

**Minutes of the Meeting
of the
Oakland University Board of Trustees
April 3, 1997**

Present: Chairman Rex E. Schlaybaugh, Jr.; Trustees Henry Baskin, David J. Doyle, Louis Grech-Cumbo, Ann V. Nicholson, and James A. Sharp, Jr.

Absent: Trustees David T. Fischer and Dennis K. Pawley

I. Call to Order

Chairman Rex E. Schlaybaugh, Jr. called the meeting to order at 3:05 p.m. in the Gold Rooms of the Oakland Center.

II. Roll Call

Ms. Susan Gerrits, General Counsel and Secretary to the Board of Trustees, conducted a roll call vote. All Board members were present except Trustees David T. Fischer and Dennis K. Pawley. Ms. Gerrits confirmed that a quorum was present.

III. President's Report

President Gary D. Russi reported the following information:

- Dr. Mary L. Otto, Dean of the School of Education and Health Sciences, is hosting a delegation of presidents of institutions from Guizhou Province, China. The school has had a ten-year relationship with the Guizhou Province educational community. The purpose of the visit is to broaden that cooperation and collaboration to include other parts of Oakland University. Dr. Otto introduced Mr. Jin Zheng-yu, Deputy Director, Guizhou Provincial Education Commission; Mr. Ledong Li, Vice President, Guizhou University; Mr. Yu Jian, Vice President, Guizhou Polytech University; Mr. Zhong Yong-Xing, President, Guizhou Institute of Finance and Economics; Mr. Chen Chao-Gang, President, Guizhou Education Institute; and Ms. Zhu Qin, Translator and Foreign Affairs Officer.
- Ms. Anne M. Jackson, Counselor & Program Coordinator, Academic Services and General Studies, was recognized as Employee of the Month for March.
- Coach Peter N. Hovland and the members of the Men's Swimming and Diving Team were recognized for winning their fourth straight Division II NCAA Championship.

- The student honorees of the Michigan Association of Governing Boards of Colleges and Universities (MAGB) Awards are Ms. Rachel Yank and Mr. Donald Deering. The faculty honorees are Dr. Andrew Rusek, Professor of Engineering, and Dr. Virinder K. Moudgil, Chair and Professor of Biological Sciences.
- The President's Technology Advisory Board, formed in 1995, has provided the university with industry connections to Chrysler, Compuware, EDS, ITT Automotive, Kmart, and NBD. The collaborations have led to major gifts from Chrysler, EDS, and NBD; Michigan Jobs Commission projects with Compuware, EDS, and Kmart; and the development of the first network management program in the world. Mr. Mike Grieves, President of Data Systems Network Corporation, was recognized for chairing and guiding the Technology Advisory Board in its efforts to advance the university. Mr. and Mrs. Grieves made their first major gift to the university when they endowed a scholarship in Management Information Science. They recently donated 15,000 shares of Data Systems Network, worth over \$100,000, to support the School of Business Administration.

President Russi acknowledged and thanked Mr. Grieves, who was present in the audience.

IV. Consent Agenda

Chairman Schlaybaugh presented the following recommendations:

A. Approval of the Minutes of the Meeting of February 6, 1997

B. University Personnel Actions

Faculty Promotions

The faculty agreement requires that certain reviews for possible promotion be completed by April 15. These recommendations are brought forth by the President and Acting Vice President for Academic Affairs, following the standard review processes, including recommendations from specified faculty review bodies.

Optional Promotions - Effective August 15, 1997:

Associate Professors with tenure considered for promotion to professor:

Ari, Sitaramayya	Biomedical Sciences	Promote
Srinivasan, Gopalan	Physics	Promote
White, John Paul	Music	Promote

Certified Copy of Depository Resolution of the Board of Trustees of Oakland University, a Michigan statutory corporation, and be it further

RESOLVED, that the resolution be approved by legal counsel.

D. Recommendation to Accept Gifts and Grants to Oakland University and the Oakland University Foundation for the Periods of December 1 through December 31, 1996, and January 1 through January 31, 1997

Trustee James A. Sharp, Jr., seconded by Trustee Henry Baskin, moved approval of the consent agenda. The motion was unanimously approved by those present.

V. Finance and Personnel Advisory Committee Report

Trustee David J. Doyle, Chairman of the Finance and Personnel Advisory Committee, reported that the committee met on March 13, 1997, and recommended the following items for review and approval by the full Board.

A. Authorization to Transfer Balance of Land Sale Proceeds to Animal Care Facility Project

Trustee Doyle stated that the Oakland University administration is recommending utilizing the land sale proceeds and earned interest of \$1,205,278.84, from the 1985 sale of land to Chrysler Corporation, to partially fund the Animal Care Facility project. The approved cost of the project including design, construction, and project management is not to exceed \$5,800,000. It is to be funded by a maximum of \$4,300,000 from university funds, \$500,000 from the Oakland University Foundation, and from a \$1,000,000 grant by the National Center for Research Resources. Approval of the proposed resolution will result in funding for all but \$93,262, the balance of which will be set aside from annual institutional savings.

Trustee Doyle moved approval of the following proposed recommendation:

RESOLVED, that the Vice President for Finance and Administration be authorized to transfer the remaining balance including interest earned of the Land Sale Proceeds endowment account to the Animal Care Facility project construction account.

Trustee Ann V. Nicholson seconded the motion for approval of the recommendation.

Trustee Sharp asked for clarification on the land sale proceeds for this project and the Squirrel Road land sale proceeds designated for the Trustee Academic Success Fund. Mr. Bissonnette

stated that the proceeds for the Trustee Academic Success Fund and the Animal Care Facility are from two separate land sales. The proceeds from the Squirrel Road sale are strictly allocated for the Trustee Academic Success Fund, and the proceeds from the land sale to Chrysler Corporation are proposed for the Animal Care Facility. Trustee Sharp requested that, in order to alleviate confusion, future agenda items regarding land sales should include more detailed information on the origin of the sale.

Chairman Schlaybaugh stated that the Chrysler land sale proceeds were clearly designated by the Board for future use for projects that the Board determines appropriate. He inquired if the administration is requesting that the funds be used solely for the Animal Care Facility without any further debate on alternative uses. Mr. Bissonnette responded that the Board has placed high priority on the conclusion to the Science and Engineering Building's series of projects, and that this recommendation to fund the Animal Care Facility is very timely and appropriate.

The motion was unanimously approved by those present.

B. Ancillary Activities Operating Budget for Fiscal Years Ending June 30, 1998, 1999 and 2000

Trustee Doyle stated that Mr. Bissonnette and Ms. Peggy S. Cooke, Director of Auxiliary Services, reviewed ten auxiliary budgets at the committee meeting for fiscal years ending June 30, 1998, 1999 and 2000. The activities represent a broad range of operations connected with and in support of the educational mission of Oakland University. They are generally funded by fees from users of the service provided. Trustee Doyle noted that in each of the three years 1997-98, 1998-99, and 1999-2000, the administration is requesting increases in rates for several activities, most notably a 3.5 percent increase in room and board rates for Residence Halls. Fee increases are also requested for the Lowry Early Childhood Center and the Meadow Brook Health Enhancement Institute. The administration will report annually on actual operations results and significant operating budget changes.

Trustee Doyle added that this year the administration has included a budget for the new Department of Campus Recreation, as an auxiliary program to be housed in the Recreation and Athletic Center.

Trustee Doyle moved approval of the following proposed recommendation:

RESOLVED, that the Board of Trustees approves the Budgets for Residence Halls, Meadow Brook Art Gallery, Meadow Brook Hall, Meadow Brook Health Enhancement Institute, Meadow Brook Music Festival, Meadow Brook Theatre, Graham Health Center, Lowry Early Childhood Center, Oakland Center, and Department of Campus Recreation for the years ending June 30, 1998, June 30, 1999, and June 30, 2000,

with budgeted net income and expenditures not to exceed the amounts on Appendix 1 respectively, for each year; and, be it further

RESOLVED, that any expenditure level in excess of the approved amount that is not funded by a direct revenue increase must have the prior approval of the President or his designee and these amounts shall be reported on a periodic basis to the Board of Trustees.

(Appendix 1 is filed in the Board of Trustees office.)

Trustee Nicholson seconded the motion for approval of the recommendation.

Chairman Schlaybaugh asked why the Department of Campus Recreation is treated as an auxiliary, and Dr. Mary Beth Snyder, Vice President for Student Affairs, replied that it is consistent with other auxiliaries in that the \$95 student fee is not a part of the tuition base.

In response to another question posed by Chairman Schlaybaugh, Mr. Bissonnette noted that the President is authorized to approve additional auxiliary expenditures only up to the amount of matched revenues within each auxiliary.

The motion was unanimously approved by those present.

VI. University Affairs Advisory Committee Report

In the absence of Trustee David T. Fischer, Chairman of the University Affairs Advisory Committee, Chairman Schlaybaugh reported that the committee met on March 18, 1997, and recommended the following items for review and approval by the full Board.

A. Authorization to Charter Public School Academies

Chairman Schlaybaugh stated that this recommendation requests authorization to charter the Turtle Island Learning Circle, a public school academy. The school is one of the first in the area that focuses on Native Americans. Dr. Mary L. Otto, Dean of the School of Education and Human Services, is recommending the academy because it offers a new and unique educational opportunity that meets the university's charter schools goals. Chairman Schlaybaugh asked Ms. Gerrits if all of the documents accompanying the recommendation are consistent with Board policy. Ms. Gerrits called on Ms. June A. Rosenbloom, Staff Attorney, who stated that she has reviewed the supporting documentation, including the Agreement and Articles of Incorporation, and that they are all in accordance with the Board's requirements for charter schools.

Chairman Schlaybaugh presented the following recommendation:

WHEREAS, the School Code of 1976, as amended (the "Code"), permits the Board of Trustees of Oakland University (the "Board") to authorize the establishment from time to time of public school academies meeting the requirements of the Board and the requirements of applicable law; and

WHEREAS, on October 5, 1995, the Board approved the Oakland University Policy on Public School Academies and Criteria for the Evaluation of Applications; and

WHEREAS, the Board has received the application of the persons or entities on behalf of the public school academies identified in Exhibit A to this Resolution (each, a "Public School Academy"); and

WHEREAS, in consideration of the resources available for the proposed Public School Academy, the population to be served by the Public School Academy, and the educational goals to be achieved by the Public School Academy, the Board has determined that it is in the best interests of Oakland University and the State of Michigan to approve the application of each Public School Academy identified in Exhibit A and more fully described in Exhibit A-1;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The application submitted by each Public School Academy listed in Exhibit A and described in Exhibit A-1, copies of which are on file with the Secretary to the Board of Trustees, meets the requirements of the Board and of applicable law.
2. The Board hereby approves the application of each Public School Academy listed in Exhibit A and described in Exhibit A-1.
3. The Board hereby adopts or approves the Articles of Incorporation of each Public School Academy listed in Exhibit A, copies of which Articles of Incorporation are on file with the Secretary to the Board.
4. The Board hereby appoints for each Public School Academy listed in Exhibit A the initial Boards of Directors as described in Exhibit B.
5. The Board hereby approves the form of Agreement to Organize and Administer a Public School Academy (the "Agreement") on file with the Secretary of the Board, and hereby further directs as follows:
 - a. The university administration shall negotiate and finalize an Agreement for each Public School Academy, substantially in the form attached and on file with

the Secretary, with such changes as shall be required or authorized by the Code, and subject to the limitations described below:

(1) The term of the Agreement shall be no longer than 10 years from the date of this Resolution and no less than 3 years from the date of this Resolution.

b. Each Agreement shall be reviewed by the General Counsel or her designee prior to execution and shall conform to all university policies and the law.

c. The President of the university shall execute and deliver copies of the contract between the Board and the Public School Academy.

6. In accordance with Section 516 of the Code, the Board hereby authorizes the Public School Academy to employ or contract with personnel as necessary for the operation of the Public School Academy, and further authorizes the Public School Academy to prescribe the duties of and fix the compensation for such personnel, subject to applicable laws governing the employment of public school employees, and within the limitations specified in the Agreement.

7. All resolutions and parts of resolutions in conflict with this resolution shall be and hereby are rescinded to the extent of such conflict.

(Exhibits A, A-1, and B, Agreement to Organize and Administer a Public School Academy, and Proposed Restated Articles of Incorporation are filed in the Board of Trustees office.)

Trustee Sharp, seconded by Trustee Louis Grech Cumbo, moved approval of the recommendation. The motion was unanimously approved by those present.

Chairman Schlaybaugh called on Mr. Thurman Bear and Ms. Adrienne Brant James of Turtle Island Learning Circle, who thanked the Board on behalf of the Native American children, and other children, who will now have the opportunity to attend the school. They also presented a "dream catcher" to the Board symbolizing the Turtle Island Learning Circle logo, teaching style, and mission.

B. Physical Therapy Faculty Practice

Chairman Schlaybaugh stated that a physical therapy clinical practice is proposed for the faculty of the Program in Physical Therapy. The practice will provide clinical education for students as well as research opportunities for students and faculty in the context of delivering patient care.

It will function as a self-supporting residency program implemented at the Meadow Brook Health Enhancement Institute. In addition, the physical therapy faculty participation will be voluntary.

Chairman Schlaybaugh presented the following recommendation:

WHEREAS, an Oakland University Physical Therapy Faculty Practice (OUPTFP) will provide enhanced educational and clinical research opportunities for Oakland University students enrolled in entry-level and advanced graduate education programs; and

WHEREAS, an OUPTFP will provide a setting, under the direction of the Program in Physical Therapy, for faculty to participate in clinical research studies and to remain current in physical therapy practice; and

WHEREAS, an OUPTFP will provide a high quality physical therapy patient care resource, offering experienced and scholarly prepared licensed physical therapists to Oakland University and neighboring communities; now, therefore, be it

RESOLVED, that the Board of Trustees authorize the establishment of the Oakland University Physical Therapy Faculty Practice, effective immediately, to allow full and part-time faculty of the Program in Physical Therapy to participate in university-sponsored patient care.

Trustee Doyle, seconded by Trustee Sharp, moved approval of the recommendation. The motion was unanimously approved by those present.

C. Renewal of Contract with Affiliated Computer Services for Administrative Data Processing

Chairman Schlaybaugh stated that this recommendation is for the approval of a three-year agreement with Affiliated Computer Services (ACS), formerly known as Genix, commencing May 1, 1997. ACS has provided administrative data processing services to the university since 1989, and it is time to renew the agreement. The university plans to migrate from a mainframe administrative system, but needs to continue an outsourcing agreement until the systems are replaced.

Chairman Schlaybaugh presented the following recommendation:

RESOLVED, that the Vice President for Finance and Administration be authorized to execute a three-year agreement commencing May 1, 1997, with Affiliated Computer Services. The total university expenditure authorized for the three-year period, including base services and communication is \$572,616 per year.

Dr. Kevin J. Murphy, Professor of Economics and Statistics, School of Business Administration; Mr. Thomas LeMarbe, Budget Manager, Academic Affairs; Dr. Naim A. Kheir, Chairman Elect & Systems Engineer, School of Engineering & Computer Sciences; Dr. Vincent B. Khapoya, Professor & Chair, Political Science; Dr. Faye M. Cobb, Visiting Assistant Professor, School of Health Sciences; and Ms. Rachel Yank, student representative.

President Russi thanked Dr. Downing and the committee for their efforts in identifying excellent candidates for the position. He reported that out of 137 applicants, 12 candidates were chosen by the committee. Individual airport interviews of those 12 candidates were conducted, which were also observed by the President. The four finalists were invited to campus for a two and a half day interview session, including a presentation to the campus and surrounding community. The search committee created a profile on each candidate based on input from the university community. The committee members, Deans Council, and President's Cabinet also presented feedback on the candidates to the President. President Russi stated that he and Dr. Downing visited the top candidate's home campus and interviewed a wide array of people concerning that candidate's capabilities and experiences, which were confirmed to be excellent. He recommended that the Board of Trustees authorize him to appoint Dr. Dagmar R. Cronn to the position of Vice President for Academic Affairs and Provost and Professor of Chemistry with tenure, effective June 1, 1997.

President Russi introduced Dr. Cronn and her husband and asked Dr. Cronn to address the Board on her education background and experiences in higher education. Dr. Cronn expressed her excitement to come to Oakland University. She stated that all of her education was received at the University of Washington, including a Ph.D. in atmospheric chemistry. Dr. Cronn noted that she served on the faculty in the Department of Chemistry at Washington State University, where she also chaired an interdisciplinary program in environmental science and regional planning. She was appointed as an American Council on Education Fellow in an administrative internship to the Chancellor of the University of California - Riverside. Dr. Cronn was the founding Dean of the College of Sciences at the University of Maine, a position that she currently holds. She has been very active in math science education reform within that institution and the State of Maine. Dr. Cronn expressed her sincere devotion to community outreach, which she believes will assist her in reaching out to the corporate communities in Oakland County.

President Russi commented that Dr. Cronn is an experienced, dedicated academic leader and a gifted teacher with a deep appreciation for academic quality and high standards.

Trustee Doyle moved approval of the following resolution:

RESOLVED, that the Board of Trustees authorizes President Gary Russi to appoint Dr. Dagmar R. Cronn to the position of Vice president for Academic Affairs and Provost and Professor of Chemistry with tenure, effective June 1, 1997, in accordance

with the terms and conditions of the Agreement between Dr. Dagmar R. Cronn and Oakland University appended to this agenda item.

(The Agreement between Dr. Dagmar R. Cronn and Oakland University is filed in the Board of Trustees office.)

Trustee Grech-Cumbo seconded the motion for approval of the recommendation. The motion was unanimously approved by those present.

Chairman Schlaybaugh welcomed Dr. Cronn to Oakland University and presented OU sweatshirts to Dr. Cronn and her husband.

VIII. Closed Session to Discuss Specific Pending Litigation and Written Legal Opinion of Counsel

Trustee Doyle, seconded by Trustee Nicholson, moved to adjourn into closed session.

Ms. Gerrits stated that approval of a closed meeting is requested to discuss specific pending litigation and the written legal opinion of counsel. Section 8 (e) and (h) of the Open Meetings Act provide that a public body may meet in a closed session for these purposes. Section 7 of the Open Meetings Act requires that a two-thirds roll call vote of members elected or appointed and serving shall be required to call a closed session. It is not expected that the Board will return to open session. Ms. Gerrits conducted a roll call vote as follows:

Henry Baskin	Yes
David J. Doyle	Yes
Louis Grech-Cumbo	Yes
Ann V. Nicholson	Yes
Rex E. Schlaybaugh, Jr.	Yes
James A. Sharp, Jr.	Yes

Ms. Gerrits stated that the motion carries.

VIII. Adjournment

Trustee Grech-Cumbo, seconded by Trustee Nicholson, moved adjournment of the meeting. The motion was unanimously approved by those present. The meeting adjourned at 4:05 p.m.

Submitted,

Approved,



Susan Gerrits
General Counsel and
Secretary to the Board of Trustees

Rex E. Schlaybaugh, Jr.
Chairman
Board of Trustees