



OHIO
UNIVERSITY

Board of Trustees

Ohio University

Minutes

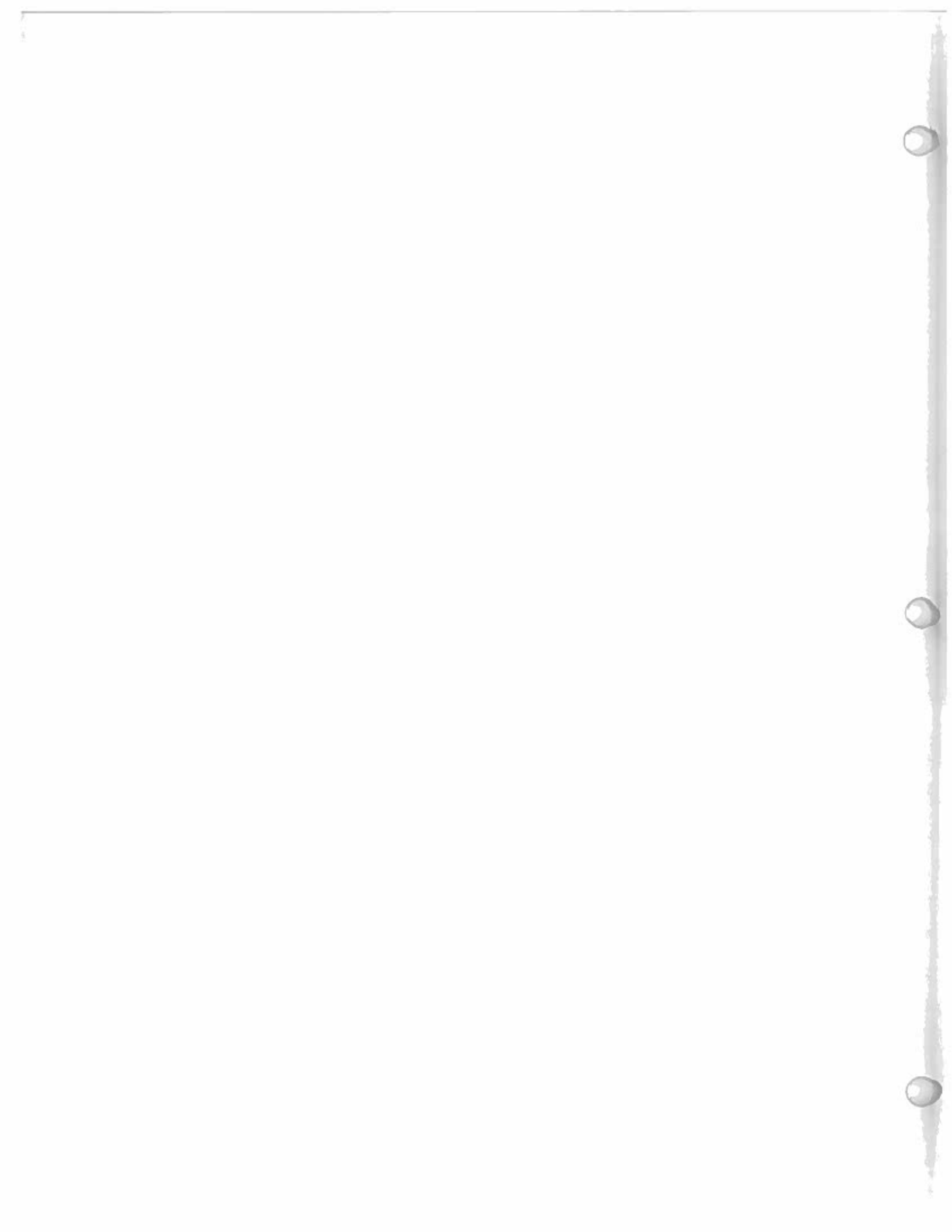
April 24, 2009



**MINUTES OF THE MEETING OF
THE BOARD OF TRUSTEES OF OHIO UNIVERSITY**

April 24, 2009

**Margaret M. Walter Hall, Governance Room
Ohio University, Athens Campus**



THE OHIO UNIVERSITY BOARD OF TRUSTEES
MINUTES OF April 24, 2009 MEETING

TABLE OF CONTENTS

Communications, Petitions and Memorials53

Reports

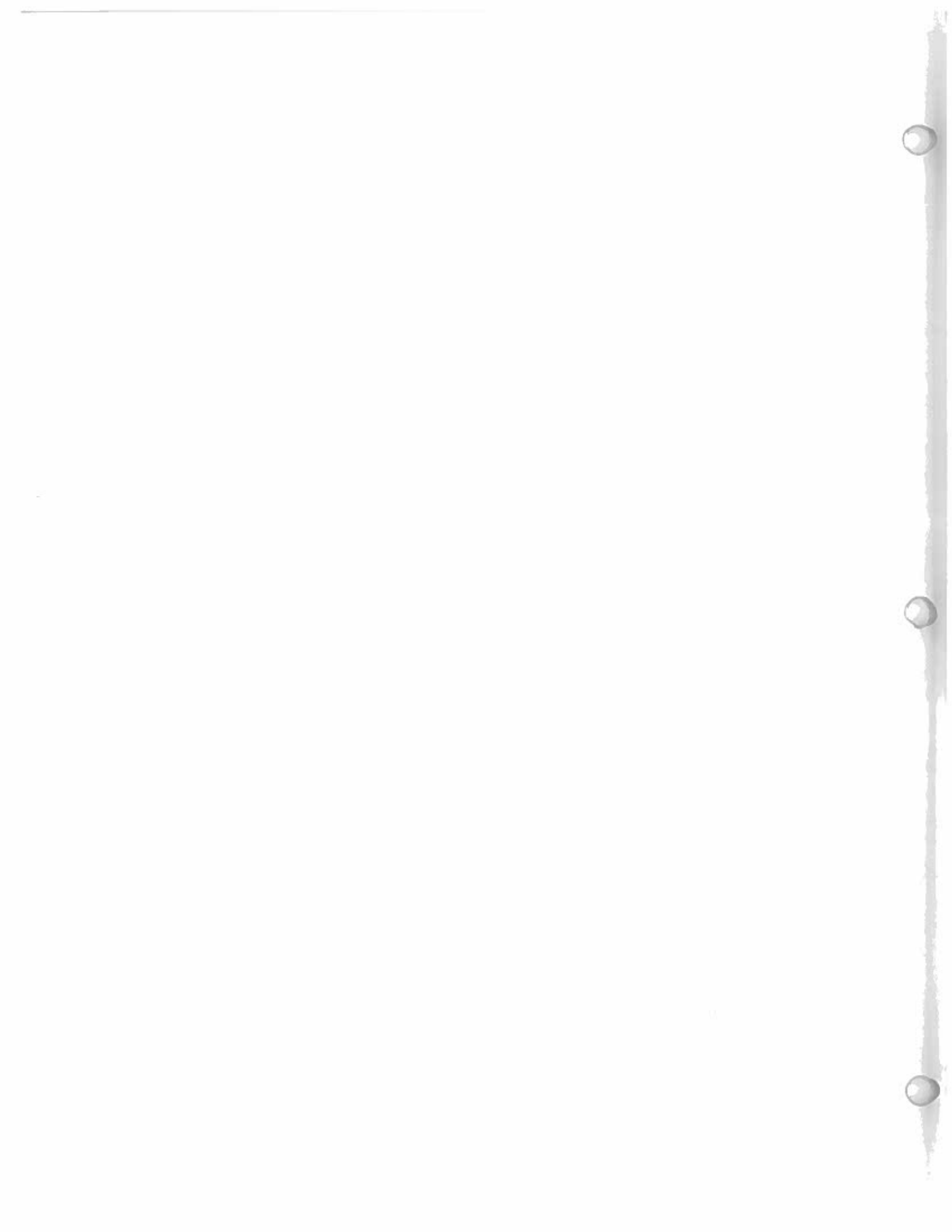
- Report from the Chair53
- Report of the President55
- Report of the Executive Vice President and Provost55

University Resources Committee

- University Resources Committee Minutes57
- Fiscal Year 2009-2010 Instructional Fee, General Fee and Non-Resident Surcharge, Resolution 2009 – 3103.....57
- Fiscal Year 2009-2010 Student Course, Technology, and Miscellaneous Fees, Resolution 2009 – 310458
- Fiscal Year 2009-2010 Residence and Dining Hall Fee Rates, Resolution 2009 – 3105.....59
- Fiscal Year 2009-2010 Network & Student Information System Fee, Resolution 2009 – 310660
- Approval of Project and Authorization to Develop Construction Documents, Receive Bids and Award Construction Contracts for Central Food Facility Renovation, First Phase, Resolution 2009 – 310761

University Academics Committee

- University Academics Committee Minutes.....62
- Faculty Emeritus/Emerita Awards, Resolution 2009 – 310862
- Faculty Fellowship Awards, Resolution 2009 – 310963
- College Of Arts And Sciences Undergraduate Certificate In Islamic Studies, Resolution 2009 – 3110.....64
- Russ College of Engineering and Technology graduate Certificate in Bioinformatics, Resolution 2009 – 311164
- Major and Degree Program Reviews, Resolution 2009 – 311265
- Appointment to Regional Coordinating Councils, Resolution 2009-311366



Governance Committee

- Governance Committee Minutes.....67
- Statement of Expectations for Members of the Board of Trustees of Ohio University, Resolution 2009 – 311467
- Reappointment of National Trustee, Resolution 2009 – 311571
- Meeting Dates for Succeeding Years, Designation of Stated Meeting Dates for Years Beginning July 1, 2009 and Ending June 30, 2010, Resolution 2009 – 311672
- Election of Chairperson, Resolution 2009 – 3117.....73
- Election of Vice Chairperson, Resolution 2009 – 311873

Audit Committee

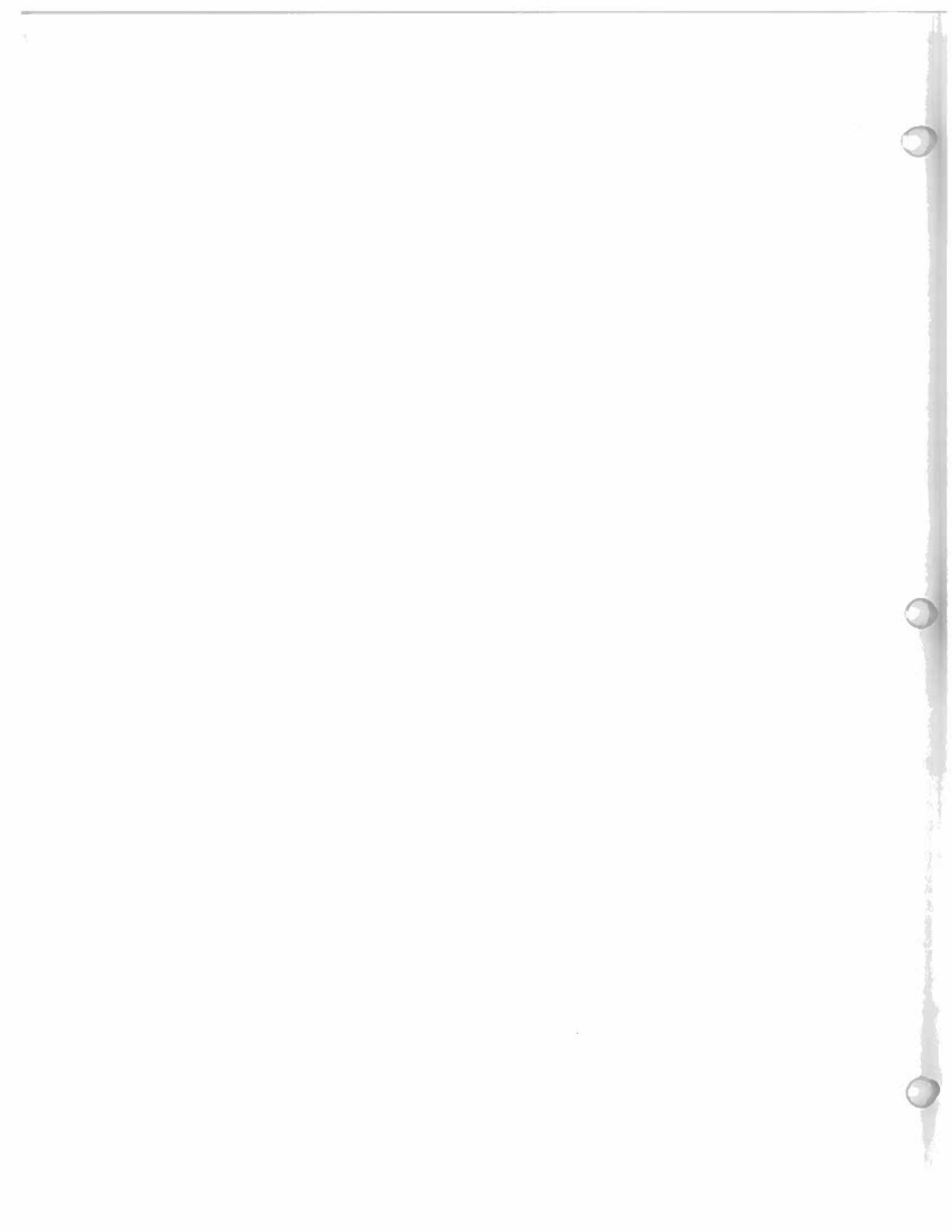
- Audit Committee Minutes73

Executive Committee

- Executive Committee Minutes73
- Honorary Degree Awards, Resolution 2009 – 3119.....74

Appendices

- A Letter to the Board of Trustees
- B President’s Report
- C Executive Vice President and Provost’s Report
- D University Resources Committee
- E University Academics Committee
- F Governance Committee
- G Audit Committee
- H Executive Committee



Chairman C. Daniel DeLawder called the meeting to order at 10:02 a.m. and requested Board Secretary Thomas E. Davis to call the roll.

ROLL CALL

Present– Chair C. Daniel DeLawder, Vice Chairperson M. Marnette Perry, Trustees David Brightbill, Norman E. “Ned” Dewire, Gene T. Harris, Larry L. Schey, and David Wolfort, Student Trustees Chauncey Jackson and Tracy Kelly, and National Trustees Frank P. Krasovec and Charles R. Struckey.

Not Present- Trustees C. Robert Kidder and Sandra J. Anderson

Also attending were President Roderick J. McDavis, Secretary Davis, and Dennis Minichello, Chair, National Alumni Board of Directors.

APPROVAL OF THE MINUTES OF THE BOARD MEETING of January 23, 2009 (Previously distributed)

Chair DeLawder asked for a motion to approve minutes of the Board of Trustee meeting of January 23, 2009. Trustee Dewire motioned to approve the minutes, seconded by Trustee Wolfort. All voted in favor.

COMMUNICATIONS, PETITIONS, AND MEMORIALS

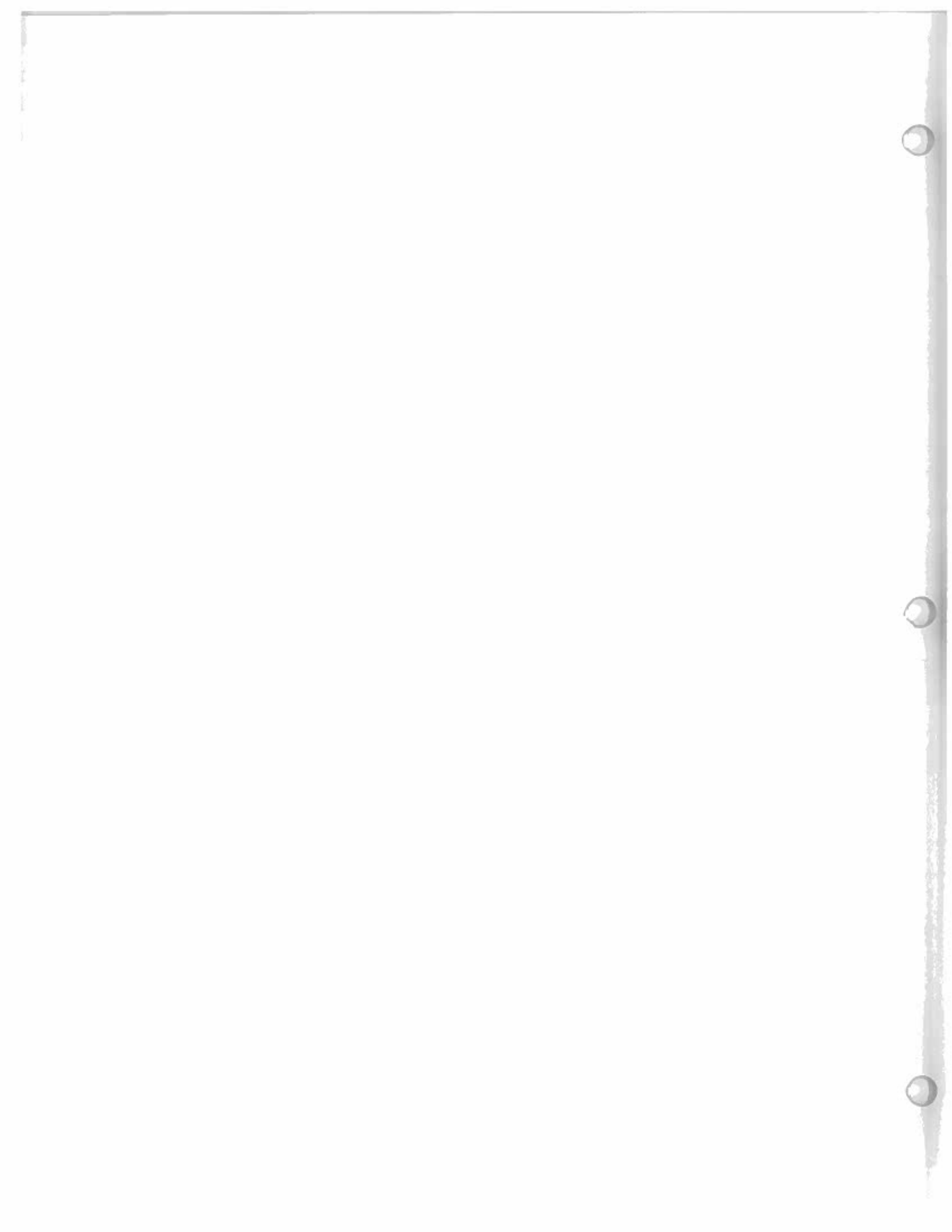
There were no communications, petitions, or memorials.

ANNOUNCEMENTS

There were no announcements.

Report of the Chair

Chair DeLawder introduced and welcomed three of the five final Student Trustee candidates who were present: Andrea Blamble, Patricia Roberts, and Kyle Triplett. They will be interviewed by representatives from the Governor’s office in early May for the vacant student trustee seat.



Chair DeLawder shared his appreciation to Dean Renee Middleton of the College of Education and Dean Charles McWeeny and Associate Dean Jody Lamb of the College of Fine Arts. He reported that the trustees were very pleased and impressed with the quality of students and faculty that took part in the visits on Thursday morning. In addition, Chair DeLawder offered his gratitude to Dean Greg Shepherd and the Scripps College of Communications Advisory Board for hosting a luncheon with trustees on Thursday afternoon.

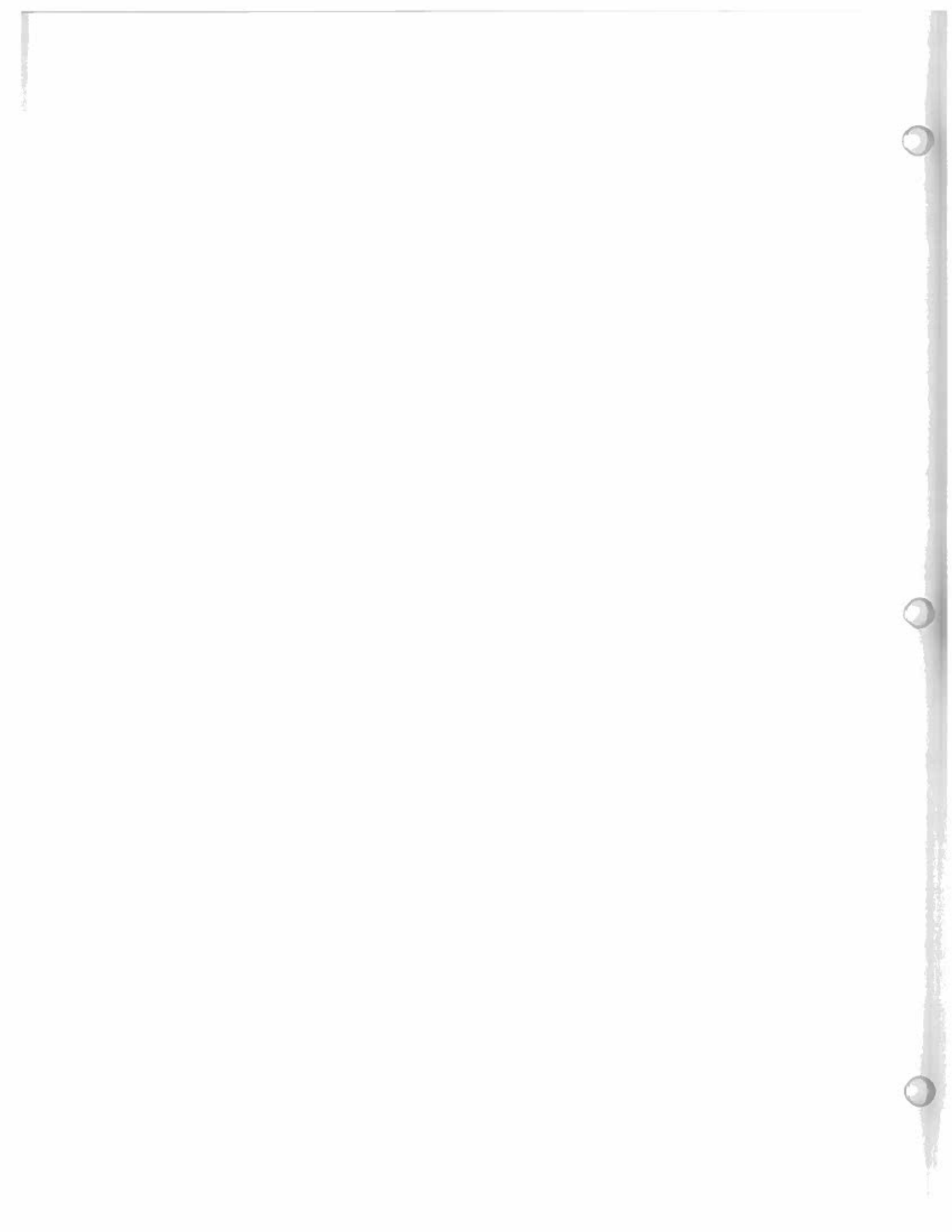
Chair DeLawder welcomed the two new Faculty Representatives, Dr. David Thomas who serves on the University Academics Committee, and Dr. Joe McLaughlin who serves on the University Resources Committee.

Chair DeLawder thanked President and Mrs. McDavis for hosting dinner for trustees at the President's residence on Thursday evening. He read a letter delivered during dinner by student demonstrators. Trustee DeLawder asked the letter to be made public in the minutes. He clarified the context in which his quote, "It sickens me to think of the waste and unproductive time being spent in the name of open records and freedom of the press." Mr. DeLawder indicated that the quote was taken out of context from an internal e-mail communication between him, President McDavis, Trustee Kidder, and other University officials regarding the open record request to disclose names of participants in an ethics hotline at Ohio University. He indicated that a conflict existed between assuring confidentiality for those reporting possible legal and/or ethical violations and open records expectations. He emphasized the need to protect individuals who report these ethical violations in their respective work or school environment for fear of retribution.

Chair DeLawder reported the trustees entered Executive Session during the morning's Executive Committee meeting to discuss the Presidential Comprehensive Review. The President provided an update including a draft of his action plans to trustees. An interim report of the President's goals and objectives will be finalized for the upcoming Board meeting. Mr. DeLawder indicated that he was pleased with the overall structure and format of the Presidential evaluation process.

Chair DeLawder reported on a conference call with other Board Chairs and Chancellor Fingerhut regarding possible construction reform on state projects including university projects. Trustees Dewire and Brightbill were involved in the discussions as well.

Chair DeLawder recognized and congratulated Secretary Davis' national award for the Associations for Counselor Education and Supervision (ACES). Secretary Davis received the Robert O. Stripling Award for Excellence in Standards for his work on the 2009 Council for Accreditation of Counseling and Related Education Programs (CACREP) Standards.



Report of the President

President McDavis discussed the current budget outlook in relation to Governor Strickland's performance-driven budget proposal. Dr. McDavis acknowledged the Governor's support for higher education and reported Ohio University will be in good standing with the new budget proposal and outcome-based funding. President McDavis outlined recent budget reduction strategies used by other institutions.

President McDavis outlined his efforts to seek support for higher education. He reviewed meetings, trips, and conferences he attended to gain support for Ohio University. He attended the Association of Governing Boards' Achieving High Performance Workshop. Accompanying him were Trustees Perry, Dewire, and National Trustee Stuckey. In addition he reported on progress related to the Presidential action plan including the addition of open office hours, regional campus visits, and increased involvement with faculty and staff. His monthly informational calendar is now published on the President's web site.

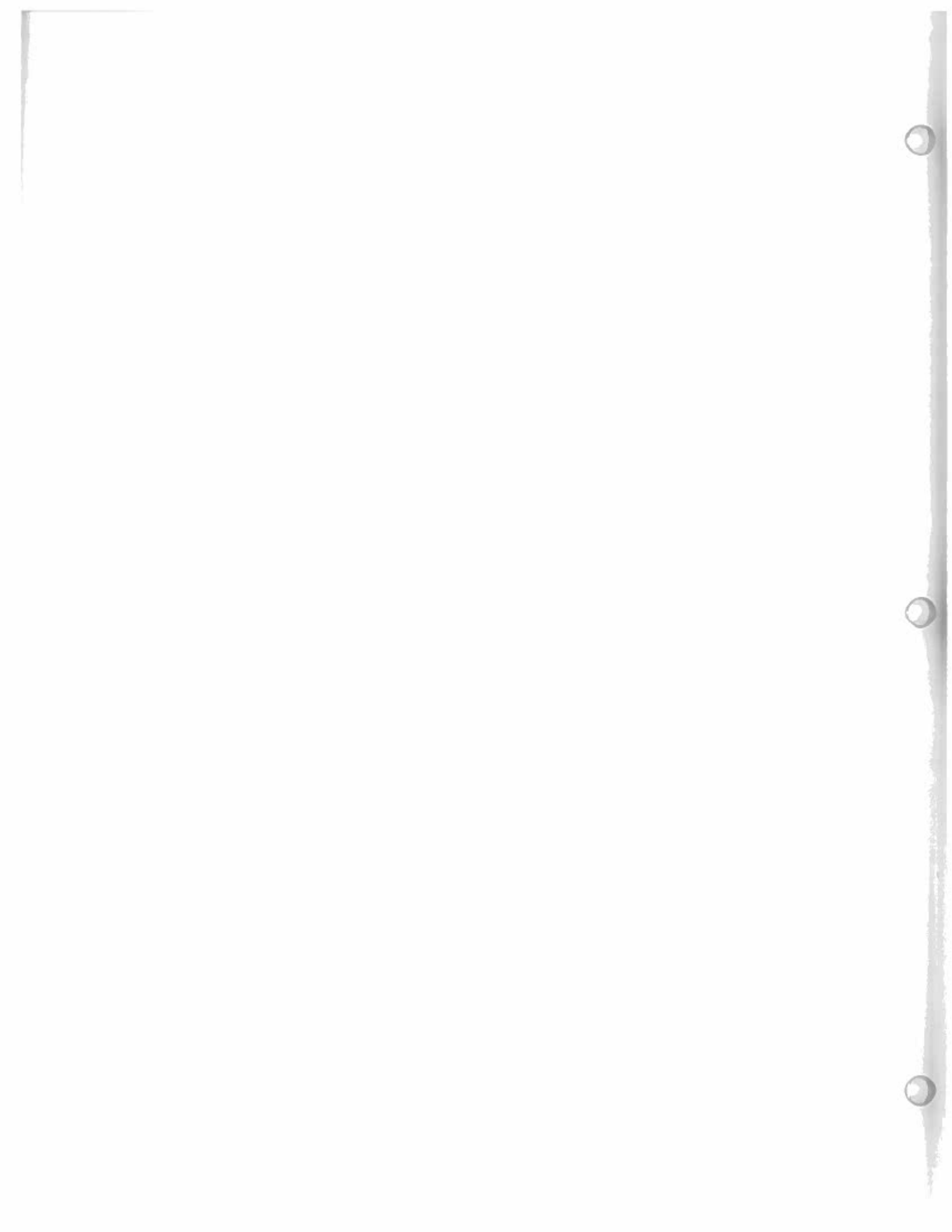
President McDavis discussed the progress report on Presidential objectives including faculty salary ranks in the state of Ohio, recruitment statistics, centers of excellence, annual gifts and commitments, and a variety of national award winners. He praised the Ralph and Luci Schey Sales Centre for ranking first in sales centers throughout the nation. He reported the College of Business is ranked 47th by *Business Week*. He reported that the NCAA recently re-certified the Athletics Department.

Report of the Executive Vice President and Provost

Executive Vice President and Provost Kathy Krendel reviewed the rationale for the affordability report and asked Craig Cornell, Vice Provost for Enrollment Management, to report on the institution's current enrollment strategy and status. She recognized the addition of Mr. Cornell to the staff and the strength of the team he leads.

Mr. Cornell introduced and thanked Sondra R. Williams, Director of Financial Aid and Scholarships, and Valeric Miller, Associate Director of Scholarships and Client Services, for their hard work with students and families at Ohio University. He thanked others across the institution including the business offices, budget offices, and Information Technology who work in conjunction with Enrollment Management.

Mr. Cornell outlined four main objectives for Affordability: institutional aid, costs, competitive analysis, and "gap" analysis--out of pocket expenses. He reported on financial aid awarded in FY 2007-08. Mr. Cornell discussed the institutional aid programs. He



reviewed the academic programs consisting of Gateway programs, targeted recruitment, and Gateway phase-outs (formerly student achievement program). He compared the overall average tuition and costs of Ohio University to other Ohio institutions.

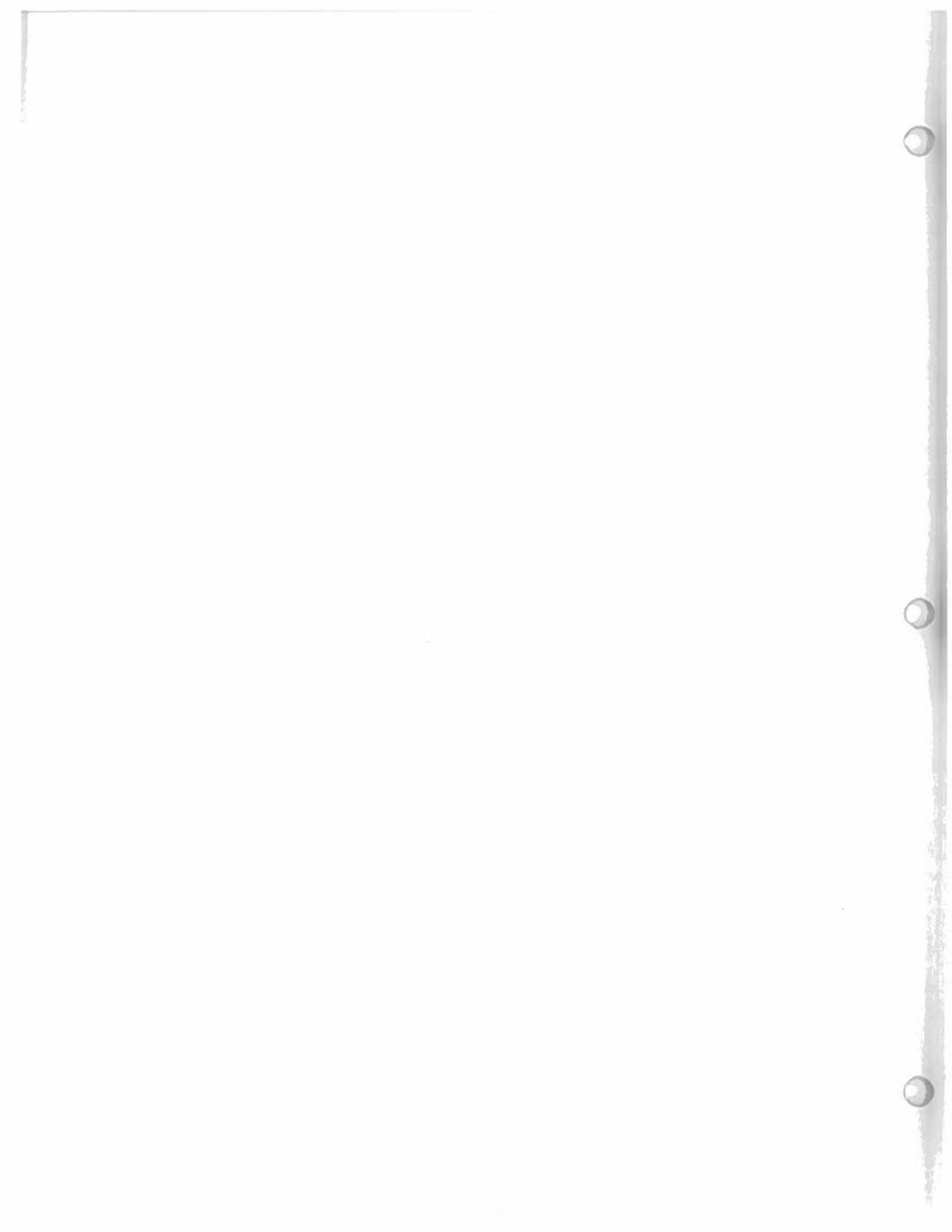
Mr. Cornell addressed the topic of competitive analysis utilizing charts of internal and external aid support combined with the Ohio school discount rate and the students' "out of pocket" results after discount. Mr. Cornell explored the positive outlook for "out of pocket" expenses against tuition and fees for students with an array of expected family contributions. He acknowledged the Pell Grant Program in conjunction with government aid that assists students in decreasing those expenses. Mr. Cornell expressed optimism on affordability for students attending Ohio University.

Mr. Cornell clarified that "out of pocket" expense data was for Athens students only and did not include regional campus students. Trustee Harris thanked Mr. Cornell for the information and voiced appreciation for the retention data. EVPP Krendl outlined additional resources for high risk students that do not include additional funds or scholarships.

Chair DeLawder asked about the accessibility of this information to incoming students and high school students. Mr. Cornell responded that they use the information in recruitment and that a future Financial Aid website will allow students to see projected costs and expenses.

Trustee Harris supported the distributed of this information to more aggressively market this information.

President McDavis tied the results to the Vision Ohio goals of recruitment and focused on outcomes. Mr. Cornell indicated that we are close to surpassing last years' record of number of applications.



COMMITTEE REPORTS, ACTION, AND INFORMATION ITEMS

University Resources Committee

Committee Chair Schey commended Dr. McLaughlin, Chair of Ohio University's Department of English and Faculty Senate Finance and Facilities Chair, on his insightful input as Faculty Representative to the Committee. Trustee Schey reviewed the Interim Financials and FY 2010 Budget Update. He stressed the importance of preserving the core of education in the midst of strategic reductions to the budget.

Trustee Schey requested the approval of the following three resolutions, all recommended for adoption by the University Resources Committee. Trustee Harris seconded. All voted in favor.

Trustee Schey recommended adoption of Resolution: FY 2009-2010: Instructional Fee, General Fee and Non-resident Surcharge. No discussion ensued.

FISCAL YEAR 2009-2010 INSTRUCTIONAL FEE, GENERAL FEE AND NON-RESIDENT SURCHARGE

RESOLUTION 2009 - 3103

WHEREAS, the Ohio University 2009-2010 Current Funds Budget contains fixed and mandated cost increases, and

WHEREAS, appropriate planning and consultations within the University have been accomplished, and

WHEREAS, the Amended Substitute House Bill 1 requires combined tuition and fees for undergraduate students to remain at the Fiscal Year 2007-2008 rates, and

WHEREAS, the University desires to keep Athens campus graduate tuition and fees and non-resident surcharge fees at the Fiscal Year 2007-2008 rates, and

WHEREAS, the University recommends the continuation of existing college technology fees including an increase to the Scripps College of Communication's technology fee and a recommendation to establish an undergraduate and graduate technology fee for the College of Fine Arts (as reflected in Attachment C), and



WHEREAS, the planning within the College of Osteopathic Medicine results in a recommendation of a 5% increase to the instructional fee and non-resident surcharge, and

WHEREAS, the planning within the University Outreach and Regional Campuses results in recommendations for maximum instructional and program fees for market-driven graduate programs, and

WHEREAS, the proposed fee schedules are consistent with Amended Substitute House Bill 1.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees adopts the proposed fee schedules (Attachment A), effective Fall Quarter 2009.

Trustee Schey recommended adoption of Resolution: FY 2009-2010 Student Course, Technology and Miscellaneous Fees. No discussion ensued.

**FISCAL YEAR 2009-2010
STUDENT COURSE, TECHNOLOGY AND
MISCELLANEOUS FEES**

RESOLUTION 2009 - 3104

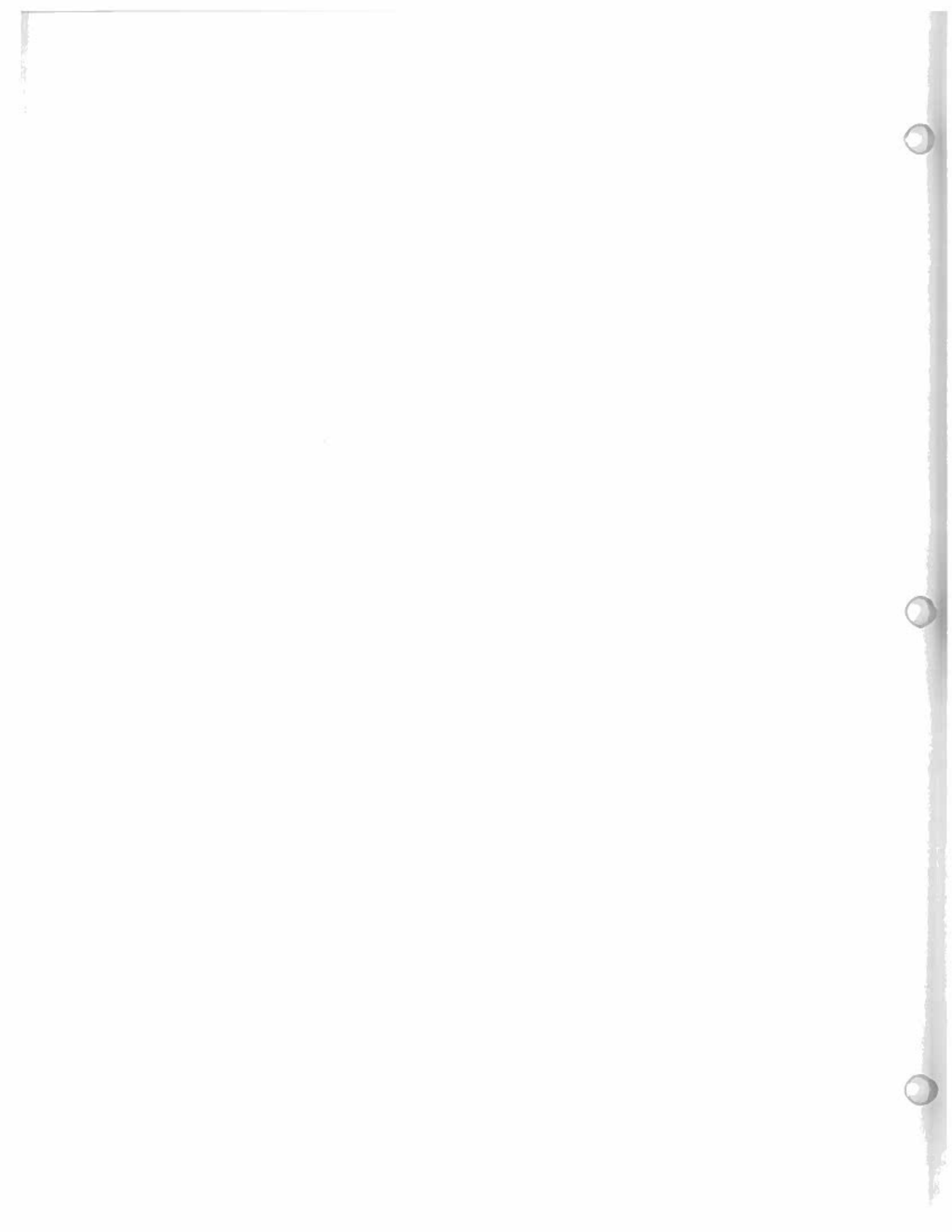
WHEREAS, the Ohio University 2009-2010 Current Funds Budget will contain program enhancements as well as fixed and mandated cost increases, and

WHEREAS, the planning and consultation within the University regarding student course, technology and miscellaneous fees have been accomplished, resulting in recommendations of new fees and fee increases, and

WHEREAS, the attached fee schedules (Attachments B and C) are consistent with House Bill 1, the state appropriations act as introduced in the Ohio General Assembly.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees adopts the attached fee schedules, effective Fall Quarter 2009.

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the President or his designee to make non-substantive adjustments to the fee schedules, including but not limited to changes in course and fee identification numbers.



Trustee Schey recommended adoption of Resolution: FY 2009-2010 Resident and Dining Hall Fee Rates. Trustee Schey noted the increase is a combined 5 percent increase, lower than the original proposed 6 percent combined increase.

**FISCAL YEAR 2009-2010
RESIDENCE AND DINING HALL FEE RATES**

RESOLUTION 2009 - 3105

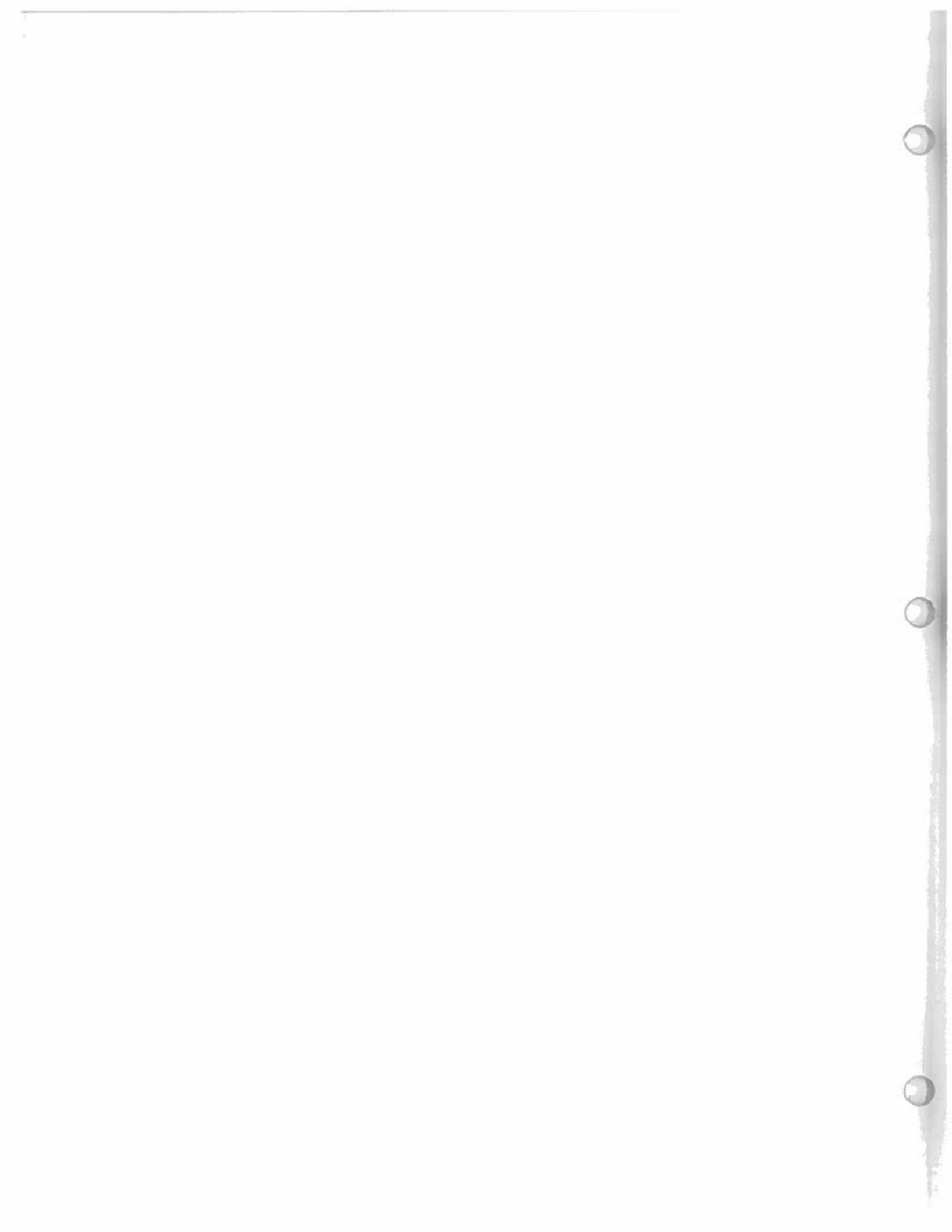
WHEREAS, sustained effort has been made to achieve financial stability for Ohio University's Residence and Dining Hall Auxiliary while providing necessary services for students, and

WHEREAS, the Residence and Dining Hall Auxiliary has planned for all operating expenses and debt service obligations by means of fees which are collected from students who use the residence and dining hall facilities, and

WHEREAS, the fee increases being requested are less than projected in the Auxiliary 10 Year Plan presented to the Board in June, 2008, as a result of concerns about affordability during these difficult economic times.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees adopts the attached schedule of fees (Attachment E), effective Fall Quarter 2009.

Trustee Schey opened a discussion on Resolution FY 2009-2010 Student Technology Fee. Questions for clarity were posed, answers were responded in detail by Trustee Stuckey and Brice Bible, Chief Information Officer, and a discussion was held. Trustee Schey recommended adoption of resolution, seconded by Trustee Wolfort. Trustee Schey indicated that the Chancellor must accept the fee increase order for it to take effect. Trustee Schey reported the fees are stated at a maximum. All voted in favor.



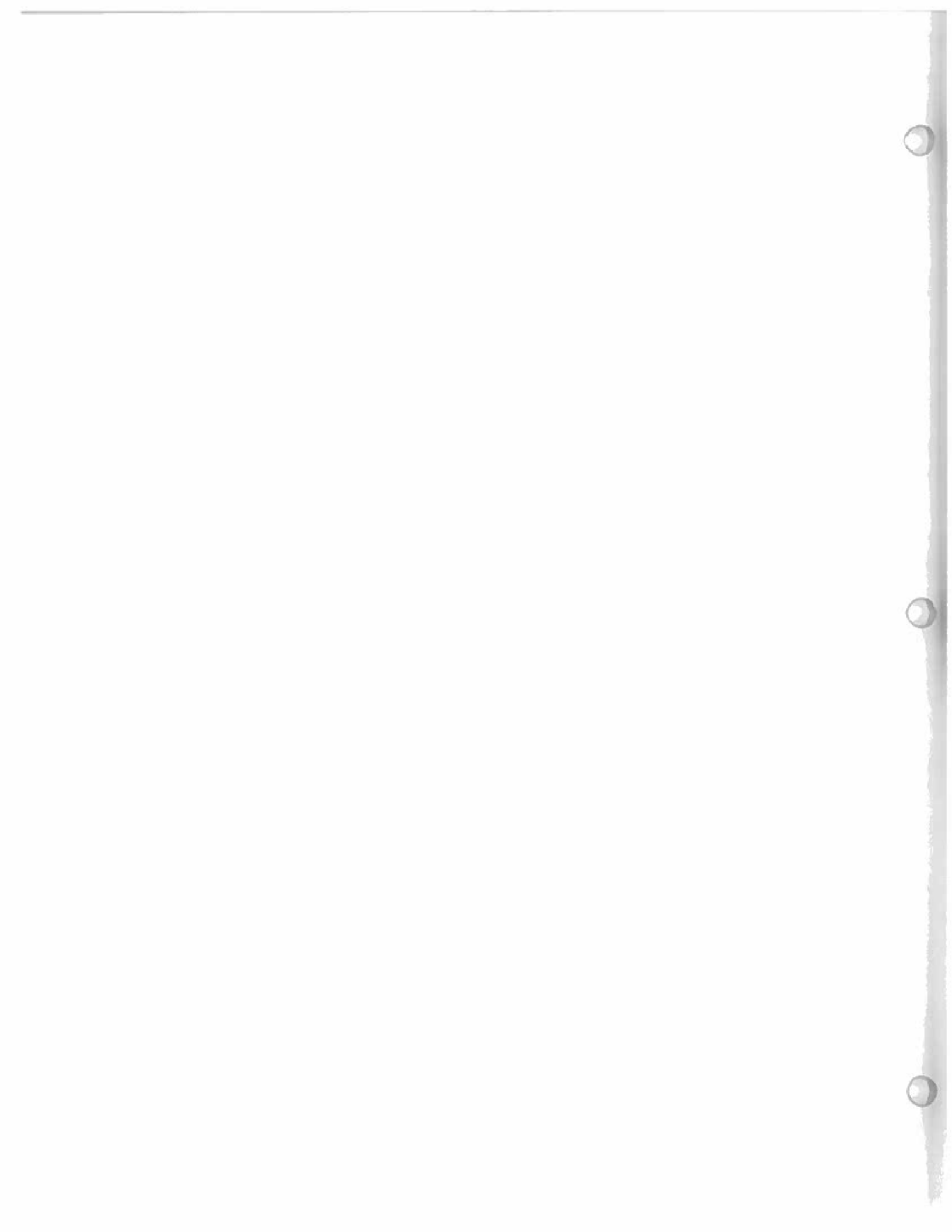
**FISCAL YEAR 2009-2010
NETWORK & STUDENT INFORMATION SYSTEM FEE**

RESOLUTION 2009 - 3106

WHEREAS, appropriate planning and consultations within the University, including Student Senate, have been accomplished regarding the development of a new student information system and technology upgrades, and

WHEREAS, the Board of Trustees approved the financial plan and issuance of debt for the student information system and technology infrastructure upgrades on January 24, 2009.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees adopts the attached technology fee (Attachment F), effective Fall Quarter 2009 to support costs associated with these projects.



Trustee Schey recommended the Resolution: Approval of Project and Authorization to develop Construction Documents. Seconded by Trustee Dewire. No discussion ensued. All voted in favor.

**APPROVAL OF PROJECT AND AUTHORIZATION TO DEVELOP
CONSTRUCTION DOCUMENTS, RECEIVE BIDS AND AWARD
CONSTRUCTION CONTRACTS FOR
CENTRAL FOOD FACILITY RENOVATION, FIRST PHASE**

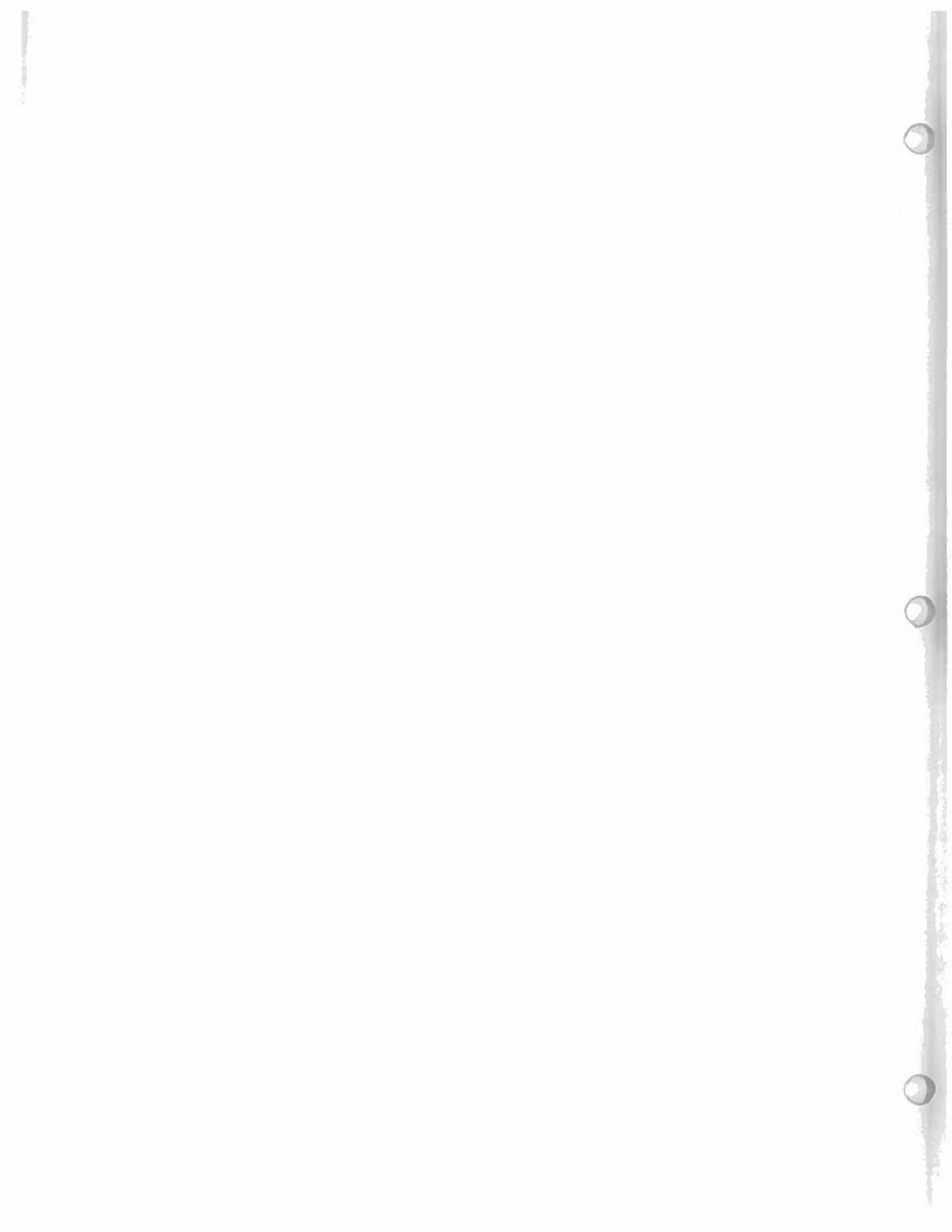
RESOLUTION 2009 - 3107

WHEREAS, a capital project has been planned and developed for the Central Food Facility Renovation, First Phase, with a total project budget of \$6,060,000, and

WHEREAS, the proposed project will be funded from Auxiliary Major Capital.

NOW THEREFORE, BE IT RESOLVED that the Ohio University Board of Trustees authorizes development of construction documents, receipt of bids, and delegation to the President or his designee to accept and award construction contracts within the total project budget identified.

Trustee Schey referred to financial updates presented by William R. Decatur to the University Resource Committee members which can be referenced in the Board materials appendix for this meeting.



University Academics Committee

Trustee Dewire reported on the Office of Technology's Progress Update, Report of the Executive Vice President and Provost on Affordability, Centers of Excellence, Quarters to Semesters Conversion, and Academic Restructuring.

Trustee Dewire recommended adoption of Resolution: Faculty Emeritus/Emerita Awards. Trustee Brightbill seconded. No discussion ensued. All voted in favor.

**FACULTY EMERITUS/EMERITA AWARDS
RESOLUTION 2009 - 3108**

WHEREAS, the following individuals have rendered dedicated and outstanding service to Ohio University, and

WHEREAS, their colleagues and supervisors have recommended action to recognize their service,

THEREFORE, BE IT RESOLVED that emeritus/emmerita status be awarded to the following individuals upon their retirement:

COLLEGE OF ARTS AND SCIENCES

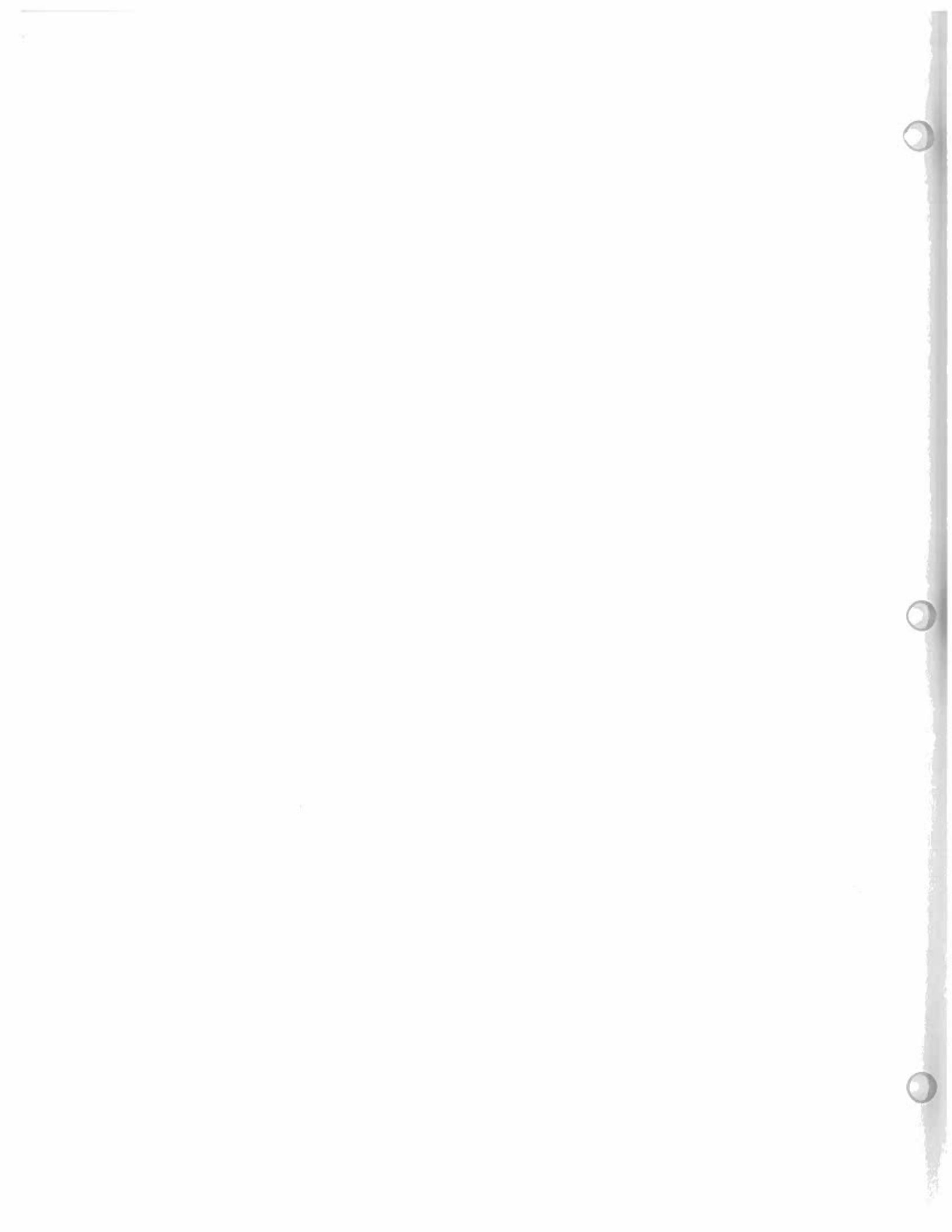
Karen Eichstadt	Associate Professor Emerita of Chemistry and Biochemistry
William Frederick	Associate Professor Emeritus of History
V. Aileen Hall	Assistant Professor Emerita of Sociology and Women's & Gender Studies
Alonzo Hamby	Distinguished Professor Emeritus of History
Surender Jain	Distinguished Professor Emeritus of Mathematics
Sung-Ho Kim	Associate Professor Emeritus of Political Science
Lena Wright Myers	Professor Emerita of Sociology and Anthropology
Martin Schwartz	Professor Emeritus of Sociology and Anthropology
Don Shamblin	Associate Professor Emeritus of Sociology and Anthropology

COLLEGE OF BUSINESS

John Schermerhorn	O'Bleness Professor Emeritus of Management Systems
Ray Stephens	Professor Emeritus of Accountancy

SCRIPPS COLLEGE OF COMMUNICATION

Anthony Mele	Assistant Professor Emeritus of Information & Telecommunications Systems
Karin Sandell	Associate Professor Emerita of Media Arts and Studies



COLLEGE OF EDUCATION

Jerry Olsheski Associate Professor Emeritus of Counseling and Higher Education

RUSS COLLEGE OF ENGINEERING AND TECHNOLOGY

Jerrell Mitchell Cheng Professor Emeritus of Electrical Engineering and Computer Science

COLLEGE OF FINE ARTS

Ursula Belden Distinguished Professor Emerita of Theater
Richard Syracuse Professor Emeritus of Music

COLLEGE OF OSTEOPATHIC MEDICINE

John Howell Associate Professor Emeritus of Biomedical Sciences
Robert Woodworth Associate Professor Emeritus of Social Medicine

REGIONAL HIGHER EDUCATION

Karen Brown Associate Professor Emerita of Modern Languages, Zanesville campus
Edward Fitzgibbon Associate Professor Emeritus of History, Lancaster campus
Helen Killoran Associate Professor Emerita of English, Lancaster campus

Trustee Dewire recommended adoption of Resolution: Faculty Fellowship Awards for 2009-2010. Trustee Harris seconded. No discussion ensued. All voted in favor.

FACULTY FELLOWSHIP AWARDS

RESOLUTION 2009 - 3109

WHEREAS, the proposed University Faculty Fellowships on the attached list have been reviewed in accordance with University policy and found to be meritorious,

NOW, THEREFORE, BE IT RESOLVED that the attached University Faculty Fellowships for 2009-2010 be approved.

BE IT FURTHER RESOLVED that the Provost can approve changes in the conditions of the fellowships but not the total number of fellowships granted for the 2009-2010 academic year.



Trustee Dewire recommended adoption of Resolutions: College of Arts and Sciences Undergraduate Certificate in Islamic Studies and Russ College of Engineering and Technology Graduate Certificate in Bioinformatics. Trustee Harris seconded. No discussion ensued. All voted in favor.

**COLLEGE OF ARTS AND SCIENCES
UNDERGRADUATE CERTIFICATE IN ISLAMIC STUDIES**

RESOLUTION 2009 - 3110

WHEREAS, the Certificate in Islamic Studies will enable undergraduate students to gain knowledge of the Islamic religion and the diverse cultures and societies it has influenced,

WHEREAS, such a certificate program will draw Ohio University students interested in this topic of great contemporary importance,

WHEREAS, the proposed program integrates the courses already offered in the departments of Classics and World Religions, History, African American Studies, Geography, International Studies, Linguistics, and Sociology and Anthropology,

WHEREAS, we anticipate that these and other departments will take the opportunity to increase content in courses or develop other courses for a fully interdisciplinary Islamic Studies curriculum,

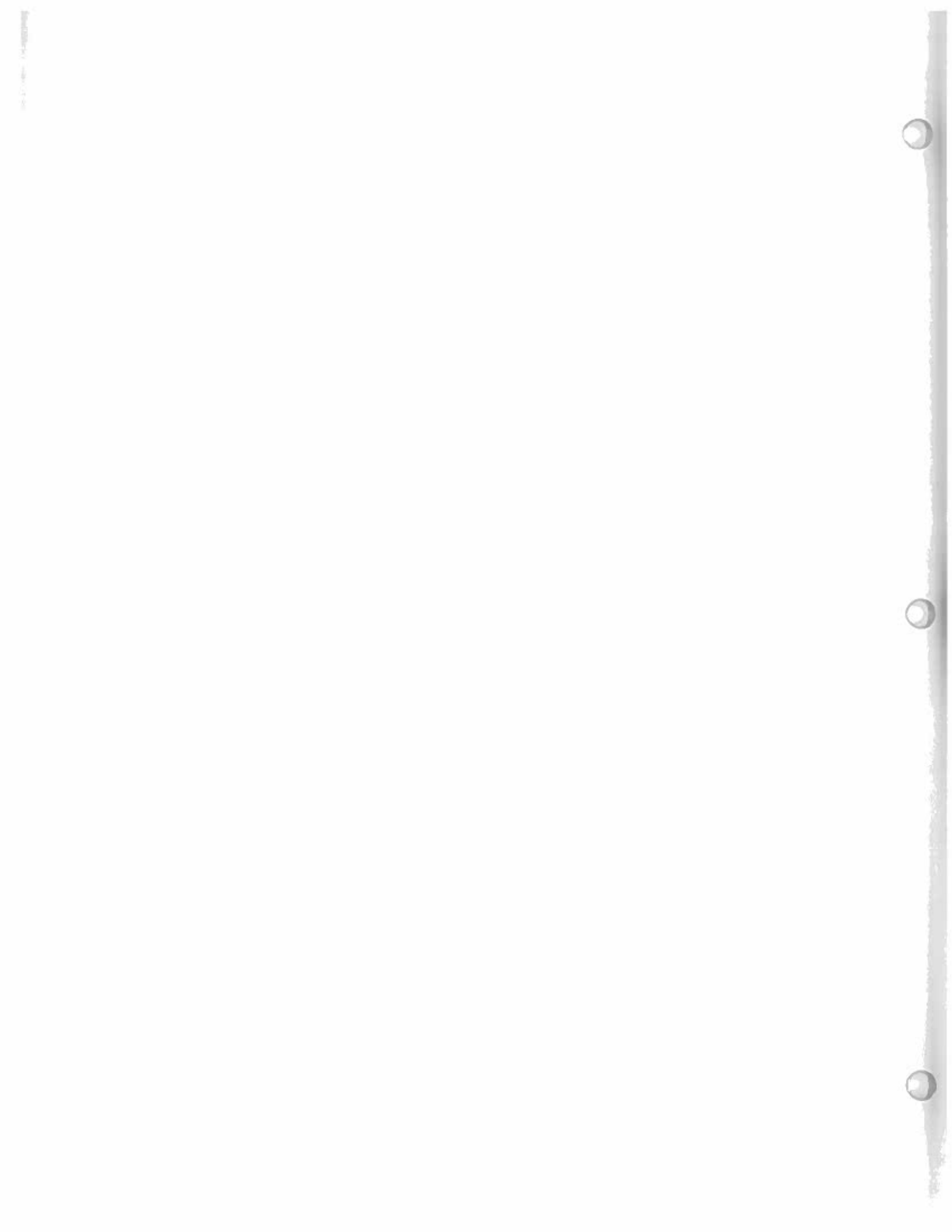
NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Ohio University hereby approves the Undergraduate Certificate Program in Islamic Studies.

**RUSS COLLEGE OF ENGINEERING AND TECHNOLOGY AND
THE MOLECULAR AND CELLULAR BIOLOGY PROGRAM
GRADUATE CERTIFICATE IN BIOINFORMATICS**

RESOLUTION 2009 - 3111

WHEREAS, the School of Electrical Engineering and Computer Science in conjunction with the Molecular and Cellular Biology Program has developed the Graduate Certificate program in Bioinformatics,

WHEREAS, Bioinformatics, which combines biology with computer science, is one of the fastest growing disciplines in biological research and in computer science research today,



WHEREAS, the National Institute of Health Bioinformatics and Computational Biology Roadmap states that “today computation is at the heart of all leading edge biomedical science,”

WHEREAS, the program will allow Ohio University the ability to more effectively market and deliver to our students a high-quality curriculum built on the faculty and curricular strengths currently existing in various departments,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of Ohio University hereby approves the Graduate Certificate Program in Bioinformatics.

Trustee Dewire recommended adoption of Resolution: Major and Degree Program Reviews of Electronic Media Program, Aerospace Studies Program, School of Communication Studies, Department of Modern Languages. Trustee Brightbill seconded. No discussion ensued. All voted in favor.

MAJOR AND DEGREE PROGRAM REVIEWS

RESOLUTION 2009 - 3112

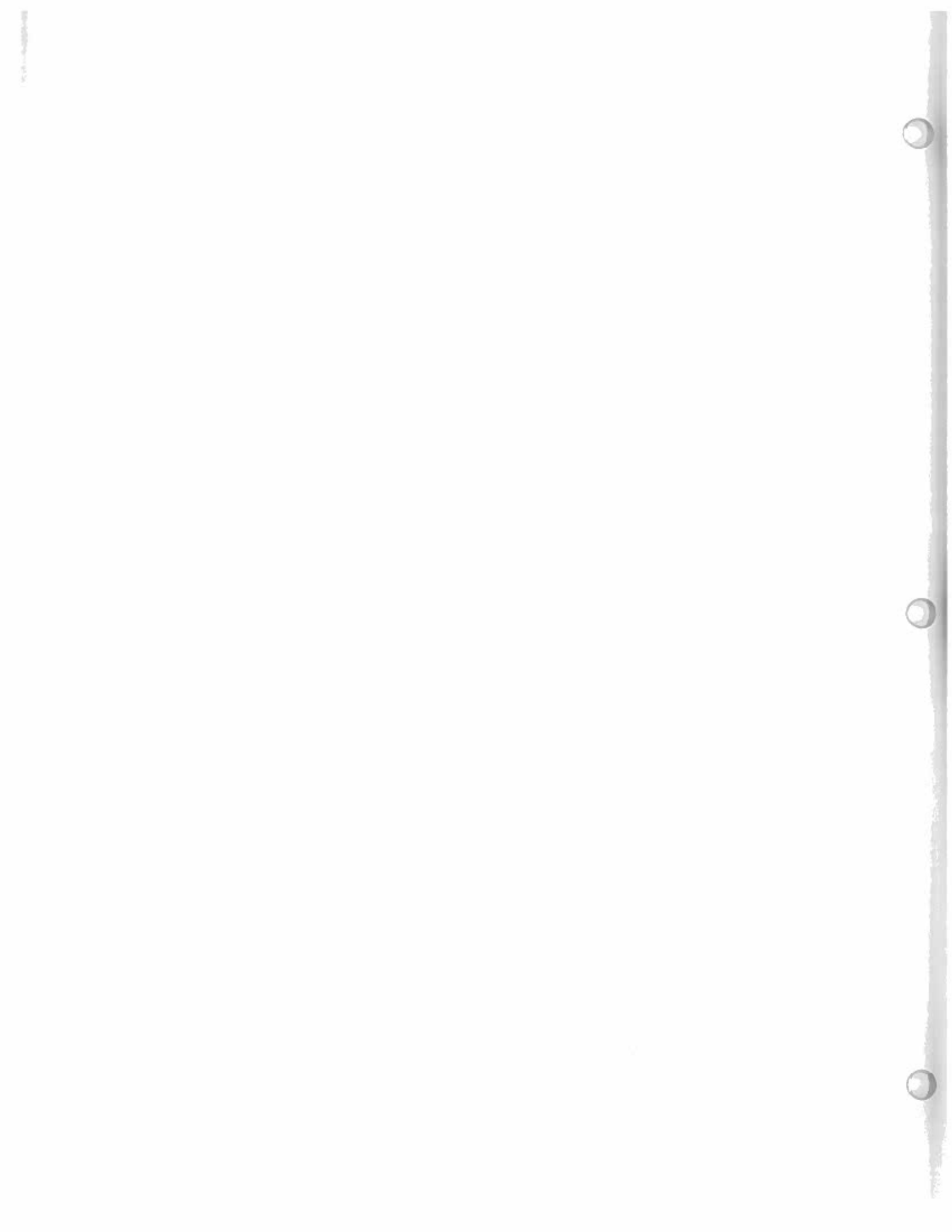
WHEREAS, the continuous review of academic programs is essential to the maintenance of quality within an educational institution, and

WHEREAS, Ohio University has had for many years a rigorous program of internal review, and

WHEREAS, Section 67 of Am. Sub. H.B. 694 requires the college and university Board of Trustees “shall during the 1981-83 biennium initiate on-going processes for the review and evaluation of all programs of instruction presently conducted by the institutions for which they are responsible.”

THEREFORE, BE IT RESOLVED, that the Board of Trustees of Ohio University accepts the reviews for the following:

Electronic Media Program
Aerospace Studies Program
School of Communication Studies
Department of Modern Languages



Trustee Dewire recommended adoption of Resolution: Appointment to Regional Coordinating Councils. Trustee Perry seconded. No discussion ensued. All voted in favor.

APPOINTMENT TO REGIONAL COORDINATING COUNCILS

RESOLUTION 2009 - 3113

BE IT RESOLVED BY the Board of Trustees of Ohio University that the following persons be appointed to membership on the Coordinating Council at the Regional Campuses of Ohio University - Chillicothe and Zanesville.

Ohio University - Chillicothe

Jeffrey T. Gering For a three-year term beginning July 1, 2009, and ending at the close of business June 30, 2011, vice Mark Shuter, who resigned.

Michael B. Haller For a three-year term beginning July 1, 2009, and ending at the close of business June 30, 2012, vice William Beatty, whose term expired.

Ohio University - Zanesville

Judith Rebic For a three-year term beginning July 1, 2009, and ending at the close of business June 30, 2012, vice Elizabeth Burrier, whose term expired.

Thomas M. Lyall Reappointment of a second three-year term beginning July 1, 2009, and ending at the close of business June 30, 2012.

Trustee Dewire thanked the contributions of Brice Bible and Provost Krendl. Trustee Brightbill acknowledged Faculty Representative David Thomas, Vice Chair of the Faculty Senate, as a valuable addition to the Committee.



Governance Committee

Trustee Dewire reviewed the changes and addressed concerns to the sixth version of the Statement of Expectations for Members of the Board of Trustees of Ohio University. Trustee Dewire recommended adoption of the seventh version of the Statement of Expectations. Trustee Harris seconded. Trustee Harris discussed the importance of the Chair serving as the spokesperson for the Board. All voted in favor.

Statement of Expectations for Members of the Board of Trustees of Ohio University Resolution 2009 - 3114

Adopted by the Board of Trustees on April 24, 2009

This Statement of Expectations is intended to provide guidelines and information to assist members of the Board of Trustees in fulfilling their roles and responsibilities in service to Ohio University and the citizens of the State of Ohio.

1. The Role of the Board

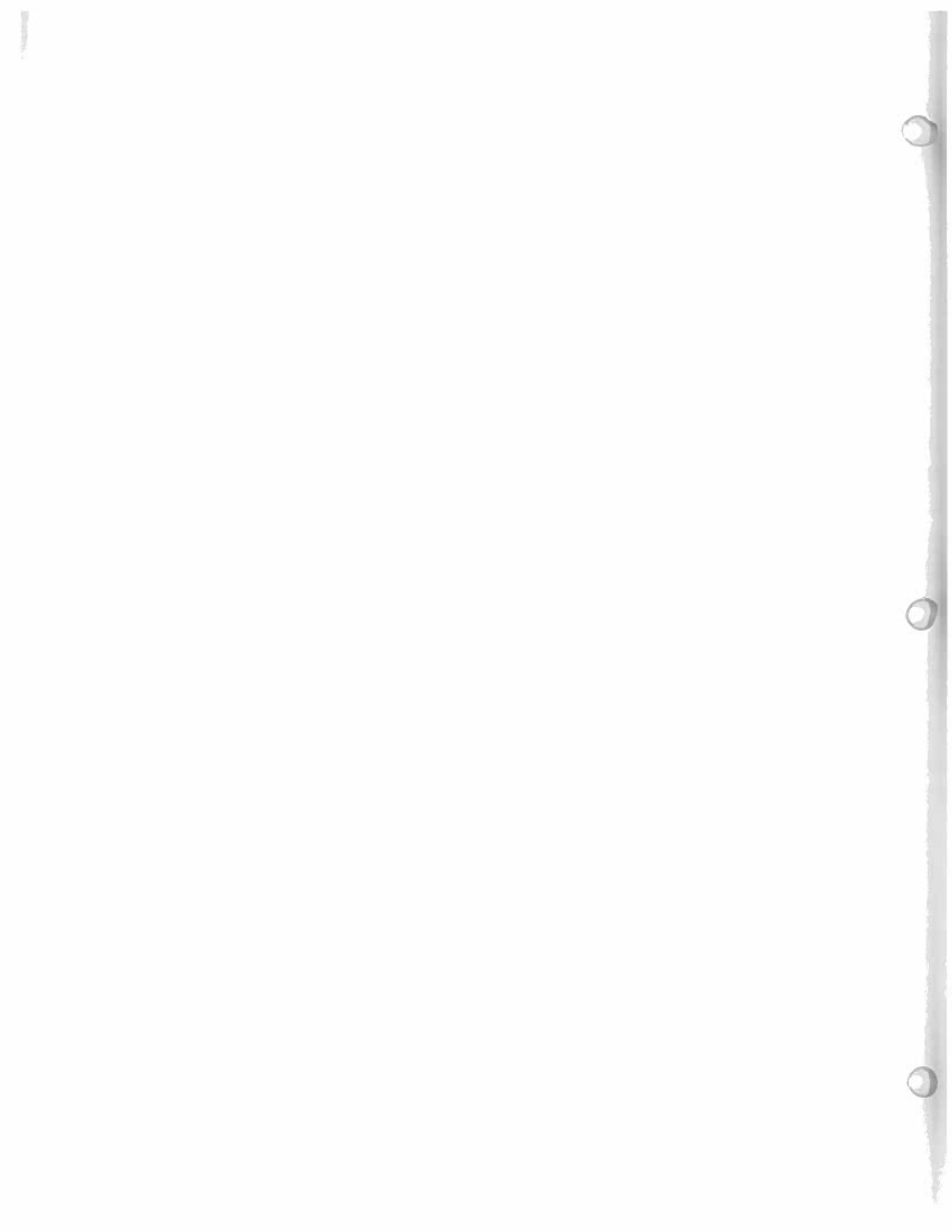
- a. The Board of Trustees is the governing body of Ohio University. It is a body politic and corporate under Ohio law and has the right to sue and be sued. The General Assembly has conferred upon the Board the authority to: adopt rules for the governance of the institution; hire and supervise the President, faculty and staff; oversee university finances; and control university property and facilities.
- b. The Board serves the citizens of the State of Ohio. It is responsible for ensuring that the university offers students an educational experience of the highest quality and produces research that provides economic and cultural benefits to the citizens of Ohio. It is also responsible for making efficient and effective use of state resources by working with the Governor, the Board of Regents and the other state universities through the University System of Ohio.
- c. The Board's primary concerns are strategic governance and accountability. It should adopt a strategic plan designed to ensure the long-term fulfillment of the university's teaching, research and service mission, monitor progress in achieving the plan's goals and update the plan as necessary. It should provide oversight to protect the university's fiscal integrity and make sure that the President, faculty and staff comply with all applicable laws and perform their responsibilities ethically and competently.



- d. The Board should adopt a procedure governing the creation and monitoring of corporate entities affiliated with the university.
- e. The Board should govern through the President and should refrain from becoming involved in day-to-day operations.
- f. The Board should recognize the important role that the principle of shared governance plays in institutions of higher education. It should seek input from faculty, staff and students and whenever possible incorporate their views into its decisions.

2. The Role of Individual Trustees

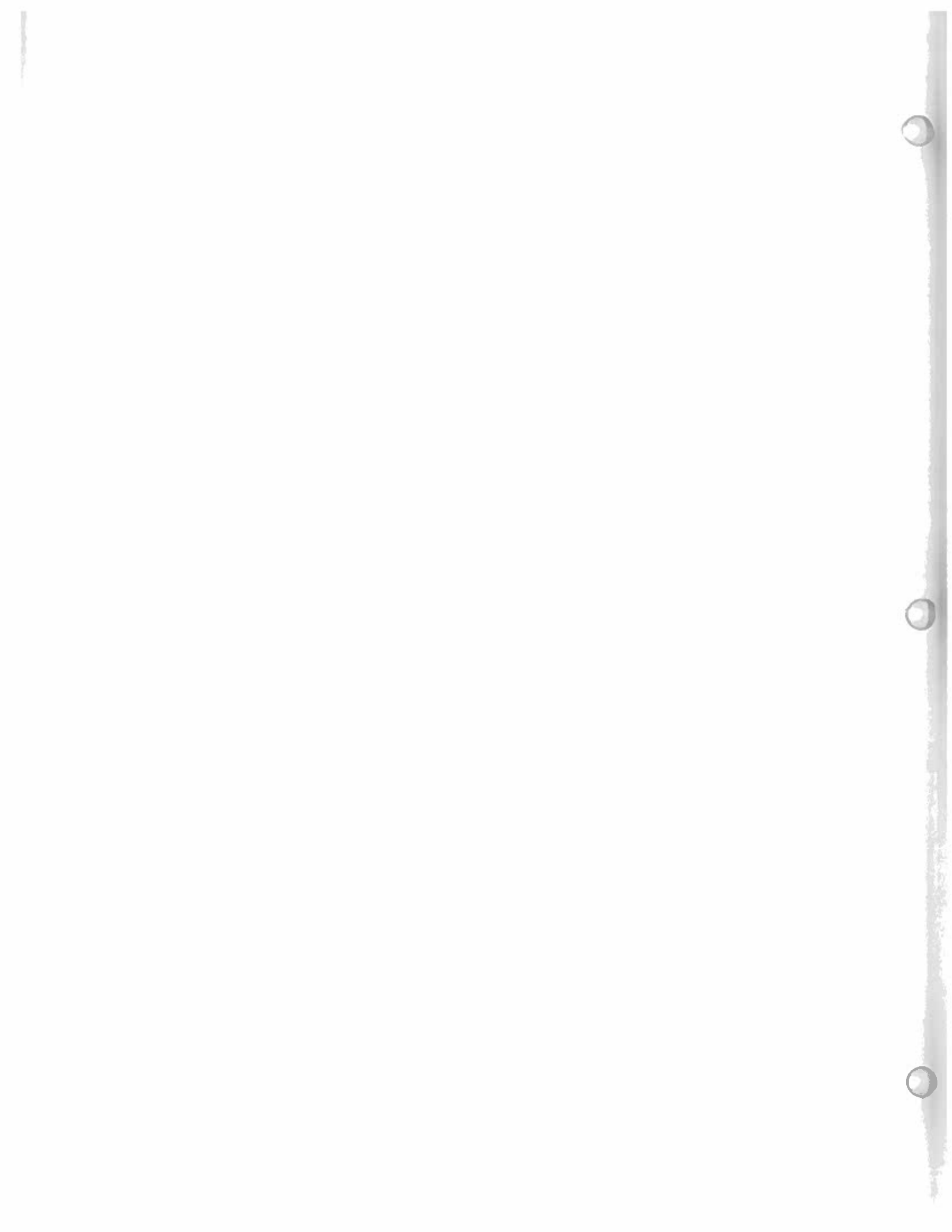
- a. Members of the Board of Trustees are stewards of the public trust. They have a fiduciary obligation to act in the best interests of the university and the State of Ohio. They must adhere to the highest ethical standards and perform their university duties without regard to any personal interests they may have. Trustees should understand and comply with state ethics laws and keep themselves informed of developments in these laws. They should avoid situations that may give rise to even the appearance of a conflict of interest and promptly disclose any conflicts of interest that may occur.
- b. Trustees should understand that they serve the institution as a whole and are not advocates for any particular unit or constituency of the university.
- c. Student Trustees have a unique responsibility to ensure that the views of students are heard in Board deliberations. They should also share with other students the Board's perspectives on University issues. In performing both of these functions, they should keep in mind the needs of all constituencies within the university.
- d. Service on the Board is a time consuming professional commitment. Trustees should attend all meetings of the Board and committees and should give notice to the Chair when they are unable to do so. Trustees should also make an effort to participate in conferences and other programs designed to educate and update Trustees and to attend commencements, convocations and other special events on campus.
- e. Trustees should be attentive during meetings and refrain from multitasking. They should treat the opinions of their colleagues on the Board as well as others participating in Board discussions with civility and respect and should be open to alternative points of view. They should respect and protect the confidentiality of matters discussed in executive sessions and should refrain from publicly or privately criticizing other Trustees or impugning their motives.



- f. Trustees should strive to make informed decisions based on an analysis of objective data. In their deliberations they should rely on the application of sound management principles and prudent business judgment. To ensure thorough consideration of Board decisions, they should review briefing materials and be prepared to actively participate in discussions.
- g. In order to make good decisions, Trustees need to engage in robust and thorough discussions of university issues in public meetings. Disagreements will occur and Trustees should seek productive ways to resolve them. Once a consensus is reached on an issue, all Trustees should respect the final decision of the Board.
- h. Trustees should keep themselves informed about issues and events at the local, state and national level that may affect the university and higher education in general.
- i. Trustees are encouraged to offer financial support to the university in accordance with their means.
- j. Trustees should understand and comply with the Ohio Public Records and Open Meetings Laws and should keep themselves informed of developments in these laws.

3. The Board's Relationship with the President

- a. The Board delegates responsibility for all aspects of institutional management to the President. The Board and individual Trustees should refrain from involvement in operational matters except as necessary to fulfill their fiduciary duties.
- b. The Board and the President should agree on clearly defined institutional goals and strategies for achieving them.
- c. The Board should hold the President accountable for achieving institutional goals. Evaluation of the President should be an ongoing process with the Board offering candid and constructive feedback as necessary. In accordance with Board policy, formal evaluations should be conducted on a regular basis.
- d. The President reports to the Board as a whole and not to individual Trustees. Trustees who have concerns about the President's performance should convey them to the Board Chair who will take appropriate action to address the concern. The Chair will report back to the Trustee who raised the concern in a timely manner.



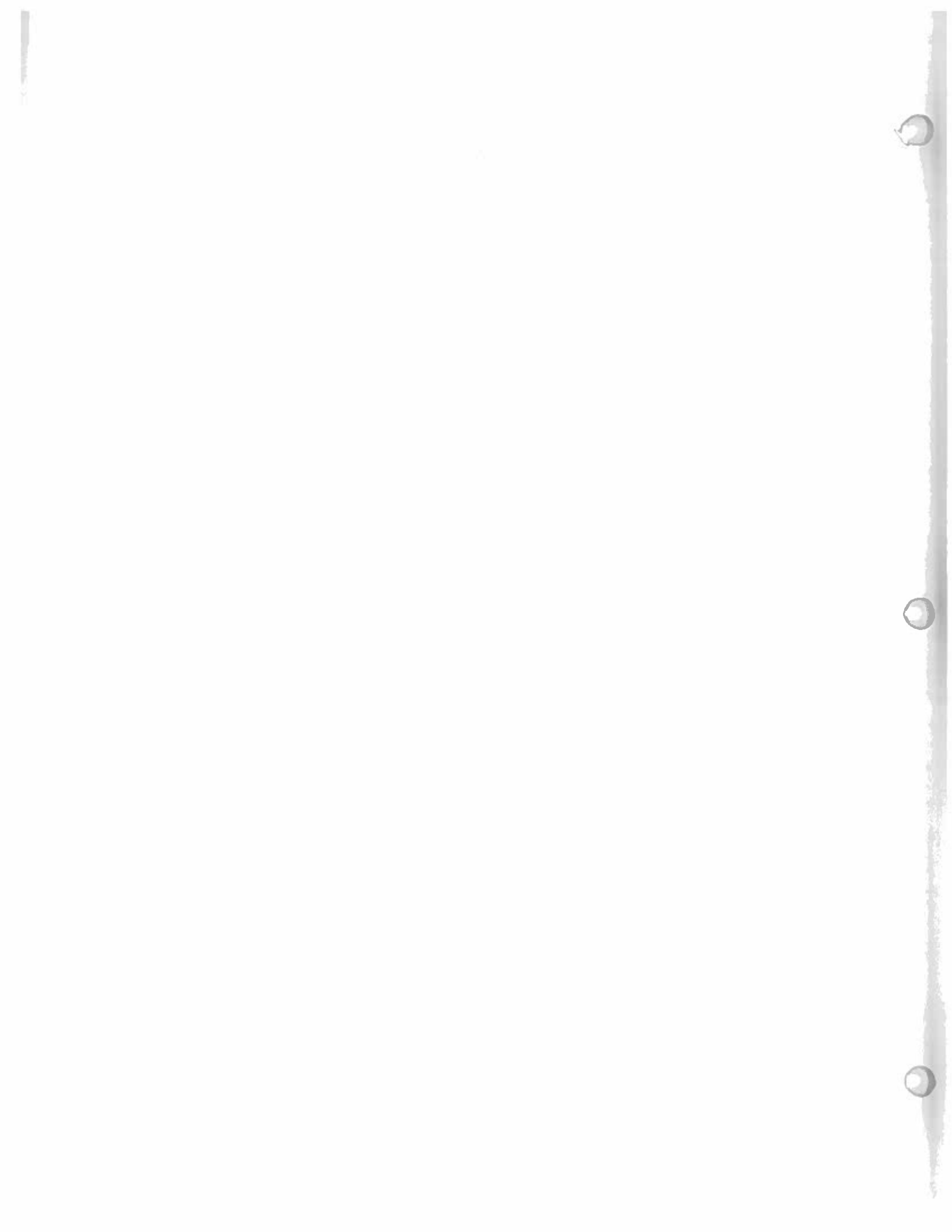
- e. Individual Trustees should develop a comfortable working relationship with the President. They are encouraged to interact with the President one-on-one as needed to share information, concerns or advice but they should remember that when they do so they are not speaking for the entire Board.

4. The Board's Relationship with Internal Constituencies

- a. Trustees are encouraged to interact informally with administrators, faculty and students, bearing in mind that they do so as individual members of the Board. They should avoid any statements that would give rise to the perception that they speak for the entire Board.
- b. When interacting with faculty, staff and students, Trustees should not disclose matters deemed confidential by the Board in executive session, advocate for their personal position on university issues or criticize other members of the university community.
- c. Trustees should submit requests for information about institutional issues to the Board Secretary who will facilitate a response from the appropriate university official.
- d. Consistent with the principle of shared governance, the faculty, through the Faculty Senate, plays an active advisory role to the administration and the Board of Trustees on all academic matters, including but not limited to academic standards, research, admissions, curriculum and the granting of degrees. The Faculty Senate initiates policies relating to university-wide academic matters, the rights and responsibilities of faculty and faculty grievances. The Board should respect the role of the Senate in these areas and should also consider advice from the Senate on matters of general concern to the university community.
- e. The Board should encourage the President and administrators to involve individual faculty and students in the development of institutional goals and priorities. The active participation of faculty and students in these matters will give them a broader understanding of institutional governance and will enrich the Board's understanding of faculty and student views on university issues.

5. Relationships with External Entities

- a. The Board Chair is the only Trustee authorized to make public statements on behalf of the entire Board.
- b. When asked to comment on Board actions or deliberations, Trustees may defer to the Chair or the President. If Trustees choose to speak publicly on issues relating to the



university or higher education in general they should make it clear that they are stating their personal views and are not expressing the formal position of the Board or the university.

- c. When individual Trustees communicate with federal, state or local officials on issues relating to higher education, they should take care not to create the perception that they speak for the Board or the university unless they have been authorized by the Chair or the Board to do so.
- d. When individual Trustees are presented with concerns about university operations, these matters should be communicated to the President and/or the Chair.
- e. While Trustees should seek information and ask questions of others, they should refrain from publicly criticizing the President or other members of the University Community. Criticisms or concerns that Trustees may have about the President or other members of the University Community should be conveyed to the Chair who will determine the appropriate method for the Board to address the issue.

Trustee Dewire proposed support for the review and amendments to the Code of Regulation: Ohio University Foundation. No action is necessary, however after the review by the Governance Committee, members were comfortable with the changes proposed.

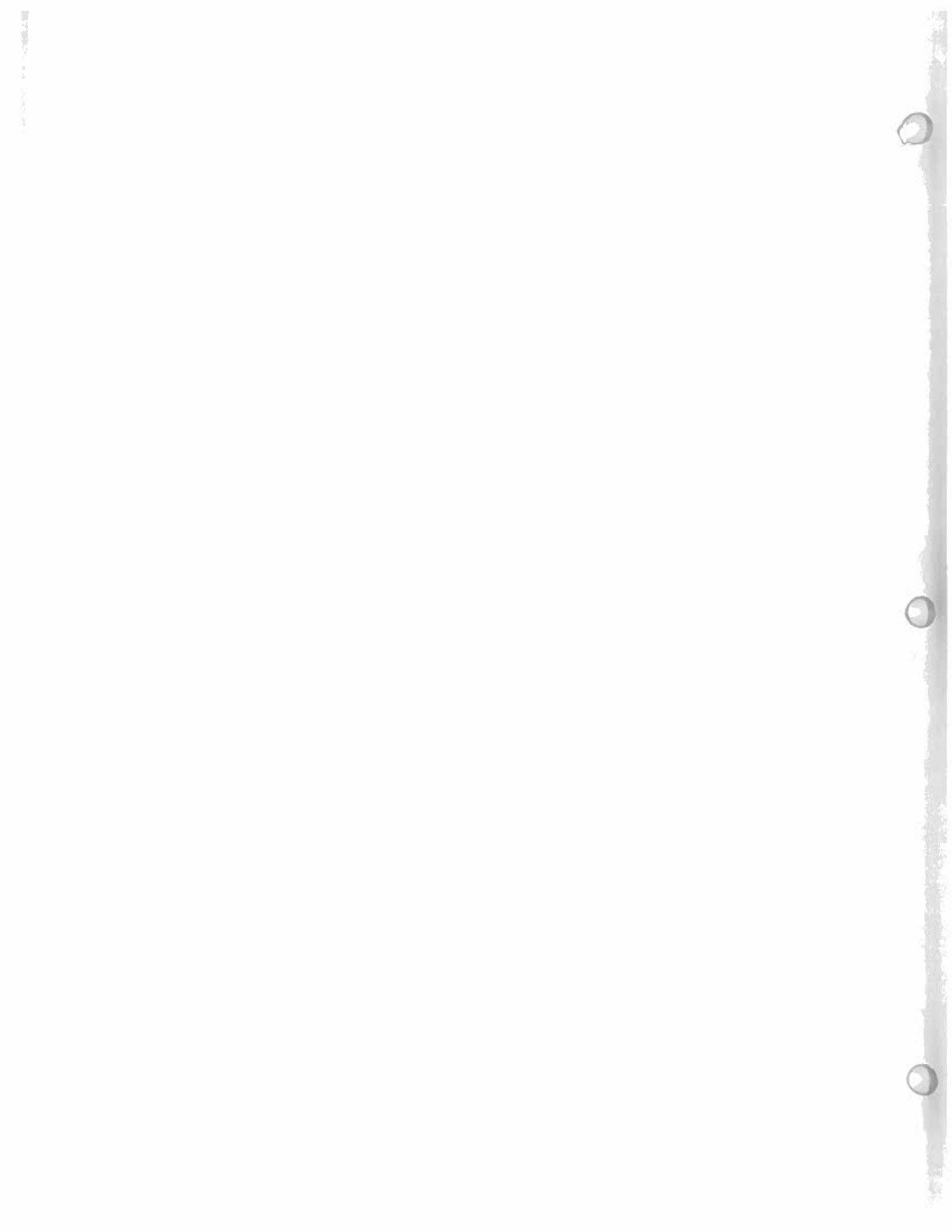
Trustee Dewire recommended adoption of Resolution: Reappointment of National Trustee due to Trustee Stuckey's considerable contributions to the Board. Trustee Perry seconded. All voted in favor.

REAPPOINTMENT OF NATIONAL TRUSTEE RESOLUTION 2009 - 3115

WHEREAS, the Ohio University Board of Trustees desires to extend the appointment of one distinguished out-of-state University alumnus to sit with Trustees and to participate in the deliberations of the Board and the life of the University for an additional one year term, ending June 25, 2010,

NOW, THEREFORE, BE IT RESOLVED that the following alumnus be reappointed as National Trustee to the Ohio University Board of Trustees.

To be named for an additional one year term: Charles R. Stuckey, BSME '66
Carlisle, MA



Trustee Dewire recommended adoption of Resolution: Meeting Dates for Succeeding Years. He added the Retreat will begin on August 20, 2009 for an introductory dinner. Trustee Harris seconded. All voted in favor.

MEETING DATES FOR SUCCEEDING YEARS

Designation of Stated Meeting Dates for Years Beginning July 1, 2009 and Ending June 30, 2010

RESOLUTION 2009 - 3116

RESOLVED that the following dates be designated the stated meeting dates for the year beginning July 1, 2009, and ending June 30, 2010.

August 20-21, 2009 (Retreat)	COMMENCEMENT
October 1 and 2, 2009	June 11 and 12, 2010
January 14 and 15, 2010 (Southern Campus Location)	June 10 and 11, 2011
April 15 and 16, 2010	
June 24 and 25, 2010	

RESOLVED further that, if conditions dictate, the Executive Committee be authorized to change the date of the stated meetings.

Trustee DeLawder discussed changes to the recommendations for the Board Committee Chairs. Trustee DeLawder shared that Trustee Perry's husband has a serious medical condition and offered support and concern for her and her family on behalf the Board.

Trustee Dewire recommended adoption of the new Resolution: Recommendations for Board Committee Chairs, 2009-2010 with C. Robert Kidder be elected Chair of the Board and M. Marnette Perry be elected Vice Chair of the Board. Trustee Harris seconded. Trustee Dewire reported Trustee Kidder was in agreement with the new resolution. All voted in favor.



ELECTION OF CHAIRPERSON

RESOLUTION 2009 - 3117

RESOLVED that C. Robert Kidder be elected Chairperson of the Board of Trustees for the year beginning May 14, 2009, and ending May 13, 2010.

ELECTION OF VICE CHAIRPERSON

RESOLUTION 2009 - 3118

RESOLVED that M. Marnette Perry be elected as Vice Chairperson of the Board of Trustees for the year beginning May 14, 2009, and ending May 13, 2010.

Audit Committee

Trustee Wolfort reported in the absence of Trustee Kidder. Trustee Wolfort outlined the report presented by Plante and Moran which included reporting and responsibilities, audit approach, audit issues, emerging issues, timing, and the letter of Auditor Responsibilities and Peer Review Report.

Trustee Wolfort reported on the Plant and Moran, Management Letter Responses. Finally, the Committee received an update by Kathy Gilmore who reported on the Internal Audit Response Trends.

Executive Committee

President McDavis announced the Honorary Degree recipients: Mia Lin, Paul Dutton Grannis, Herman Leonard, and Judy Clabes. Trustee Dewire moved to adopt the resolution: Approval of Honorary Degree. Trustee Schey seconded. All voted in favor.



HONORARY DEGREE AWARDS

RESOLUTION 2009 - 3119

WHEREAS, the University Committee on Honorary Degrees has recommended that Ohio University honor the persons listed below through the conferral of an honorary degree,

Maya Lin, Doctor of Public Service
Paul Dutton Grannis, Doctor of Science

Herman Leonard, Doctor of Fine Arts

Judy Clabes, Doctor of Communication

AND WHEREAS, it remains for the President to determine whether these persons wish to accept the awards.

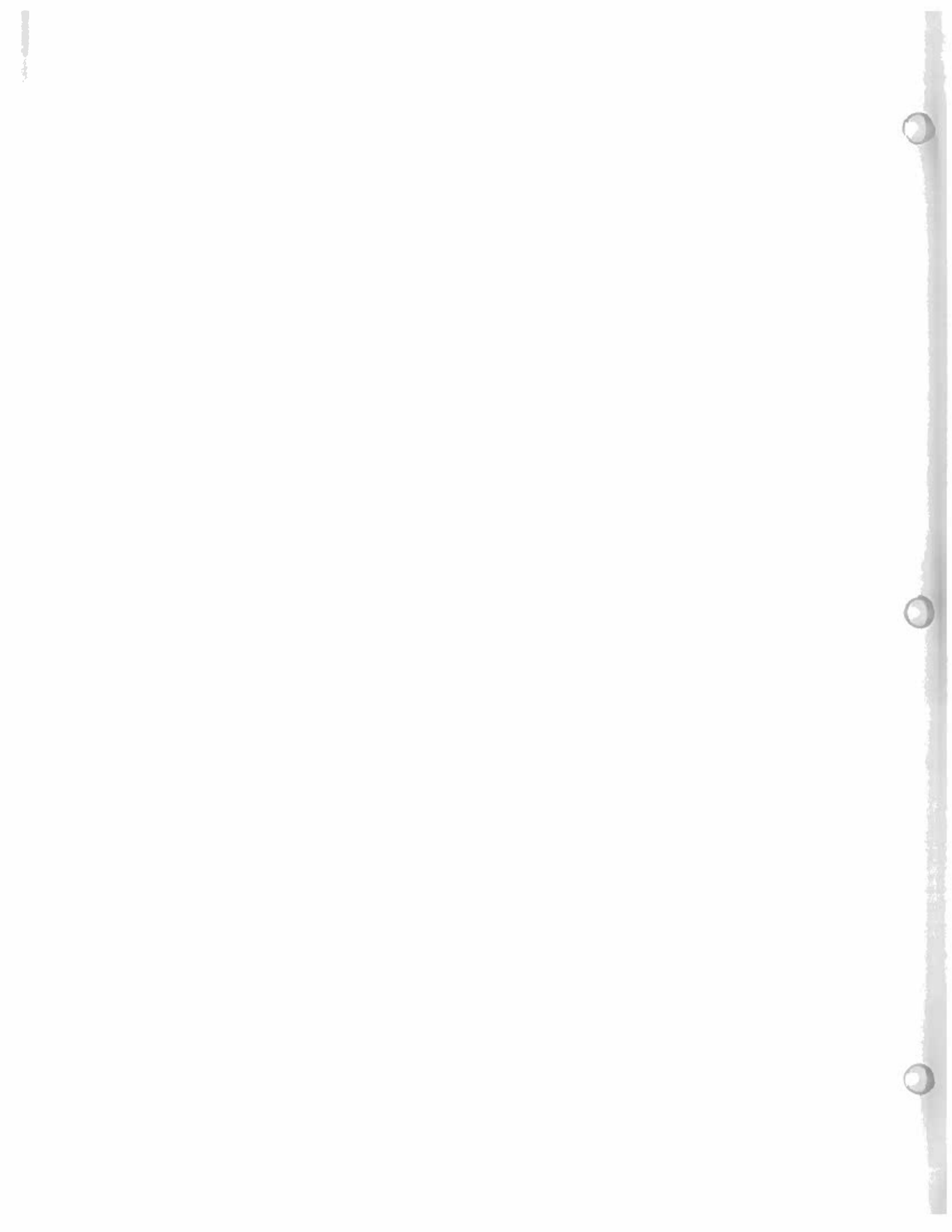
NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Ohio University approves the degrees recommended be conferred at appropriate times in the future after the President has determined the persons recommended wish to be honored.

Maya Lin

Maya Lin is the world-renowned architect of the Vietnam Veterans Memorial in Washington, D. C. At the age of 21, she was selected out of 1,421 entries for the competition, one of the largest in American history. She also designed the Civil Rights Memorial in Montgomery, Alabama.

Lin has presented lectures and taught at a number of institutions throughout the world, including the University of California at Berkeley, Quinghaua University in Beijing, the Whitney Museum of American Art and the Metropolitan Museum of Art. In October 2008, three monumental art pieces were installed in a new show, "Systematic Landscapes," in Wilsey Court of the De Young Memorial Museum, Golden Gate Park, San Francisco, California.

Lin was born in Athens, Ohio, and took classes at Ohio University during her high school years. Her experience at Ohio University was an inspiration for the 2004 installation, *Input*, in Bicentennial Park. She has spoken of the influence of Athens on her work and the natural wonder of this part of the world.



Paul Dutton Grannis

A native of Ohio, Paul Dutton Grannis has made significant contributions to a broad range of issues in elementary particle physics, the study of particles and forces governing matter at its smallest scale. His most lasting scientific achievements come from his leadership of the D0 experiment at the Fermi National Accelerator Laboratory's proton-antiproton collider. From 1983-1996, he served as the D0 spokesman/leader and guided the design. Grannis, with his student, contributed in discovering the top quark, the last expected constituent of matter.

He was awarded the 2001 W.K.H. Panofsky Prize in Experimental Particle Physics by the American Physical Society (APS) "to recognize and encourage outstanding achievements in Experimental Particle Physics." He has served in many capacities as a leader in the national and international physics communities. He has been chair of the APS Division of Particles and Fields, a member of the High Energy Physics Advisory Panel (to the Department of Energy and National Science Foundation), and a member of the International Linear Collider Steering Committee (ILCSC). For two years, he served as the Department of Energy's first manager for the linear collider project.

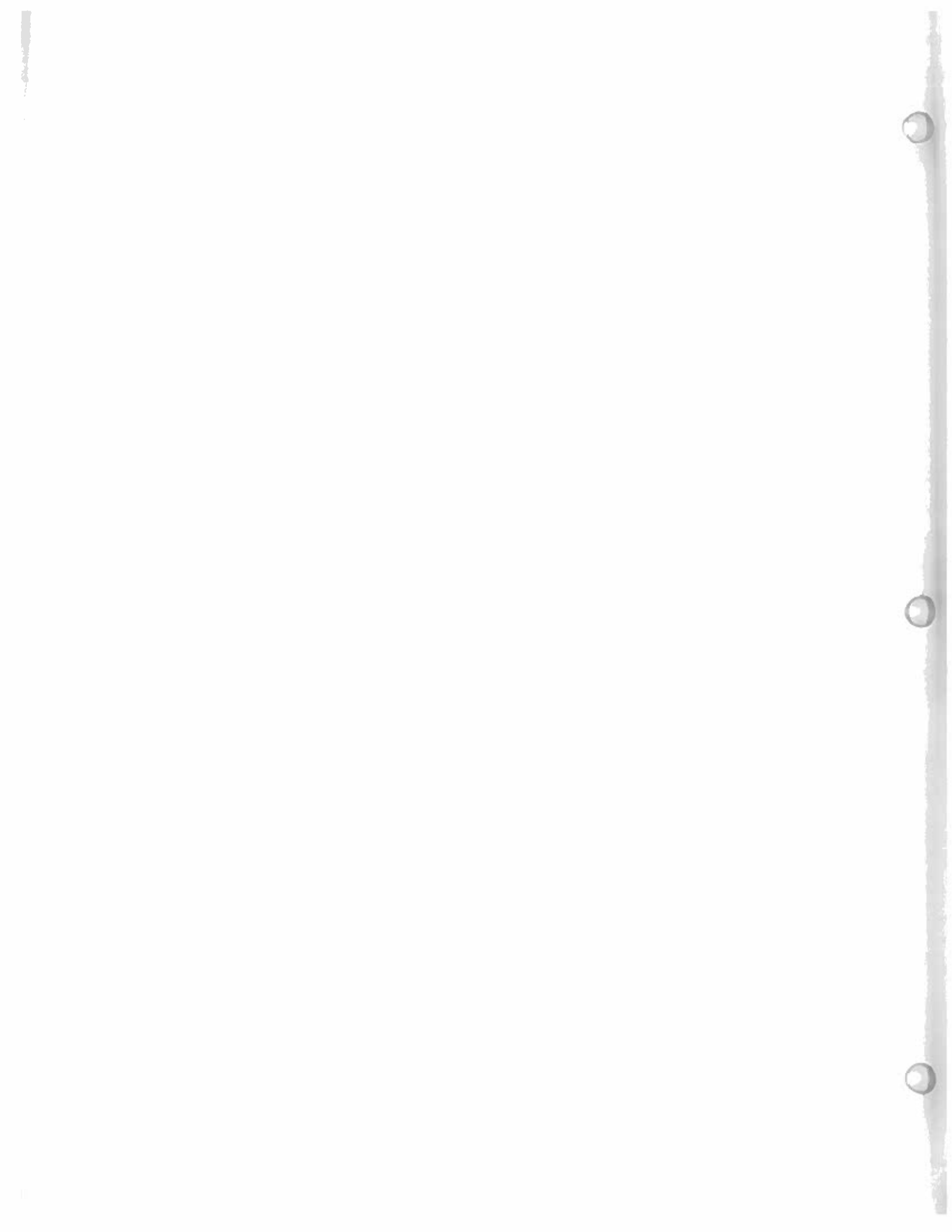
Within his university, Grannis has served as chair of the Department of Physics and Astronomy and on various committees.

Herman Leonard

Herman Leonard graduated from Ohio University in 1947 with a Bachelor of Fine Arts degree. His love of photography developed into a love of jazz as well. Two years post graduation, Leonard opened a studio in New York City's Greenwich Village to capture the swinging clubs of Broadway, Harlem, and 52nd Street. He photographed and developed friendships with some of the greats of jazz history including Charlie Parker, Dizzy Gillespie, Billie Holiday, Duke Ellington, and many more. In 1956, Leonard was chosen to be Marlon Brando's personal photographer.

Leonard has received numerous national recognitions for his work including the Milt Hinton Award for Excellence in Jazz Photography, the Lifetime Achievement Award from *Downbeat* magazine, and the Lucie Achievement in Portraiture Award. In Leonard's third book, *Jazz, Giants, and Journeys: The photography of Herman Leonard*, published in 2006, Quincy Jones wrote, "When people think of jazz, their mental picture is likely one of Herman's."

In 1991, he moved to New Orleans to exhibit his work and immerse himself in the city's jazz scene. In August 2005, Hurricane Katrina destroyed his home, his studio, and some 8,000 photographs. The negatives were gathered and stored as Leonard moved to Studio City, California where he has re-established his life and business.



Judy Clabes

Judy Clabes was editor of Scripps' *The Kentucky Post* for 13 years, the first woman editor of *The Sunday Courier and Press* in Evansville, Indiana for five years and a trustee of the Foundation. She was a syndicated columnist for Scripps Howard News Service and has published numerous articles in professional and general circulation publications. Clabes has authored several books including, *New Guardians of the Press*, *Language Arts and the Disinterested Student*, *Things I Haven't Finished Saying Yet*, and *By Judy! About Working Moms and Other Human Things*. *PROUD* magazine recognized her as an "Ambassador of Diversity" in 2001.

As president and CEO of the Scripps Howard Foundation, Clabes was the key decision maker in the foundation contributing a total of \$20 million to Ohio University's Scripps College of Communication.

Through her leadership, millions of dollars have been donated in scholarships and internships for journalism students, working professionals, and non-profit organizations across the country.

At Ohio University, Clabes served on the E. W. Scripps School of Journalism Advisory Board from 2000 to 2007 and on the Scripps College of Communication Dean's Advisory Board in 2007.

Unfinished Business

No unfinished business.

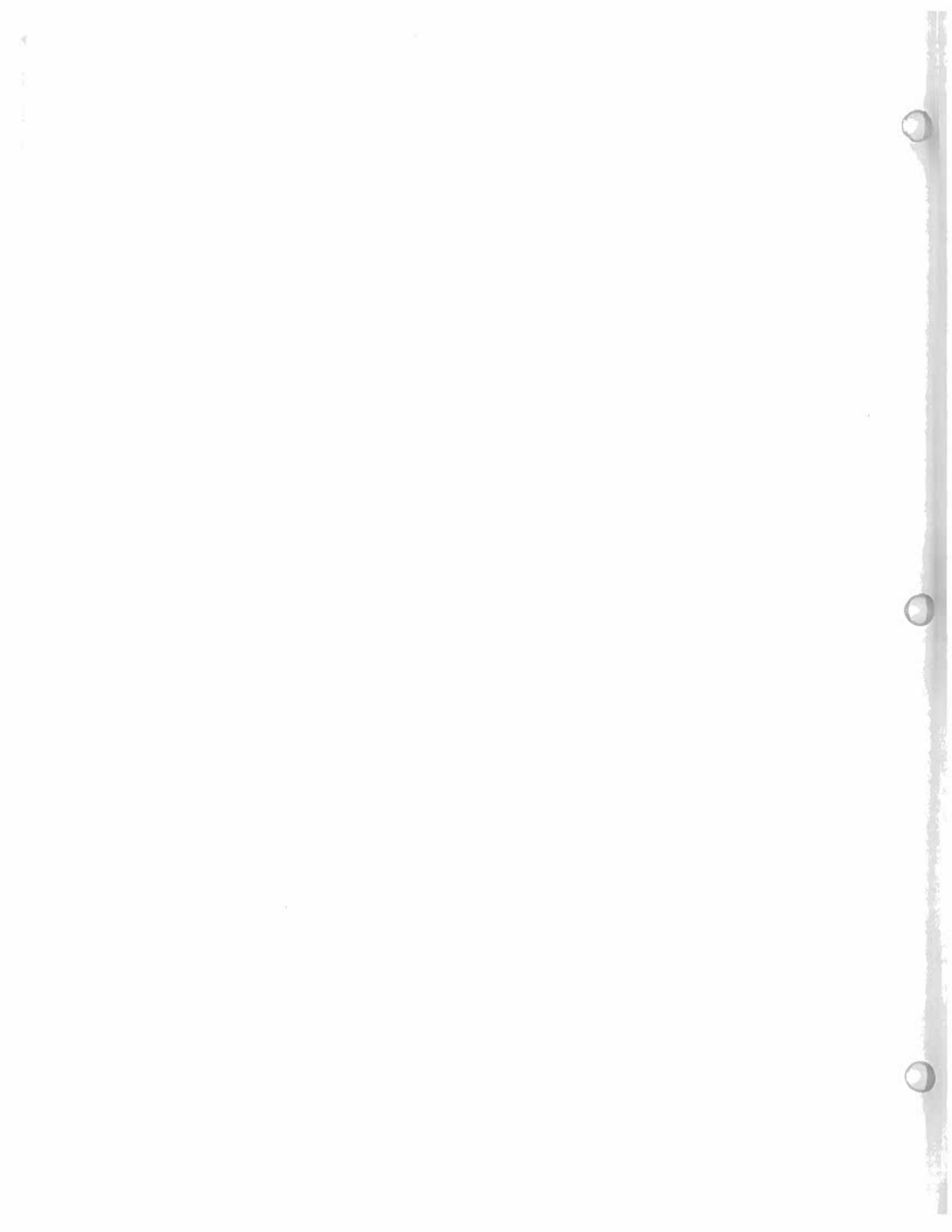
New Business

President McDavis introduced Dr. Brian Bridges, the newly appointed Vice Provost for Diversity, Access, and Equity.

Trustee DeLawder took the opportunity to wish Provost Krendl the best of luck in her new position as President of Otterbein College. He recognized her for her significant contributions to Ohio University including her leadership in the strategic planning process and the development of Vision Ohio.

Trustee DeLawder recognized and acknowledged Student Trustee Kelly for her contributions to the Board of Trustees. He presented her with a Certification of Appreciation.

President McDavis recognized Trustee DeLawder during his final meeting as Trustee and Chair of the Board. He acknowledged his significant contributions over his nine year tenure. In particular, he highlighted the leadership roles that he has played during that time. The President then presented Trustee DeLawder with a Certification of Appreciation.



Announcement of Next Stated Meeting Date
June 26, 2009 - Athens, Ohio

Adjournment

Meeting was adjourned at 12: 35 p.m.

CERTIFICATION OF SECRETARY

Notice of this meeting and its conduct was in accordance with Resolution 1975 – 240 of the Board, which resolution was adopted on November 5, 1975, in accordance with Section 121.22(F) of the Ohio Revised Code and of the State Administration Procedures Act.

C. Daniel DeLawder
Chairman

Thomas E. Davis
Secretary

