

**MINUTES OF SPECIAL MEETING  
OF  
BOARD OF TRUSTEES  
OF  
YOUNGSTOWN STATE UNIVERSITY**

Tod Administration Building  
Friday, May 2, 1997

Pursuant to written call from the President, a special meeting (the one hundred and eighty-fourth) of the Board of Trustees of Youngstown State University convened at 3:00 P.M., Friday, May 2, 1997, in the Board Room in Tod Administration Building.

All nine Trustees were present at the meeting, to-wit: Dr. Y. T. Chiu, Chairperson of the Board, who presided, Mr. Edward A. Flask, Mr. Mark E. Lyden, Mr. Martin J. O'Connell, Mr. Bruce R. Beeghly, Mrs. Ruth Z. Wilkes, Mrs. Eugenia C. Atkinson, Mr. Joseph S. Nohra, and Dr. Chander M. Kohli. Also present were Student Trustees Nader G. Atway and AnneMarie McCollum.

Also present were: Dr. Leslie H. Cochran, President; Dr. James J. Scanlon, Provost; Dr. G. L. Mears, Executive Vice President; Dr. Cynthia A. Anderson, Vice President - Student Affairs; and Franklin S. Bennett, Jr., Secretary to the Board of Trustees. Also present were approximately 20 persons, including deans, members of the faculty, students, administrators and members of the news media.

The Chairperson called the meeting to order.

**ITEM I - PROOF OF NOTICE OF MEETING.**

Evidence was available to establish that notice of the meeting was mailed on April 24, 1997, to each of the nine Trustees, the Student Trustees, and to the President.

**ITEM II - DISPOSITION OF MINUTES FOR REGULAR MEETING HELD MARCH 14, 1997.**

The Chairperson stated that disposition of the Board's regular meeting held March 14, 1997, will be deferred until the next regular meeting of the Board.

**ITEM III - REPORT OF THE PRESIDENT OF THE UNIVERSITY.**

Dr. Cochran provided the following reports:

1. Capital Campaign. Dr. Cochran announced that gifts and pledges to the Capital Campaign presently stand at more than \$18 million.

2. Dr. Cochran to Attend Defense Conference. Dr. Cochran distributed a press release, a copy of which is attached to these minutes, announcing that he had accepted an invitation from the United States Secretary of Defense to participate in the Defense Department's Joint Civilian Orientation Conference (JCOC) to be held May 4 through May 11, 1997.

3. Resolution of Appreciation - Mr. Nader G. Atway. At the request of the Chairperson, the Secretary to the Board read the following resolution:

Resolution of Appreciation

YR 1997-33

WHEREAS, Nader G. Atway was appointed a Student Trustee of Youngstown State University in 1995 by Governor George V. Voinovich; and

WHEREAS, as a Student Trustee, Mr. Atway has served Youngstown State University, its faculty, staff, and students, with energy and candor, bringing a valued perspective to the Board of Trustees; and

WHEREAS, during his term as Student Trustee, Mr. Atway served as President of Youngstown State University's Student Government, and as a member of the Academic Affairs, Student Affairs, and Building and Property Committees of the Board of Trustees, and compiled a record of perfect attendance at all board and committee meetings; and

WHEREAS, Mr. Atway's term as Student Trustee has proven mutually enriching to him and to the Board of Trustees, exemplifying the value of the Student Trustee experience both to the student and to the university; and

WHEREAS, Mr. Atway's perspective, judgment, and candor will be greatly missed by the members of this Board of Trustees.

NOW, THEREFORE, BE IT RESOLVED, that the members of the Board of Trustees express their appreciation to Nader G. Atway for his efforts to promote the welfare and best interests of the students, faculty, and staff of Youngstown State University and the community which it serves; and

FURTHER, that a copy of this Resolution be furnished to Mr. Atway.

Thereafter, Mr. Beeghly moved, and Mr. Lyden seconded, a motion to adopt the resolution as read by the Secretary. After receiving the affirmative vote of all Trustees present, Mr. Atway abstaining, and the Chairperson declared the motion carried and the resolution adopted.

4. Resolution of Appreciation - Mr. Edward A. Flask. At the request of the Chairperson, the Secretary to the Board read the following resolution:

Resolution of Appreciation

YR 1997-34

WHEREAS, on December 30, 1987, Atty. Edward A. Flask was appointed to the Board of Trustees of Youngstown State University by Ohio Governor Richard F. Celeste to fill the unexpired term of resigning Trustee Paul M. Dutton; and

WHEREAS, on April 25, 1988, Governor Celeste appointed Atty. Flask to a full term on the Board of Trustees of Youngstown State University; and

WHEREAS, for more than nine years Atty. Edward A. Flask served faithfully as a Trustee of Youngstown State University, and generously devoted his time, talents, skills and efforts to the best interests of the University, its students, faculty and staff; and

WHEREAS, Atty. Flask served with distinction on the Academic Affairs, Affirmative Action, Intercollegiate Athletics, Budget and Finance, Building and Property, Development, Executive, Nominating, Personnel Relations, and Student Affairs Committees of the Board of Trustees of Youngstown State University; and

WHEREAS, as a Trustee, Atty. Flask led the efforts to establish Youngstown State University as a leader in intercollegiate athletics, on and off the playing field.

NOW, THEREFORE, BE IT RESOLVED, that the members of the Board of Trustees express their appreciation to Atty. Edward A. Flask for his dedication and efforts to promote the welfare

and best interests of the students, faculty, and staff of Youngstown State University and the community which it serves; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be furnished to Atty. Flask.

Thereafter, Mrs. Atkinson moved, and Mr. O'Connell seconded, a motion to adopt the resolution as read by the Secretary. After receiving the affirmative vote of all Trustees present, Mr. Flask abstaining, and the Chairperson declared the motion carried and the resolution adopted.

5. Resolution Regarding University Property Necessary to Widen Fifth Avenue. At the request of the President, Ms. Sandra L. Denman, University General Counsel, described the proposed resolution regarding the grant of six small parcels of land from the University to the City of Youngstown for the purpose of widening Fifth Avenue. Upon motion made by Mrs. Atkinson, seconded by Mr. O'Connell, the Board unanimously voted to adopt the following resolution:

Resolution Concerning University Property  
Needed to Widen Fifth Avenue

YR 1997-35

WHEREAS, the City of Youngstown has notified the University of its intention to widen Fifth Avenue between Wood Street and Lincoln Avenue; and

WHEREAS, the City of Youngstown Fifth Avenue widening project between Wood Street and Lincoln Avenue involves properties owned by the University, such properties which are more specifically described in the legal descriptions prepared by ms consultants, inc., and distributed during the meeting as Exhibit A; and

WHEREAS, the Board of Trustees of Youngstown State University has the statutory authority under Section 3345.18 of the Ohio Revised Code to grant a municipal corporation the right to use in perpetuity lands owned by the University for any street, road or highway purpose.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University, in accordance with Section 3345.18 of the Ohio Revised Code, hereby grants to the City of

Youngstown the right to use in perpetuity, for street, road, or highway purposes, the land described in the legal descriptions attached to this resolution as Exhibit A.

The Chairperson declared the motion carried, and the resolution adopted.

**ITEM IV - REPORTS OF THE COMMITTEES OF THE BOARD.**

The Board considered the following committee reports and recommendations:

1. Budget and Finance Committee

The Chairperson recognized Mr. Lyden, chairperson of the Budget and Finance Committee, who stated that the committee was recommending three resolutions for adoption by the Board. On behalf of the committee, he then moved for adoption of the following Resolution:

Resolution to Amend Current  
General Fund Budget, Fiscal Year 1996-97

**YR 1997-36**

WHEREAS, the Board of Trustees of Youngstown State University approved a Current General Fund budget for fiscal year 1996-97 of \$86,474,000; and

WHEREAS, the President of Youngstown State University, under authority granted by the Board of Trustees, has authorized transfers in the amount of \$64,983 to amend the Current General Fund budget; and

WHEREAS, the Board of Trustees, at the September 13, 1996 meeting authorized an increase of \$93,953 to recognize additional revenue from the St. Elizabeth Hospital contract; and

WHEREAS, the Board of Trustees at the December 13, 1996 meeting approved an increase in the Current General Fund budget of \$100,000 to provide funding for the Metro College; and

WHEREAS, revenue from Laboratory Instructional Materials Fees, Computer Assisted Course Fees, and Computer Intensive Course Fees has exceeded the budgeted amounts by \$145,000.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees does hereby amend the Current General Fund budget for fiscal year 1996-97 to \$86,877,936 to recognize the transfers authorized by the President and to recognize the additional student fees revenue.

Following discussion, the motion received the affirmative vote of all trustees present. The Chairperson declared the motion carried and the Resolution adopted.

On behalf of the committee, Mr. Lyden then moved the adoption of the following resolution:

Resolution Concerning Tuition and  
Other Student Fees and Charges

**YR 1997-37**

WHEREAS, the state biennial budget for fiscal years 1997 and 1998 has not yet been established; and

WHEREAS, the state biennial budget bill (HB 215) as currently written provides for a tuition increase of four percent total inclusive of one percent dedicated to student scholarships; and

WHEREAS, HB 215 is subject to change; and

WHEREAS, HB 215 requires that the Board of Trustees conduct two votes to establish tuition rates in excess of three percent; and

WHEREAS, it is necessary to establish tuition and other fees for fiscal year 1998.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Youngstown State University does hereby authorize tuition, fees and charges as shown on the attached Exhibit B subject to confirmation at the next regularly scheduled meeting of the Board of Trustees.

Following discussion, the motion received the affirmative vote of all trustees present. The Chairperson declared the motion carried and the Resolution adopted.

**YR 1997-38**

On behalf of the committee, Mr. Lyden then moved the adoption of the resolution entitled "SERIES 1997 RESOLUTION"

attached to these minutes as Exhibit C, and composed of seventeen pages numbered consecutively as R-1 through R-17. Following discussion, the motion received the affirmative vote of all trustees present, with Mr. Nohra abstaining. The Chairperson declared the motion carried and the Resolution adopted.

Dr. Mears reviewed the 1997-98 Budget Highlights document included with the Board's agenda. The budget assumes a headcount enrollment between 12,500 and 12,700; includes a 3.9% increase in total student tuition rate; includes a multi-service fee of \$10 for part-time students and \$20 for full-time students; eliminates the use of traditional balances brought forward and contingency reserves in the budget base; uses divisional-based balances estimated at \$500,000 for support of divisional-based budgeting; and increases auxiliary charges.

Dr. Mears stated that the budget implements employee collective bargaining agreements; maintains the student/faculty at 20:1 ratio; includes increases in Student Aid; includes the final phase funding of gender equity for Women's Intercollegiate Athletics; and provides an additional \$50,000 for University Recruitment and Promotion.

Following discussion, the Board noted Dr. Mears's report, and no formal action was necessary.

#### **ITEM V - COMMUNICATIONS, MEMORIALS**

There were no communications or memorials considered by the Board.

#### **ITEM VI - UNFINISHED BUSINESS**

There was no unfinished business considered by the Board.

#### **ITEM VII - NEW BUSINESS**

There was no new business considered by the Board.

#### **ITEM VIII - TIME AND PLACE OF UPCOMING REGULAR MEETINGS**

YR 1997-39

Upon motion made by Mr. Lyden, seconded by Dr. Kohli, which received the affirmative vote of all trustees present, the trustees resolved to set the following date and time for the next regular meeting of the Board:

3:00 P.M., on Friday, June 27, 1997

ITEM IX - ADJOURNMENT

Upon motion duly made and seconded, the meeting was duly adjourned by unanimous vote of the trustees at approximately 3:40 P.M.

\_\_\_\_\_  
Chairperson

ATTEST:

\_\_\_\_\_  
Secretary to the Board of Trustees



**LEGAL DESCRIPTIONS OF UNIVERSITY PROPERTY  
NEEDED TO WIDEN FIFTH AVENUE**

**(Prepared by ms consultants, inc.)**

**PARCEL NO. 1**  
**(Project Parcel No. 9)**

Situated in the State of Ohio, County of Mahoning, Township of Youngstown, Town 2N, Range 2W, City of Youngstown, and lying on the right side of the centerline of Fifth Ave. and bounded and described as follows:

Known as being part of Youngstown City Lot No. 55132 and 55133, according to the latest enumeration of Youngstown City Lots and Outlots.

Beginning at a point on the easterly right of way line of Fifth Ave. and 13.00' south of the southwest corner of Youngstown City Lot No. 55132;

Thence northerly along the existing easterly right of way line of Fifth Ave. and the westerly line of said City Lot No. 55132 a distance of 138 ft. to a point at the northwest corner of said City Lot No. 55132;

Thence easterly along the existing southerly right of way line of Rayen Ave. a distance of 32.09 ft. to a point on the proposed easterly right of way of Fifth Ave.; and the existing southerly right of way line of Rayen Ave.;

Thence southwesterly along said proposed right of way line on an arc of 24.17 ft. with a radius of 22.50 ft. along to a point on the proposed right of way line of said City Lot No. 55132;

Thence southerly along the proposed right of way line of said City Lot No. 55132 a distance of 118.88 ft.; Thence westerly along a line parallel to the southerly line of Lot No. 55133 a distance of 19.77 ft. to the place of beginning.

The above described area is part of auditors parcel number 53-003-0-063 & 064 and contains 2,835 sq. ft. of land, more or less.

**PARCEL NO. 3**  
**(Project Parcel No. 10A)**

Situated in the State of Ohio, County of Mahoning, Township of Youngstown, Town 2N, Range 2W, City of Youngstown, and lying on the left side of the centerline of Fifth Ave. and bounded and described as follows:

Known as being part of Youngstown City Lot No. 3998, according to the latest enumeration of Youngstown City Lots and Outlots.

Beginning at a point at the northeast corner of Youngstown City Lot No. 3998;

Thence southerly along the existing westerly right of way line of Fifth Ave. and the easterly line of said City Lot No. 3998 a distance of 10.15 ft. to the place of beginning.;

Thence westerly along the proposed right of way line of said City Lot No. 3998 a distance of 3.00 ft. to a point;

Thence southerly along said proposed westerly right of way line a distance of 4.00 ft. to a point;

Thence easterly along the proposed right of way line a distance of 3.00 ft. to a point on the existing westerly right of way line of Fifth Ave.; Thence northerly along the existing westerly right of way line of Fifth Ave. a distance of 4.00 ft. to the place of beginning.

The above described area is part of auditors parcel number 53-003-0-179 and contains 12 sq. ft. of land, more or less.

**PARCEL NO. 4**  
**(Project Parcel No. 11)**

Situated in the State of Ohio, County of Mahoning, Township of Youngstown, Town 2N, Range 2W, City of Youngstown, and lying on the right side of the centerline of Fifth Ave. and bounded and described as follows:

Known as being part of Youngstown City Lot No. 665, according to the latest enumeration of Youngstown City Lots and Outlots.

Beginning at a point at the southwest corner of Youngstown City Lot No. 665;

Thence northerly along the existing easterly right of way line of Fifth Ave. and the westerly line of said City Lot No. 665 a distance of 150.00 ft. to a point at the northwest corner of said City Lot No. 665;

Thence easterly along the northerly line of said City Lot No. 665 a distance of 28.50 ft. to a point on the proposed easterly right of way line of Fifth Ave.;

Thence southerly along said proposed easterly right of way line a distance of 139.43 ft. to a point on the proposed easterly right of way line of said City Lot No. 665;

Thence southeasterly along said proposed right of way line on an arc of 14.13' ft. with a radius of 9.50 ft. to a point on the proposed right of way line of said City Lot No. 665;

Thence southerly along said proposed easterly right of way line a distance of 1.00 ft. to a point on the existing northerly right of way line of Rayen Ave.;

Thence westerly along the northerly right of way line of said Rayen Ave. a distance of 37.50 ft. to the place of beginning.

The above described area is part of auditors parcel number 53-003-0-104 and contains 4,291 sq. ft. of land, more or less.

**PARCEL NO. 5**  
**(Project Parcel No. 13)**

Situated in the State of Ohio, County of Mahoning, Township of Youngstown, Town 2N, Range 2W, City of Youngstown, and lying on the left side of the centerline of Fifth Ave. and bounded and described as follows:

Known as being part of Youngstown City Lot No. 3999, according to the latest enumeration of Youngstown City Lots and Outlots.

Beginning at a point at the southeast corner of Youngstown City Lot No. 3999;

Thence westerly along the existing northerly right of way line of Lincoln Ave. and the southerly line of said City Lot No. 3999 a distance of 1.42 ft. to the place of beginning.

Thence northerly along the proposed right of way line a distance of 2.53 ft. to a point;

Thence westerly along said proposed northerly right of way line a distance of 4.00 ft. to a point;

Thence southerly along the proposed right of way line a distance of 2.53 ft. to a point on the existing northerly right of way line of Lincoln Ave; Thence easterly along the existing northerly right of way line of Lincoln Ave. a distance of 4.00 ft. to the place of beginning.

The above described area is part of auditors parcel number 53-003-0-227 and contains 10 sq. ft. of land, more or less.

**PARCEL NO. 6**  
**(Project Parcel No. 14)**

Situated in the State of Ohio, County of Mahoning, Township of Youngstown, Town 2N, Range 2W, City of Youngstown, and lying on the right side of Fifth Ave. and bounded and described as follows:

Known as being part of Youngstown City Lot No. 61206, according to the latest enumeration of Youngstown City Lots and Outlots.

Beginning at a point at southwest corner of Youngstown City Lot No. 61206.

Thence northerly along the existing easterly right of way line of Fifth Ave. and the westerly property line of City Lot 61206 a distance of 6.00 ft.

Thence southeasterly along the proposed right of way line a distance of 17.35 ft. to a point on the existing northerly right of way line of Lincoln Ave. and the southerly property line of City Lot 61206.

Thence westerly along the existing northerly right of way line of Lincoln Ave. and the southerly property line of City Lot 61206 a distance of 16.50 ft. To the place of beginning.

The above described area is part of auditors parcel No. 53-003-0-284 and contains 50 sq. ft. of land, more or less.

## STUDENT FEES AND CHARGES 1997-1998

Exhibit \_\_\_\_\_

DESCRIPTION	Fiscal Year 1996-97	Fiscal Year 1997-98
<b>INSTRUCTIONAL FEES</b>		
Instructional Fee		
Part-time undergraduate	\$72 per credit (1-11 credits)	\$75 per credit (1-11 credits)
Full-Time undergraduate	\$906 per quarter (12-18 credits)	\$942 per quarter (12-18 credits)
Undergraduate credits in excess of 18		
per quarter	\$38 per credit	\$40 per credit
Graduate students	\$83 per credit	\$86 per credit
<b>GENERAL FEES</b>		
Students registering part-time	\$18 per credit (1-11 credits)	\$19 per credit (1-11 credits)
Students registering full-time	\$216 per quarter (12 or more credits)	\$224 per quarter (12 or more credits)
<b>NONRESIDENT TUITION SURCHARGE</b>		
<b>Regional Service Area*:</b>		
Undergraduate -		
Students registering part-time	\$45 per credit (1-11)	\$47 per credit (1-11)
Students registering full-time	\$540 per quarter (12-18 credits)	\$562 per quarter (12-18 credits)
Students registering for more than 18 credits	\$45 per credit	\$47 per credit
Graduate	\$49 per credit	\$51 per credit
<b>Outside of Regional Service Area:</b>		
Undergraduate -		
Students registering part-time	\$101 per credit (1-11)	\$106 per credit (1-11)
Students registering full-time	\$1,212 per quarter (12-18 credits)	\$1,261 per quarter (12-18 credits)
Students registering for more than 18 credits	\$101 per credit	\$106 per credit
Graduate	\$92 per credit	\$96 per credit
<b>SPECIAL PURPOSE FEES, SERVICE CHARGES AND FINES</b>		
Change of Registration Fee	N/A	N/A
Computer Assisted Course Fee	\$25 per course	\$25 per course
Computer Intensive Course Fee	\$35 per course	\$35 per course
Credit by Examination Fee	\$40 per credit	\$10 per credit
Graduate Student Application Fee	\$30	\$30
Health & Physical Education Activity Charge: Set by and paid to independent vendor. Variable to cover cost in that course.		
Health & Physical Education Locker & Towel Charge		
Student registered for H&PE Course	\$0	\$0
All others authorized use	\$25 per quarter	\$25 per quarter
D. Replacement Charge	\$15	\$15
Immunization fee:		
Hepatitis series	\$125	\$125
Measles, Mumps, Rubella	\$30	\$30
Tetanus	\$5	\$5
International Student Credential Evaluation Fee	\$45	\$45
Intramural Team Participation Fee	\$10	\$10
Laboratory Materials Fee	\$20 per course	\$20 per course
Late Application for Graduation (after 3rd wk. of qtr.)	\$50	\$25
Late Payment Fee	\$25	\$25
Late Registration Fee	\$55	\$25 Note 2
Library Fines/Curriculum Center Fines:		
(1) Overdue book: \$.10 per day to maximum of \$11, plus cost of book replacement including a \$10 processing charge.		
(2) Overdue reserve book: \$.55 per day to a maximum of \$11, plus cost of book replacement including a \$10 processing charge.		
(3) Unauthorized removal of closed reserve book: \$.55 per day to a maximum of \$11, plus cost of book replacement, including a \$10 processing charge, plus \$35.		
<b>Multiservice Fee</b>		
Part-Time (1 - 11 credits)	\$0	\$10 Note 4
Full-Time (12 or more credits)	\$0	\$20 Note 4

Course Fee	\$25 per change**	\$0 per change** Note 1
Transcript Fee	\$5 per copy	\$0 per copy. Note 1
Diploma Mailing Charge (not assessed those attending commencement)	\$15	\$0 Note 1
Withdrawal Charge	\$25	\$0 Note 1
Diploma Replacement Charge	\$30	\$0 Note 1
Career Services Credentials Fee	\$10	\$0 Note 1
I.D. Validation Sticker Replacement Charge	\$10	\$0 Note 1
Graduation Fee	\$25	\$0 Note 1
Charge for second degree awarded	\$10 ***	\$0 *** Note 1
Orientation Fee	\$50	\$25 Note 3
Parking Permit Charge:		
Employees	\$35 per quarter	\$45 per quarter
Students	\$35 per quarter	\$38 per quarter
Per day without permit	\$2	\$3
Special Events	\$2	\$3
Performance Music Fee (plus tuition)	\$35 per credit	\$35 per credit
Professional Practice Participation Fee	\$55 per course	\$55 per course
Proficiency Examination Fee	\$30 per course	\$30 per course
Returned Check or Credit Card Fee	\$35	\$35
Student Locker Rental	\$15 per academic year	\$15 per academic year
Thesis Binding Charge	\$25 per copy	\$25 per copy
Tuition installment late payment fee	\$14	\$14
Tuition Installment Payment Plan application fee	\$25 per use	\$25 per use
Tuition Loan late payment fee	\$10 per month	\$10 per month
Parking Violations Fines:		
Class I - All violations except those in Class II	\$15	\$15
Class II - Parking in a Handicap Zone without proper permit. Parking at a Tow Away Zone, Loading Zone, Official Use Only sign, Fire Lane, or in the Campus Core area.	\$50	\$50
Undergraduate Application Fee (first enrollment)	\$25	\$25 Note 5
Former student returning	\$0	\$0
University Housing		
Room and Board per academic year: Residence Hall \$1,400 per quarter, except that an extra \$200 is collected the first quarter of residency and the Spring Quarter is reduced by \$200. (If a resident does not stay through the Spring Quarter the \$200 is forfeited.)	\$4,200	\$4,350
Residence Hall Security Deposit (paid first quarter)	\$100	\$100
Single Room Surcharge (subject to availability)	\$250 per quarter	\$300 per quarter
Residence Hall Summer Session		
Room, per five-week session	\$350	\$385
Single Room Surcharge, per five-week session	\$120	\$150
Security Deposit	\$100	\$100
University Apartments (room only, per person per academic year)	\$2,650	\$2,730
Summer (room only - five weeks)	\$400	\$425
Voluntary Board Plan (Students not rooming in University housing)		
Nineteen-meal Plan - per week	\$615 per quarter	\$635 per quarter
Fifteen-meal Plan - per week	\$525 per quarter	\$540 per quarter
Ten-meal Plan - per week	\$420 per quarter	\$435 per quarter
Five-meal Plan - per week	\$230 per quarter	\$240 per quarter
Break Housing		
Winter break		\$50
Other break		\$25
<b>OTHER FEES AND CHARGES:</b>		
Career Planning Program Test Fee	\$30 per use	\$30 per use
Child Development Laboratory Charge	\$25 per quarter	\$25 per quarter
Early Childhood Practicum Charge	\$25 per quarter	\$25 per quarter
Elementary Education Reading Specialist Charge	\$25 per quarter	\$25 per quarter
Maag Library Carrel	\$25 annual charge	\$25 annual charge
Nonstudent Library Card. Issued only to members of the YSU Alumni Association or "Friends of the Maag Library Association."	\$0	\$0

\* The Youngstown State University Regional Service Area, for Non-resident Tuition surcharge purposes, is defined as including the counties of Chautauqua, New York; Allegheny, Armstrong, Beaver, Butler, Clarion, Crawford, Erie, Fayette, Forest, Greene, Indiana, Jefferson, Lawrence, Mercer, Venango, Warren, Washington, and Westmoreland, Pennsylvania; and Brooke, Hancock, Marshall, and Ohio, West Virginia.



alendar days, excluding Summer Sessions. See Schedule of Classes for dates during which no charge for changes  
ident class schedules will be assessed and for any changes.

\* See Schedule of Classes for days that courses may be added or dropped without a charge.

\* Reduced charge for a second degree awarded applies only to degrees  
awarded at the same graduation as the first degree.

Note 1. These fees will be abolished and replaced with the Multi-Service fee.

Note 2. A \$25 fee will be charged to all current students who register on or after late and final registration as indicated in the current schedule of  
classes. The fee is assessed after the last day of registration for current students. The fee will not apply to new students or former  
students who have not been registered for the most recent two quarters, including Summer terms. Exceptions to the fee  
will be at the sole discretion of the Registrar with the expectation that few will be granted.

Note 3. The fee will be for all new students invited to either SOAR or Early Advising and Registration. No portion of the fee is  
applicable to tuition and the fee is nonrefundable.

Note 4. Replaces nine other fees, plus the proposed technology improvement fee.

Note 5. May be waived at discretion of Director of New Student Relations with approval of Executive Vice President.

## SERIES 1997 RESOLUTION

Providing for the authorization, issuance and sale of not to exceed \$200,000 General Receipts Bonds, Series 1997, of Youngstown State University; for the authorization of a Supplemental Trust Indenture to secure the payment of Bond Service Charges on the Series 1997 Bonds; and for related purposes.

WHEREAS, pursuant to Sections 3345.11 and 3345.12 of the Ohio Revised Code, as enacted under authority of the Constitution of Ohio, particularly Section 2i of Article VIII thereof, Youngstown State University (the "University"), a state university of the State of Ohio (the "State") created and existing under Chapter 3356 of the Ohio Revised Code, is authorized and empowered, among other things (a) to issue, as provided herein, additional bonds on a parity with previously issued bonds by the University to pay the costs of certain capital facilities as provided in Section 3345.12 of the Ohio Revised Code (herein called "University Facilities"); (b) to pledge to the payment of such bonds all or a specified part of the gross amount of the General Receipts of the University in priority to all other expenses, claims or payment; (c) to covenant, as herein provided, that the University will make, fix, adjust and collect the fees, rates, rentals, charges and other items comprising General Receipts to produce General Receipts sufficient at all times to meet Bond Service Charges on the Bonds, establish and maintain the required reserves and meet other requirements herein provided; and (d) to provide for a supplemental trust indenture to make further provisions for securing the payment of the Bond Service Charges on the Series 1997 Bonds;

WHEREAS, pursuant to a Trust Indenture dated as of October 15, 1989 (the "Original Indenture") and a Resolution duly adopted by this Board of Trustees (the "Board") on September 22, 1989 (the "Series 1989 Resolution") the University issued \$6,720,000 of General Receipts Bonds, Series 1989, dated as of October 15, 1989 (the "Series 1989 Bonds");

WHEREAS, pursuant to Section 2.10 of the Series 1989 Indenture, the University may issue Additional Bonds under a Series Resolution and Supplemental Indenture on a parity with the Series 1989 Bonds ("Parity Obligations");

WHEREAS, pursuant to a First Supplemental Indenture dated as of May 1, 1994 (the "First Supplemental Indenture") and a Resolution duly adopted by the Board on March 24, 1994, and amended by the Board on April 8, 1994 and May 6, 1994 (the "Series 1994 Resolution"), the University issued \$8,585,000 of General Receipts Bonds, Series 1994, dated as of May 1, 1994 (the "Series 1994 Bonds") as Parity Obligations;

WHEREAS, pursuant to a Second Supplemental Indenture dated as of December 1, 1996 (the "Second Supplemental Indenture") and a Resolution duly adopted by the Board on November 4, 1996 (the "Series 1996 Resolution"), the University issued \$3,000,000 of General Receipts Bonds, Series 1996, dated as of December 18, 1996 (the "Series 1996 Bonds") as Parity Obligations;

WHEREAS, the University has previously determined in the Series 1996 Resolution, and does hereby confirm, that it is necessary to proceed with the Project (as defined herein);

WHEREAS, the University has previously determined that it is necessary to issue, sell and deliver Additional Bonds constituting Parity Obligations in order to finance a portion of the costs of the Project, together with costs incident to the financing represented by such Parity Obligations, including capitalized interest during construction, legal fees, financing charges and fees, trustee and paying agent fees, and other necessary expenses;

WHEREAS, pursuant to the foregoing, and in order to accomplish the purposes set forth herein, the University has determined to issue not to exceed Two Hundred Thousand

Dollars (\$200,000) principal amount of General Receipts Bonds, to be designated "General Receipts Bonds, Series 1997," as such Parity Obligations; and

WHEREAS, pursuant to the foregoing, the University desires to make provisions for the issuance of the Series 1997 Bonds, and for the payment of the Bond Service Charges thereon and the securing thereof by this Resolution and the Indenture;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Youngstown State University, as follows:

Section 1. Definitions and Interpretations. All words and terms defined in the Original Indenture, as amended and supplemented by the First Supplemental Indenture and the Second Supplemental Indenture, and the Series 1989 Resolution shall have the same meanings herein as therein unless the context or use otherwise so indicates. In addition to the words and terms defined in the Original Indenture, as amended and supplemented by the First Supplemental Indenture and the Second Supplemental Indenture, and the Series 1989 Resolution, the following words and terms used in this Resolution, in the Series 1997 Bonds and in the Certificate of Award authorized hereby shall have the following meanings unless otherwise herein or therein provided and unless the context or use clearly indicates another or different meaning of intent:

"Book Entry Form" or "Book Entry System" shall mean a form or system in or under which (i) the beneficial right to the Series 1997 Bonds and the Bond Service Charges on the Series 1997 Bonds may be transferred only through a book entry, and (ii) physical bond certificates in fully registered form are issued by the University only to a Securities Depository or its nominee as registered owner, and the bonds "immobilized" in the custody of the Securities Depository, and the book entry maintained by a person or persons other than the University or

the Trustee being the record that identifies the owners of beneficial interests in the Series 1997 Bonds and the Bond Service Charges on the Series 1997 Bonds.

"Certificate of Award" means the Certificate of Award authorized pursuant to Section 4 hereof.

"Code" means the Internal Revenue Code of 1986, the regulations (whether proposed, temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of or successor provisions to the foregoing, and any official mailings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a section of the Code includes that section and those applicable regulations, rulings, announcements, notices, procedures and determinations pertinent to that section.

"Indenture" means the Original Indenture as amended and supplemented by the First Supplemental Indenture, the Second Supplemental Indenture and the Third Supplemental Indenture authorized by Section 11 and as the same may be further amended and supplemented in accordance with its terms.

"Interest Payment Dates" means, with respect to the Series 1997 Bonds, the days in each year identified as such in the Certificate of Award, commencing on such a date not later than the first anniversary date of the delivery of the Series 1997 Bonds.

"Original Purchaser" means, as to the Series 1997 Bonds, the person or persons identified as the purchaser or purchasers in the Certificate of Award.

"Project" or "Series 1997 University Facilities Project" means acquiring, constructing, equipping and furnishing new loges and a stadium club for, and improving the existing press boxes at Stambaugh Stadium.

"Securities Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its participants or otherwise, a Book Entry System to record ownership and effect transfers of book entry interests in bonds, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Series 1997 Bonds" means the General Receipts Bonds, Series 1997 authorized by this Resolution.

"Series 1997 Resolution" or "this Resolution" means this Resolution authorizing the issuance and sale of the Series 1997 Bonds.

"Special Record Date" means, with respect to any Series 1997 Bond, the date established by the Trustee in connection with the payment of any overdue interest on that Series 1997 Bond pursuant to Section 3(g)(ii) hereof.

Unless the context shall otherwise indicate, words importing the singular number shall include the plural number, and vice versa, words of the masculine gender shall also connote the female gender, and vice versa, and the terms "hereof," and "herein," "hereby," "hereto," "hereunder," and similar terms, mean this Series 1997 Resolution and the Indenture.

Section 2. Authorization, Designation and Purpose of Series 1997 Bonds. It is hereby declared to be necessary to, and the University shall, issue, sell and deliver, as provided and authorized in this Series 1997 Resolution and in the Indenture, General Receipts Bonds of the University, which shall be designated "General Receipts Bonds, Series 1997," in the maximum aggregate principal amount of not to exceed Two Hundred Thousand Dollars (\$200,000), with the actual principal amount to be as set forth in the Certificate of Award, determined on the basis of the Fiscal Officer's certification in the Certificate of Award of the

amounts required to pay Costs of the University Facilities that constitute the Project, to pay costs of issuance of the Series 1997 Bonds, to reimburse, if necessary, the University for any such costs paid from funds of the University, and to fund the Bond Reserve Requirement with respect to the Series 1997 Bonds, if any. The proceeds from the sale of the Series 1997 Bonds shall be allocated and deposited as provided in Section 9 hereof. The Series 1997 Bonds shall be issued as obligations to which Section 103(a) of the Code applies and shall be issued for the purpose of paying costs of those University Facilities that constitute the Project that will not cause the Series 1997 Bonds to become "private activity bonds" under Section 141 of the Code.

The appropriate officers of the University and the Board are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary and appropriate to consummate the transactions contemplated by this Series 1997 Resolution and the Indenture.

Section 3. Terms and Provisions Applicable to the Series 1997 Bonds.

(a) Form and Numbers. The Series 1997 Bonds shall be issued, unless otherwise subsequently provided in a Supplemental Indenture, only as fully registered Bonds and substantially in the form set forth in the Indenture, and shall be numbered as determined by the Fiscal Officer.

The Series 1997 Bonds may be issued to a Securities Depository for holding in a Book Entry System, and, if so issued: (i) the Series 1997 Bonds shall be registered in the name of the Securities Depository or its nominee, as registered owner, and immobilized in the custody of the Securities Depository; and (ii) the Series 1997 Bonds shall not be transferable or exchangeable, except for transfer to another Securities Depository or to another nominee of a

Securities Depository as referred to in subsection (j) of this Section, without further action by the University as referred to in that subsection (j).

(b) Denomination and Dates. Except as referred to in subsection (j) of this Section, there shall be a single Series 1997 Bond representing each maturity of the Series 1997 Bonds. Series 1997 Bonds initially issued and those authenticated prior to the first Interest Payment Date shall be dated as of the date of the Series 1997 Bonds to be specified in the Certificate of Award, which shall not be later than June 30, 1997. Series 1997 Bonds subsequently authenticated shall be dated as of the last Interest Payment Date preceding the date of their authentication except in the latter case that (i) if authenticated on an Interest Payment Date they shall be dated as of that date and (ii) if at the time of authentication interest thereon is in default they shall be dated as of the date to which interest has been paid. Each Series 1997 Bond shall have only one principal maturity date, except for interim certificates or receipts which may be issued pending preparation of definitive Series 1997 Bonds.

(c) Maximum Aggregate Principal Amount. The Series 1997 Bonds shall be issued in a maximum aggregate principal amount not to exceed Two Hundred Thousand Dollars (\$200,000).

(d) Interest. The Series 1997 Bonds shall bear interest from their respective dates payable on the Interest Payment Dates at the respective rates per annum to be determined by the Fiscal Officer and set forth in the Certificate of Award. The stated interest rate for any maturity of Series 1997 Bonds may not exceed 6.25% per annum.

(e) Maturities. The Series 1997 Bonds shall mature on the date specified in the Certificate of Award in each of the years from not earlier than 1998 through not later than



2018 and in the principal amounts in each year as the Fiscal Officer determines, provides and states in the Certificate of Award.

(f) Prior Redemption.

(i) Mandatory Redemption. Mandatory redemption of Series 1997 Bonds of certain maturities prior to maturity, pursuant to the Mandatory Sinking Fund Requirements, shall be as provided in the Certificate of Award.

(ii) Optional Redemption. Certain maturities of the Series 1997 Bonds, as provided in the Certificate of Award, may be subject to optional redemption at the option of the University, prior to stated maturity in whole or in part, in accordance with the terms, conditions, redemption prices and on the dates set forth in the Certificate of Award; provided, however, that the redemption price shall not exceed 105% and the earliest optional redemption date shall not be later than the tenth (10<sup>th</sup>) anniversary of the first principal payment date of the Series 1997 Bonds.

(iii) Terms and Provisions of Redemption. Provisions of the Indenture regarding notice of call for redemption and other terms and provisions of the Indenture governing redemption of the Bonds shall apply to the Series 1997 Bonds.

(g) Places and Manner of Payment, and Paving Agents.

(i) Principal. The principal of and any redemption premium on Series 1997 Bonds shall be payable when due only to the registered owners, upon presentation and surrender of the Series 1997 Bonds at the principal corporate trust office of the Trustee.

(ii) Interest. Interest on any Series 1997 Bond due on each Interest Payment Date shall be payable by check which the Trustee shall cause to be mailed on the Interest Payment Date to the person who is the registered owner of the Series 1997 Bond (or one

or more predecessor Series 1997 Bonds) at the close of business on the Regular Record Date applicable to that Interest Payment Date, at the address then appearing on the Register. If and to any extent, however, that the University shall make neither payment nor provision for payment of interest on any Series 1997 Bond on any Interest Payment Date, that interest shall cease to be payable to the person who was the registered owner of that Series 1997 Bond (or of one or more predecessor Series 1997 Bonds) as of the applicable Regular Record Date; when money becomes available for payment of that interest the Trustee shall, subject to Section 6.06(d) of the Indenture, establish a Special Record Date for the payment of that interest which shall be not more than ten (10) nor fewer than five (5) days prior to the date of the proposed payment, and the Trustee shall cause notice of the proposed payment and of the Special Record Date to be mailed to the person who is the registered owner of that Series 1997 Bond on a date not fewer than five (5) days prior to the Special Record Date, at the address as then appears on the Register, and thereafter that interest shall be payable to the person who is the registered owner of that Series 1997 Bond (or a predecessor Series 1997 Bond) at the close of business on the Special Record Date.

(iii) Securities Depository; Special Provisions. Notwithstanding any other provision of this Series 1997 Resolution or any provision of the Indenture or any Series 1997 Bond to the contrary, with the approval of the Fiscal Officer, the Trustee may agree with the Securities Depository (or its nominee) that is the registered owner of a Series 1997 Bond in the custody of that Securities Depository to make all payments to that Securities Depository of principal of and interest and any premium on that Series 1997 Bond or any portion of that Series 1997 Bond (other than any payment of its entire unpaid principal if so provided in the Indenture) at a place and in a manner (including wire transfer of federal funds) other than as provided above

in this Series 1997 Resolution, with or without prior presentation or surrender of the Series 1997 Bond, upon any conditions which shall be satisfactory to the Trustee and the Fiscal Officer. That payment in any event shall be made to the person who is the registered owner of that Series 1997 Bond on the date that principal and premium is due, or, with respect to the payment of interest, as of the applicable Regular Record Date or Special Record Date or other date agreed upon as the case may be. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Series 1997 Resolution and the Indenture.

(i) Execution. The Chairman of the Board and the Fiscal Officer are hereby authorized to make the necessary arrangements with the Original Purchaser to establish the date, location, procedures and conditions for the delivery of the Series 1997 Bonds and to take all steps as necessary to effect due execution, authentication and delivery of the Series 1997 Bonds to the Original Purchaser under the terms of this Resolution. The Series 1997 Bonds shall be signed by the Chairman of the Board and the Fiscal Officer in their official capacities (provided that both of the signatures may be facsimiles) on behalf of the University, in substantially the form of Exhibit A, as appropriate, attached to the Third Supplemental Indenture now on file with the Secretary of the Board, but shall reflect any modifications, changes and supplements required to conform the form of Bonds with the provisions of the Certificate of Award. The Fiscal Officer shall approve, on behalf of the Board, any such modifications, changes and supplements.

(j) Replacement of Securities Depository: Replacement Series 1997 Bonds. If any Securities Depository for the Series 1997 Bonds determines not to continue to act as a Securities Depository for the Series 1997 Bonds for use in a Book Entry System, the University may attempt to have established a securities depository/book entry relationship with another

Securities Depository under this Series 1997 Resolution. If the University does not or is unable to do so, after the Trustee has made provision for notification of the owners of book entry interest by appropriate notice to the then Securities Depository, the University and the Trustee shall permit withdrawal of the Series 1997 Bonds from the Securities Depository, and authenticate and deliver Series 1997 Bond certificates in fully registered form and in the authorized denominations set forth in the Certificate of Award, to the assigns of the Securities Depository or its nominee designated to the Trustee in writing by the Securities Depository, all at the cost and expense (including costs of printing or otherwise preparing, and delivering, replacement Series 1997 Bonds), if the event is not the result of University action or inaction, of those persons requesting that authentication and delivery. Replacement Series 1997 Bonds shall be in such form as determined by the Fiscal Officer, consistent with the Indenture.

Section 4. Sale of Series 1997 Bonds.

(a) General: Certificate of Award. The Series 1997 Bonds shall be sold to the Original Purchaser on such further or revised terms authorized or not inconsistent with this Series 1997 Resolution as are provided for or specified in the Certificate of Award. The Fiscal Officer is hereby authorized and directed to award the Series 1997 Bonds to the Original Purchaser; provided that terms of sale can be agreed to that are consistent with the terms of this Resolution.

The purchase price may not be less than 97% of the aggregate principal amount of the Series 1997 Bonds, plus any interest accrued from the date of the Series 1997 Bonds to their delivery date. The Fiscal Officer is authorized and directed to execute the Certificate of Award, in order to provide for the definitive terms, and terms of sale and award to the Original Purchaser, of the Series 1997 Bonds as provided in this Series 1997 Resolution, but not later than June 30, 1997. The Certificate of Award shall not be inconsistent with this Series 1997

Resolution, and shall not be materially adverse to the University as approved by the Fiscal Officer. The Certificate of Award shall be deemed part of this Resolution in connection with the authorization, issuance and sale of the Series 1997 Bonds.

(b) Continuing Disclosure. The Fiscal Officer is authorized and directed, if legally required, to execute a continuing disclosure certificate, in such form as shall comply with the Rule 15c2-12 of the Securities and Exchange Commission, dated that date of delivery of the Series 1997 Bonds, or any series thereof, and delivered to the Original Purchaser.

Section 5. Deposits to the Bond Fund. There is hereby created by the University and ordered maintained, as a separate deposit account within the Bond Fund, accounts designated the "Series 1997 Bond Service Account."

The University shall deposit in the Series 1997 Bond Service Account of the Bond Fund from General Receipts each month (a) beginning on the date specified in the Certificate of Award, an amount which, if deposited in each of the six (6) months next preceding the next Interest Payment Date, would, together with the money then on deposit in the Series 1997 Bond Service Account and available for such purpose, suffice to pay interest falling due on the Series 1997 Bonds on the next succeeding Interest Payment Date, and (b) beginning on the date specified in the Certificate of Award, an amount which, if deposited in each of the twelve (12) months next preceding the next Principal Payment Date would, together with the money then on deposit in the Series 1997 Bond Service Account and available for such purpose, suffice to pay the principal of the Series 1997 Bonds payable on the next succeeding Principal Payment Date (whether by maturity or mandatory sinking fund redemption); provided, however, that if the first Interest Payment Date is less than six (6) months from the delivery of the Series 1997 Bonds and

the first Principal Payment is less than twelve (12) months from the delivery of the Series 1997 Bonds, the initial amounts to be deposited shall be as set forth in the Certificate of Award.

Section 6. Bond Reserve Fund. If it is determined by the Fiscal Officer to make a deposit into the Bond Reserve Fund with respect to the Series 1997 Bonds, there shall be created by the University and ordered maintained as separate deposit accounts within the Bond Reserve Fund, an account designated the "Series 1997 Bond Reserve Account." Such deposit with respect to the Series 1997 Bonds shall be such amount as is determined by the Fiscal Officer to result in the most favorable terms for the University with respect to the sale of the Series 1997 Bonds and shall be set forth in Certificate of Award, but shall in no event, exceed the amount required to be deposited in order to comply with the Bond Reserve Requirement as defined in the Indenture. The Series 1997 Bond Reserve Account, if any, may be funded from proceeds of the Series 1997 Bonds, as provided in the Certificate of Award, in the amounts required by the Indenture.

Section 7. Construction Fund. There is hereby created by the University and ordered maintained as a separate deposit account within the Construction Fund, an account designated the "Series 1997 Construction Account." The Series 1997 Construction Account shall be funded from proceeds of the Series 1997 Bonds, as provided in the Certificate of Award.

Section 8. Expense Fund. There is hereby created by the University and ordered maintained as a separate deposit account in the Expense Fund, accounts designated the "Series 1997 Expense Account." A portion of the proceeds of the Series 1997 Bonds shall be deposited by the Trustee at the written direction of the Fiscal Officer in the Series 1997 Expense Account for the purpose of paying certain costs and expenses associated with the issuance of the Series 1997 Bonds.

Section 9. Application of Bonds Proceeds. The proceeds from the sale of the Series 1997 Bonds shall be applied solely to the purposes for which such issue is authorized pursuant to Section 2 hereof. Such proceeds shall be allocated for such purposes as provided in this Resolution, the Indenture and the Certificate of Award, and shall be held, invested and paid out as therein provided.

Section 10. Tax Covenants: Rebate Fund.

(a) Covenants. The University, hereby covenants that:

(i) It will use, and will restrict the use and investment of, the proceeds of the Series 1997 Bonds in such manner and to such extent as may be necessary so that (A) those Series 1997 Bonds will not constitute private activity bonds, arbitrage bonds or hedge bonds under Section 141, 148 or 149 of the Code, or be treated other than as bonds to which Section 103(a) of the Code applies, and (B) the interest on those Series 1997 Bonds will not be treated as a preference item under Section 57 of the Code.

(ii) It (a) will take or cause to be taken such actions that may be required for it for the interest on the Series 1997 Bonds to be and remain excluded from gross income for federal income tax purposes, and (b) will not take or authorize to be taken any actions that would adversely affect that exclusion, and it, or persons acting for it, will, among other acts of compliance, (1) apply the proceeds of the Series 1997 Bonds to the governmental purpose of the borrowing, (2) restrict the yield on investment property, (3) make timely and adequate payments to the federal government, (4) maintain books and records and make calculations and reports, and (5) refrain from certain uses of those proceeds and of property financed with those proceeds, all in such manner and to the extent necessary to assure that exclusion of that interest under the Code. The Fiscal Officer and other appropriate officers are authorized (i) to make or

effect any election, selection, designation, choice, consent, approval or waiver on behalf of the University with respect to the Series 1997 Bonds as the University is permitted to make or give under the federal income tax laws, including, without limitation, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuming, enhancing or protecting favorable tax treatment or status of the Series 1997 Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (i) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the University, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Series 1997 Bonds, and (ii) to give one or more appropriate certificates, for inclusion in the transcript of proceedings for those Series 1997 Bonds, setting forth the reasonable expectations of the University regarding the amount and use of all the proceeds of those Series 1997 Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Series 1997 Bonds.

(b) Rebate Fund. There is hereby created the Series 1997 Bonds Rebate Fund (the "Rebate Fund"), to be in the custody of the University, which shall be continuously invested in Eligible Investments at the direction of the Fiscal Officer. The Rebate Fund shall be held, administered and disposed of in accordance with the applicable provisions of the Indenture.



Amounts credited to the Rebate Fund are not General Receipts and shall be free and clear of any lien under the Indenture.

(c) Reimbursement. The University may pay Project costs with funds drawn temporarily from the funds of the University and may be reimbursed for such payment from the proceeds of the Series 1997 Bonds. If such payment is to be reimbursed from proceeds of the Series 1997 Bonds, the University may make such payment inasmuch as it intends and reasonably expects that the cost of such expenditures will be reimbursed not later than eighteen (18) months after the later of the date of such expenditures or the Project is placed in service (but in no event more than three (3) years after the date of the original expenditures), in a principal amount that is not anticipated to exceed the principal amount of the Series 1997 Bonds.

Section 11. Third Supplemental Indenture. In order to secure the payment of the Bond Service Charges on the Series 1997 Bonds by the Original Indenture as amended and supplemented by the First Supplemental Indenture and the Second Supplemental Indenture, the Chairman or Vice-Chairman of this Board, the Fiscal Officer, or any one or more of them, are authorized and directed to execute and deliver to the Trustee, in the name of and on behalf of the University, and the Secretary to this Board is authorized and directed to attest, a Third Supplemental Indenture in connection with the issuance of the Series 1997 Bonds, in substantially the form submitted to this Board with such changes or additions therein not substantially adverse to the University as may be permitted by the Act and approved by the officer or officers executing the same on behalf of the University. The approval of those changes, and that they are not substantially adverse to the University, shall be exclusively evidenced by the execution of such Indenture by that officer or those officers.

Section 12. Incorporation of Indenture and Resolution. It is understood and acknowledged that the Series 1997 Bonds are being issued pursuant to the Indenture, the Series 1989 Resolution and the Series 1997 Resolution, and that the Series 1997 Bonds are subject to the terms and conditions of the Indenture and the Series 1989 Resolution except to the extent that such terms and conditions are modified or amended by or pursuant to the Series 1997 Resolution. All terms, conditions, covenants and warranties contained in the Indenture and Series 1989 Resolution, except as otherwise provided in or pursuant to the Series 1997 Resolution, shall apply with like force and effect to the Series 1997 Bonds as if originally made in connection with the issuance thereof.

Section 13. Open Meetings. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Series 1997 Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

Section 14. Effective Date. This Series 1997 Resolution shall be effective immediately upon its adoption.

Adopted: \_\_\_\_\_, 1997

**Special Board of Trustees Meeting  
May 2, 1997  
YR 1997-**

**Agenda Item E.1.d.**

**For Immediate Release**

May 2, 1997

## **YSU PRESIDENT TO ATTEND DEFENSE CONFERENCE**

**YOUNGSTOWN, Ohio** - Youngstown State University President Les Cochran has accepted an invitation from United States Secretary of Defense William S. Cohen to participate in the Defense Department's Joint Civilian Orientation Conference (JCOC) May 4-11.

This year's program, which will begin in Washington, D.C., will expose participants to the dynamics of U.S. military personnel, equipment capabilities, and national defense strategy.

The program will begin with briefings by the secretary of defense and other senior Department of Defense leaders, after which the participants will view the National Military Command Center and parts of the Pentagon, the world's largest government office building.

Conference participants will then travel to military bases around the country, starting in Yorktown, Va., to visit the Coast Guard. From there, participants will fly on to the Army's Fort Hood, Tex. base, and then to Hurlburt Field and Eglin Air Force Base in Florida. The final leg of their journey will take them to Camp Lejeune, N.C., to visit the Marine Corps and then to the Navy's facilities in Norfolk, Va., where they will view naval operations at sea and ashore. The conference will conclude at the end of the Navy visit.

(over)

## **DEFENSE CONFERENCE/ADD 2**

Participants in the conferences are offered a rare opportunity to see most facets of American military power, something very few service members and Defense Department employees ever see. Cochran explained that at each location, they will dine with soldiers, sailors, airmen, and marines; fly on military aircraft; fire weapons; experience aircraft carrier landings and launches; and observe amphibious landings, urban area combat techniques, special operation assaults, as well as other air power and warfare demonstrations.

The Joint Civilian Orientation Conference was initiated in 1948 and, as the oldest Pentagon public relations program, is the Secretary of Defense's premier civic leader program. Approximately 60 U.S. citizens in non-military careers are selected from hundreds of candidates nominated by military commands worldwide. The selection process is highly competitive.

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**MEDIA CONTACT:** Linda Lewis, University Relations, (330) 742-3519.