

YOUNGSTOWN STATE UNIVERSITY

YOUNGSTOWN, OHIO 44555

OFFICE OF THE PRESIDENT

April 2, 1987

TO: Board of Trustees, Youngstown State University
through Secretary Bennett

In conformity with Article II, Section 2, of the Bylaws of the Board of Trustees, and with the concurrence of the Chairman of the Board, I hereby call a Special Meeting of the Board of Trustees of Youngstown State University to be held in the Board Room, Tod Administration Building, at 10:00 a.m., Saturday, April 11, 1987, for the purpose of considering the arbitrator's recommendation concerning APAS.

I request Secretary Bennett to distribute copies of this notice in conformity with the Bylaws and previous practice.


Neil D. Humphrey
President

pdm



YOUNGSTOWN STATE UNIVERSITY

YOUNGSTOWN, OHIO 44555

April 7, 1987

CERTIFIED MAIL

TO ALL TRUSTEES OF
YOUNGSTOWN STATE UNIVERSITY

I am enclosing a copy of the Call by Dr. Neil D. Humphrey, President of the University for a Special Meeting of the Board of Trustees to be held on:

Saturday, April 11, 1987 at 10:00 a.m. in
the Board Room in Tod Administration Building.

Very truly yours,

A handwritten signature in cursive script that reads "Franklin S. Bennett, Jr.".

Franklin S. Bennett, Jr.
Acting Secretary to the Board
of Trustees

FSB:jlc

Enclosure

Copy to:

Each of Trustees (9)
Dr. Neil D. Humphrey, President
Dr. Stephen Hanzely, President YSU-OEA
Alan R. Kretzer, Esq., Legal Counsel
Mrs. Patricia Tkacik Hanna, Executive Director
YSU Alumni Association
Mr. Thomas Thompson, President YSU-ACE

Re: YSU

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.	
1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address. 2. <input type="checkbox"/> Restricted Delivery.	
3. Article Addressed to: Mr. Earl W. Brauninger 237 Warner Road Hubbard, Ohio 44425	4. Article Number P 337 309 451
	Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature - Addressee X <i>Earl W. Brauninger</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery <i>4-9-87</i>	

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Mrs. Elizabeth C. DeLuca 2968 Heatherbrae Drive Poland, Ohio 44514	4. Article Number P 337 309 450
	Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature — Addressee X <i>Elizabeth C. DeLuca</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent X	
7. Date of Delivery APR 9 1987	

PS Form 3811, Feb. 1986 DOMESTIC RETURN RECEIPT

Re: YSU

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1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Dr. John F. Geletka 5121 Mahoning Avenue Youngstown, Ohio 44515	4. Article Number P 337 309 448
	Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature — Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent X <i>D. Connolly</i>	
7. Date of Delivery 4-7-87	

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1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Mr. William J. Lyden, Business Mgr. International Brotherhood of Electrical Workers Union Local 64 291 McClurg Road Youngstown, Ohio 44512	4. Article Number P 337 309 447
	Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input checked="" type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature — Addressee X <i>Marsha L. Lyden</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent X	
7. Date of Delivery	

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1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Mrs. Emily P. Mackall c/o Mackall Motors 995 North Market Street East Palestine, Ohio 44113	4. Article Number P 337 309 446 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature - Addressee X <i>[Signature]</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X <i>[Signature]</i>	
7. Date of Delivery 4-13-87	

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1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Mr. Michael I. Monus, President PharMor, Inc. 375 Victoria Road P.O. Box 1588 Youngstown, Ohio 44501	4. Article Number P 337 309 435 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X <i>[Signature]</i>	
7. Date of Delivery APR 8 1987	

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1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Dr. Earnest Perry 1320 Belmont Avenue Suite 2 Youngstown, Ohio 44504	4. Article Number P 337 309 434 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X <i>[Signature]</i>	
7. Date of Delivery 4-8-87	

PS Form 3811, Feb. 1986

DOMESTIC RETURN RECEIPT

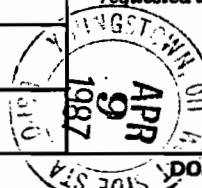
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1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Mr. Frank C. Watson, President Youngstown Welding & Eng. Co. P.O. Box 2461 Youngstown, Ohio 44509	4. Article Number P 337 309 433 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X <i>[Signature]</i>	
7. Date of Delivery APR - 9 1987	

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1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Dr. Neil D. Humphrey, President Youngstown State University 410 Wick Avenue Youngstown, Ohio 44503	4. Article Number P 337 309 432 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature - Addressee X <i>[Signature]</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery 4/8/87	

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3. Article Addressed to: Dr. Stephen Hanzely President YSU-OEA Youngstown State University 410 Wick Avenue Youngstown, Ohio 44555	4. Article Number P 337 309 431 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature - Addressee X <i>[Signature]</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery 4/8/87	

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1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: Attorney Alan R. Kretzer Legal Counsel 1200 Wick Building Youngstown, Ohio 44503	4. Article Number P 337 309 430
	Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X <i>J. Rosa</i>	
7. Date of Delivery <i>4/8/87</i>	

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3. Article Addressed to: Mrs. Patricia Tkacik Hanna Exec. Director YSU Alumni Assoc. Youngstown State University 410 Wick Avenue Youngstown, Ohio 44555	4. Article Number P337 309 429
	Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature - Addressee X <i>Gregory Smith</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery <i>4/8/87</i>	

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3. Article Addressed to: Mr. Thomas Thompson, President YSU-ACE - Youngstown State University 410 Wick Avenue Youngstown, Ohio 44555	4. Article Number P337 309 428
	Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature - Addressee X <i>Gregory Smith</i>	8. Addressee's Address (ONLY if requested and fee paid)
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7. Date of Delivery <i>4/8/87</i>	

PS Form 3811, Feb. 1986

DOMESTIC RETURN RECEIPT

MINUTES OF SPECIAL MEETING

of

BOARD OF TRUSTEES

of

YOUNGSTOWN STATE UNIVERSITY

Tod Administration Building
Saturday, April 11, 1987

Pursuant to a call by the President, dated April 2, 1987 and to notices sent by the Acting Secretary of the Board of Trustees by certified mail on April 7, 1987 to each Trustee, copies of which precede these minutes (with copies to the President of the University, the President of the YSU Chapter of the OEA, to Alan Kretzer, Special Counsel appointed by the Attorney General of Ohio, Mr. Thomas Thompson, President, YSU-ACE, and to the Executive Director of YSU Alumni Association) a special meeting (the one hundred seventeenth) of the Board of Trustees of Youngstown State University convened at 10:00 A.M., Saturday, April 11, 1987 in the Board Room in the Tod Administration Building.

Seven Trustees were present at the meeting to-wit: Earl Brauninger, Mrs. Elizabeth C. DeLuca, Paul M. Dutton, Mrs. Emily P. Mackall, Michael I. Monus, Dr. Earnest Perry and Frank C. Watson. Absent were Dr. John F. Geletka and William J. Lyden.

Also present were Dr. Neil D. Humphrey, President, Dr. Bernard T. Gillis, Provost, Alan R. Kretzer, Special Counsel to the Attorney General of Ohio, Franklin S. Bennett, Jr., Acting Secretary to the Board of Trustees, and Patricia D. Martin, Secretary to the President.

Also present were approximately 30 other persons, including Deans, members of the Faculty, and members of the news media.

Paul M. Dutton, Chairman of the Board, presided.

ITEM I: Proof of Notice of Meeting

An affidavit of Franklin S. Bennett, Jr., Acting Secretary of the Board was available, with official post office forms attached, which showed that copies of the President's call of this special meeting dated April 2, 1987

and the Acting Secretary's Notice of the meeting dated April 7, 1987 were mailed by certified mail to each Trustee and the President on April 7, 1987 and by regular mail to the President of the YSU Chapter of OEA, Attorney Alan R. Kretzer and to the Executive Director of the Alumni Association.

II: Minutes of Meeting Held on February 27, 1987

Chairman Dutton announced that the minutes of the meeting of February 27, 1987, would be considered at the next regular meeting of the Board.

ITEM III: Recommendations of the President of the University

Dr. Humphrey stated that he had no recommendations.

ITEM IV: Report of the President of the University

Dr. Humphrey reported that the Ohio Board of Regents has approved the commencement of construction of student housing in Wick Oval. Dr. Humphrey reported that the request for proposals on the project will go out in the next few days. Dr. Humphrey stated that the apartments planned will provide housing for approximately 200 YSU students.

ITEM V: Report of the Committees of the Board

Dr. Humphrey stated that there were no committee reports.

ITEM VI: Communications, Memorials

Chairman Dutton stated that upon the request of Dr. Walter Rusnak, President of the National Education Association - Association of Professional/Administrative Staff, the Chairman has permitted one representative of the NEA-APAS to make a presentation to the Board of Trustees. Thereupon, Mr. William Canacci of the Ohio Education Association, chief spokesperson for the APAS negotiating team, addressed the Board regarding the APAS negotiating team's attitudes toward the report and Recommended Final Settlement of Nels E. Nelson, the SERB-designated Fact-Finder. Mr. Canacci stated that he had met on Friday, April 10, 1987, with representatives of the other University bargaining units concerning their Fact-Finder's report. Mr. Canacci stated that although the negotiating team is not overly impressed with the Fact-Finder's report, the negotiating team instructed Canacci to report to the Board of Trustees that the team will recommend the acceptance of the Fact-Finder's report to the APAS.

Executive Session

The Trustees retired into Executive Session at 10:15 A.M. after a motion duly made by Mrs. Mackall, seconded by Mr. Brauninger and carried unanimously, for the purpose of considering matters relating to the employment of personnel before returning to the open meeting in the Board Room.

ITEM VII: Resolution Concerning YSU/NOPBA Agreement

The Board returned to the open meeting in the Board Room of Tod Administration building. Mr. Brauninger then read and moved for adoption the following resolution:

Resolution Concerning YSU/NOPBA Agreement

WHEREAS, the 1984-1987 YSU-NOPBA Agreement YR 87 54 expired on March 31, 1987; and

WHEREAS, representatives of the University and the NOPBA are engaged in negotiations to secure agreement on a successor contract;

THEREFORE, BE IT RESOLVED by the Board of Trustees of Youngstown State University that the President of the University be and is hereby authorized to extend all terms and conditions of the 1984-87-YSU-NOPBA Agreement until a tentative agreement has been reached or until June 30, 1987, whichever occurs first.

The Motion was seconded by Mr. Watson and, after discussion, received the affirmative vote of all Trustees present. The Chairman declared the Motion carried and the Resolution adopted.

ITEM VIII: Resolution Regarding Recommended Final Settlement with YSU-APAS

Mr. Brauninger, Chairman of the Personnel Relations Committee, addressed the Chairman regarding the voting procedure upon the Fact-Finder's Recommended Final Settlement. Mr. Brauninger stated that Ohio law governing collective bargaining requires that following receipt of a Fact-Finder's Recommended Final Settlement concerning labor negotiations, members of the Board of Trustees must vote individually either to accept or to reject the Recommended

Final Settlement, and the precise vote must then be certified to the State and to the exclusive representative. Mr. Brauninger stated, therefore, that he wished to offer the following Motion:

"I move that the Board of Trustees of Youngstown State University take action upon the Recommended Final Settlement issued by Nels E. Nelson, dated April 9, 1987, by roll call vote, with each Trustee present voting with one of the two following statements: (1) 'I vote to accept the Recommended Final Settlement,' or (2) 'I vote to reject the Recommended Final Settlement'." YR 87 55

Upon a second to the Motion by Mr. Watson, and affirmative vote of all Trustees present the Acting Secretary called the roll of Trustees present to vote on the Motion.

The votes of the Trustees were as follows:

Mr. Brauninger:	I vote to reject the Recommended Final Settlement
Mrs. DeLuca	I vote to reject the Recommended Final Settlement
Mr. Dutton:	I vote to reject the Recommended Final Settlement
Mrs. Mackall:	I vote to reject the Recommended Final Settlement
Dr. Perry	I vote to reject the Recommended Final Settlement
Mr. Watson	I vote to reject the Recommended Final Settlement

Thereupon, Mr. Dutton offered the following statement explaining his impressions and concerns with the Recommended Final Settlement.

"The Board's action to reject the Recommended Final Settlement issued by the Fact-Finder in the negotiations with YSU APAS deserves a word of explanation. Although I do not presume to speak for any other individual who sits on this Board, I believe my remarks probably reflect the general concerns that led to the decision to reject the recommended settlement.

First, it is important to understand that this bargaining unit is unique not only on this campus but in the entire State of Ohio, and that there are virtually no other bargaining units in American higher education composed of professional non-teaching staff such as those represented by YSU APAS. This lack of precedent presented a formidable problem to the negotiating terms representing the University and the Professional/Administrative staff, and I believe both parties are to be commended for making as much progress as they did toward reaching a tentative agreement that could be accepted both by the staff and by the Board of Trustees. I also hope that negotiations can be resumed in the near future, and that the remaining differences can be resolved in the same professional manner that has characterized the negotiations to this date.

However, the Recommended Final Settlement contains several flaws that make it unacceptable. Since Ohio's collective bargaining bill went into effect in 1984, all negotiated contracts on campus have been for a term of three years, with no reopeners, and the recommendation that we return to the bargaining table in 1988 with YSU APAS is an unacceptable variation from that pattern. Short-term agreements make planning much more difficult, and consume huge amounts of staff time and energy that need to be available for other duties. More significantly, we have had on campus a staggered schedule of expiration dates of the Agreements of the larger bargaining units, with no two of them expiring simultaneously. This University is charged with fulfilling its mission of remaining open to educate its students, and I do not believe it to be in the public interest to move toward the day when two--or even all three--of the OEA affiliates on campus have agreements that expire simultaneously, thus exposing the University to the greatly magnified threat of a strike by all persons in those bargaining units.

Second, I believe that the recommended settlement, and the Fact-Finder's discussion of the information related to it, do not adequately reflect the major problems of State appropriations facing this University during the coming biennium. Salary settlements must bear a relationship to the best available information concerning funding levels that are to be available during the projected term of an agreement.

Finally, the contract language contained in the Fact-Finder's report contains several problems of clarity which are believed to be major. It is not precisely clear whether the wage reopener in 1988 was to address one salary increase for 1988-89, or salary increased for both 1988-89 and 1989-90. It is not at all clear whether the provisions

of Ohio law for assistance through mediation and fact-finding were to remain in place in 1988, or to be superseded by the contract language. Finally, there are major problems concerning the matter of Salary Ranges for staff in the bargaining unit. The recommended settlement makes no reference to Salary Ranges, although members of the bargaining unit have been assigned to Salary Ranges for years, based upon evaluation and classification of their positions. Several issues relating to Salary Ranges that were unresolved at the conclusion of fact finding are not addressed in the recommended settlement."

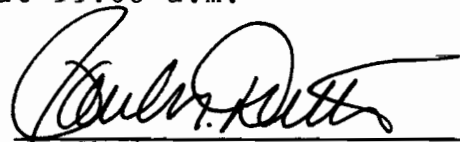
ITEM IX: New Business

There was no new business to come before the Board.

ITEM X: Time and Place of Next Regular Meeting by Resolution.

Upon Motion made by Mr. Brauninger, seconded by Dr. Perry, the Trustees unanimously resolved to schedule the next regular meeting of the Board of Trustees for 2:30 p.m., Friday, June 19, 1987.

The meeting was duly adjourned at 11:05 a.m.



Chairman

ATTEST:



Acting Secretary to the Board of
Trustees

TO: ALL TRUSTEES
DR. NEIL D. HUMPHREY, President
FROM: FRANKLIN S. BENNETT, JR., Acting Secretary to the Board of Trustees *FSB*
RE: Minutes of Special Meeting of Board of Trustees held April 11, 1987
DATE: May 22, 1987

Enclosed herewith are copies of the above-referenced Minutes.

F.S.B.

FSB:jlc

Enclosure

Cc: Dr. Bernard T. Gillis, Provost

Alan R. Kretzer, Special Counsel to the Attorney General of Ohio

MEMO TO: DR. DAVID A. GENAWAY, Librarian
FROM: FRANKLIN S. BENNETT, Secretary to
the Board of Trustees
DATE: June 19, 1987
RE: Minutes of Special Meeting of the
Board of Trustees held April 11,
1987

I am enclosing a xerox copy of the original
Minutes of the Board of Trustees meeting referred to above.

The original Minutes were approved, signed
and attested at today's meeting of the Board of Trustees.

F.S.B.

xc: Dr. Neil D. Humphrey, President
Dr. Bernard T. Gillis, Provost
Paul M. Dutton, Chairman of the Board



YOUNGSTOWN STATE UNIVERSITY

YOUNGSTOWN, OHIO 44555

June 19, 1987

Dr. Stephen Hanzely, President
YSU-OEA
Youngstown State University
410 Wick Avenue
Youngstown, Ohio 44555

Dear Dr. Hanzely:

Enclosed for your records find a copy of the Minutes of the special meeting of the Board of Trustees held April 11, 1987.

Such Minutes were approved at today's meeting of the Board and have now been signed by the Chairman and attested.

Very truly yours,

Secretary to the Board of Trustees

FSB:jlc

Enclosure

Copy to: Dr. Neil D. Humphrey
Dr. Taylor Alderman



YOUNGSTOWN STATE UNIVERSITY

YOUNGSTOWN, OHIO 44555

June 19, 1987

Mr. Thomas Thompson, president
YSU-ACE
Youngstown State University
410 Wick Avenue
Youngstown, Ohio 44555

Dear Mr. Thompson:

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Very truly yours,

Secretary to the Board of Trustees

FSB:jlc

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Xerox copy to: Dr. Neil D. Humphrey
Dr. Taylor Alderman



YOUNGSTOWN STATE UNIVERSITY
YOUNGSTOWN, OHIO 44555

June 19, 1987

Mrs. Patricia Tkacik Hanna, Director
YSU Alumni Association
410 Wick Avenue
Youngstown, Ohio 44555

Dear Mrs. Hanna:

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Such Minutes were approved at today's meeting of the Board and have now been signed by the Chairman and attested.

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Secretary to the Board of Trustees

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