr. Schiavone, the following resolution recommended by the University Affairs Committee was separated from those resolutions considered for approval by unanimous consent. The chairperson recognized Mrs. Weimer, who moved the board's adoption of the following Resolution to Ratify the Fraternal Order of Police, Ohio Labor Council Inc., Collective Bargaining Agreement. Dr. Jakubek seconded the motion.

Resolution to Ratify the Fraternal Order of Police,
Ohio Labor Council, Inc., Collective Bargaining Agreement

YR 2012-62

WHEREAS, the three-year collective bargaining Agreement between the Fraternal Order of Police, Ohio Labor Council, Inc., (F.O.P.) and Youngstown State University ("University") expired on March 31, 2012; and

WHEREAS, collective bargaining between the F.O.P. and the University has proceeded in a mutually advantageous manner; and

WHEREAS, a tentative collective bargaining Agreement for the three-year period July 1, 2012, through June 30, 2015, has been reached between the F.O.P. and the University;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby ratify the collective bargaining Agreement, as shown in Exhibit U, between the F.O.P. and the University for the period July 1, 2012, through June 30, 2015.

The chairperson requested the secretary to the board to conduct a roll call vote on the motion, the results of which are as follows (YES being a vote in favor of the motion):

Mr. Schulick	YES	Dr. Jakubek	YES
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Dr. Garg	YES	Mr. Meshel	YES
Mrs. Weimer	YES	Mr. Schiavone	NO
Mr. Deibel	YES		

The vote being 6 in favor of adoption of the motion and 1 opposed, the chairperson declared the motion carried and the resolution adopted.

Mr. Meshel reported that the Collective Bargaining and Negotiations Subcommittee had met, but had no report.

Mr. Schiavone reported that the Intercollegiate Athletics Subcommittee met on May 31 and June 5, 2012 and recommended the adoption of the Resolution to Approve Ensuring Board Oversight on Intercollegiate Athletics Policy earlier adopted by the board. Mr. Schiavone noted that the resolution incorporates the recommendations and best practices coming out of the ICE MILLER outside audit of YSU Intercollegiate Athletics NCAA rules compliance and controls.

5. Trusteeship Committee.

A. Amendment to the Bylaws of the Board of Trustees of Youngstown State University. Dr. Garg reported that the Trusteeship Committee met and recommends that the *By-laws* of the Board of Trustees be amended as indicated in the redlined by-laws materials earlier distributed to the board, and attached to these minutes. Dr. Garg stated that today’s presentation of the recommended amendments to the *By-laws* shall constitute an announcement only; any action on the proposed resolution shall take place at the next meeting of the board of trustees.

ITEM V – COMMUNICATIONS AND MEMORIALS

The committee considered no communications or memorials.

ITEM VI – UNFINISHED BUSINESS

The board considered no unfinished business.

ITEM VII – NEW BUSINESS

The board considered no new business.

ITEM VIII – ELECTION OF BOARD OFFICERS

The chairperson stated that in accordance with the board's Bylaws, at its regular meeting held March 14, 2012 the Trusteeship Committee reported its nominations for board officers for the year 2012-2013. The trusteeship committee's nominations are:

Chairperson	Dr. Sudershan K. Garg
Vice Chairperson	Dr. John R. Jakubek
Secretary	Mr. Franklin S. Bennett, Jr.

There being no additional nominations for board chairperson, the trustees unanimously voted to elect Dr. Sudershan K. Garg as board chairperson for the year 2012-2013. There being no additional nominations, the trustees unanimously voted to elect Dr. John R. Jakubek as board vice chairperson for the year 2012-2013. There being no additional nominations, the trustees unanimously voted to elect Mr. Franklin S. Bennett, Jr. as secretary to the board for the year 2012-2013.

ITEM IX – COMMITTEE APPOINTMENTS 2012-2013

The chairperson stated that in accordance with the board's *Bylaws*, committee appointments for the 2012-2013 board year had been included with today's agenda materials and requested board approval of the committee appointments. Upon motion made by Mr. Schiavone, seconded by Mr. Meshel, the board voted without dissent to approve the committee appointments included with the agenda, and attached to these minutes, and the chairperson declared the motion carried.

ITEM X – CHAIRPERSON'S REMARKS

Dr. Garg provided the following remarks:

On behalf of Dr. Jakubek, Franklin Bennett and myself, I want to thank all of you for electing us to a new term. We thank you for your confidence in our ability to be your spokespersons and board officers. The past year has gone by quickly and together with the administration, the board of trustees has achieved much. If the trustees continue to work together, as we have over the last years, we will be able to overcome future challenges. Some of these challenges are foreseeable, while others may come as a surprise. I have served on many boards and committees, but serving YSU is greatly rewarding as there are so many challenges facing higher education – not only in this country but the rest of the world as well. In times of austerity, these challenges are going to become bigger and bigger. We have to find opportunities in challenging times, if we don't; we have no one to blame but ourselves. The thing that pleases me the most about our board of trustees is that we have been and still are the most unified and civil board with which I have been acquainted. We discuss, discuss, talk, and talk – sometimes with frustration – but at the end of the day we are able to come to a mutually agreeable

conclusion – even if in some areas, we agree to disagree. Once a majority decision is reached, all of us, and that includes the administration, support the decision with one voice. We have to continue our respect for each other and administrative staff. The reduction of the State Share of Instruction is a reality of our time. Our hearts were heavy when we determined that we had to approve a 3.5% increase in tuition. There was no better alternative, and we hope and pray that our enrollment will increase so that we can carry out some of our initiatives to enhance the quality of education of our students. I believe that the president and her team are working very diligently in this area. Last but not least, I want to thank all of you and the many former trustees who donated funds toward the enhancement of the Manchester Room, the trustees’ conference room adjacent to this Board Room.

ITEM XI – TIME AND PLACE OF UPCOMING REGULAR MEETINGS

Upon motion duly made and seconded, which received the affirmative vote of all trustees present, the trustees resolved to set the following dates and times for the next regular meetings of the board to be held in the Board Room in Tod Hall:

- 3:00 p.m., Friday, September 28, 2012
- 3:00 p.m., Wednesday, December 12, 2012
- 3:00 p.m., Wednesday, March 13, 2013

ITEM XII – ADJOURNMENT

There being no further business to before the board of trustees, and upon motion duly made and seconded, the meeting was duly adjourned by unanimous vote of the trustees at 3:55 p.m.

Chairperson

ATTEST:

Secretary to the Board of Trustees