

**Minutes of the Special Formal Meeting  
of the  
Oakland University Board of Trustees  
March 1, 2006**

- Present:** Chair Penny M. Crissman; Vice Chair Dennis K. Pawley; Trustees Henry Baskin, Jacqueline S. Long, and Ann V. Nicholson
- Absent:** Trustees David J. Doyle, David T. Fischer, and Rex E. Schlaybaugh, Jr.
- Also Present:** President Gary D. Russi; Vice Presidents John W. Beaghan, Susan Davies Goepf, Mary Beth Snyder, and Virinder K. Moudgil; General Counsel and Secretary to the Board of Trustees Victor A. Zambardi and Assistant Rhonda G. Saunders; and Student Liaison James V. Gammicchia

**A. Call to Order**

Chair Penny M. Crissman called the meeting to order at 2:02 p.m. in the Auditorium of Elliott Hall of Business and Information Technology.

**B. Roll Call**

Mr. Victor A. Zambardi, General Counsel and Secretary to the Board of Trustees, conducted a roll call. All of the Board members were present except Trustees David J. Doyle, David T. Fischer, and Rex E. Schlaybaugh, Jr.

**C. Action Item**

**Tab 1. Affirmation that Oakland University's Policies and Procedures Comport with Joint Capital Outlay Subcommittee Use and Finance Requirements**

Mr. John W. Beaghan, Vice President for Finance and Administration, stated the Joint Capital Outlay Subcommittee (JCOS), a committee comprised of State legislators and chaired by Senator Shirley Johnson and Representative David Farhat, is responsible for reviewing all State funded capital projects over \$1 million of public universities and community colleges. The following recommendation responds to a November 1, 2005 letter from Senator Johnson and Representative Farhat requesting recognition by the Oakland University (University) Board of Trustees of the JCOS Use and Finance requirements and that the University has instituted policies and procedures to ensure staff awareness of the

JCOS requirements. Mr. Beaghan noted those policies and procedures are found in the University's Contracting Authority Policies, plant fund project authorization procedures, Treasurer's Reports, and JCOS committee meeting attendance by Government Relations and Facilities Management personnel.

Mr. Beaghan presented the following recommendation for Board approval:

WHEREAS, Article IV and Article IX of the Michigan Constitution establishes in the Michigan Legislature the power to appropriate funds and to disburse funds from the State treasury; and

WHEREAS, Article VIII of the Michigan Constitution establishes the state public universities and grants to the respective governing boards certain autonomous powers, specifically the general supervision of the institution and the control and direction of all expenditures from the institution's funds; and

WHEREAS, the Legislature has established the Joint Capital Outlay Subcommittee ("JCOS") and made the JCOS responsible for the review of certain construction projects that occur on public university campuses; and

WHEREAS, the JCOS makes recommendations to the full Legislature with respect to State funding for some, or a portion of, said aforementioned projects; and

WHEREAS, the orderly operations of government benefit from the dissemination of known policies and procedures to all interested parties; and

WHEREAS, the JCOS has developed policies and procedures for projects in excess of \$1,000,000, namely JCOS Policies Nos. 1 through 7 that were transmitted to the University on November 1, 2005; and

WHEREAS, the JCOS has a legitimate interest in being certain that all who appear before the JCOS be aware of the policies and procedures being employed by the JCOS; and

WHEREAS, the JCOS has, therefore, officially transmitted the foregoing policies and procedures to the respective boards of the public universities with the request that the respective boards adopt resolutions pertaining thereto; now, therefore, be it

RESOLVED, that the Board of Trustees of Oakland University hereby acknowledges that Oakland University has received and reviewed the JCOS policies and procedures for projects in excess of \$1,000,000; and, be it further

RESOLVED, that the Board of Trustees of Oakland University affirms that the University's administration has processes in place that ensure staff awareness of JCOS' policies and procedures; and, be it further

RESOLVED, that adoption of this resolution does not otherwise waive, diminish or infringe on any powers or protections afforded the Board of Trustees of Oakland University by the Michigan Constitution.

Trustee Ann V. Nicholson, seconded by Trustee Pawley, moved approval of the recommendation. The motion was unanimously approved by those present.

**D. Other Items that May Come Before the Board**

There were no other items presented to the Board.

**E. Adjournment**

Chair Crissman adjourned the meeting at 2:07 p.m.

Submitted,

Approved,

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Victor A. Zambardi  
Secretary to the Board of Trustees

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Penny M. Crissman  
Chair, Board of Trustees