

Board of Trustees June 16, 2014 Minutes

Board of Trustees

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Minutes

**The University of Toledo
67th Meeting of the Board of Trustees
Monday, June 16, 2014
Driscoll Alumni Center, Schmakel Room
1:00 p.m.**

The sixty-seventh meeting of The University of Toledo Board of Trustees was held on Monday, June 16, 2014, on the Main Campus in the Schmakel Room, Driscoll Alumni Center. Chair Joseph H. Zerbey, IV called the meeting to order at 1:00 p.m. Ms. Joan Stasa recorded the minutes.

CALL TO ORDER

The following Board of Trustees members were in attendance:

Steven M. Cavanaugh
Jeffrey C. Cole
Laura E. Halpin, Student Trustee
S. Amjad Hussain
Linda N. Mansour
Susan F. Palmer
Sharon Speyer
John S. Szuch
Gary P. Thieman
Joseph H. Zerbey, IV

ATTENDANCE

The following Board of Trustees member was absent:

Brittney M. Brown, Student Trustee

A quorum of the Board was constituted.

The following individuals were also in attendance:

Jamie Barlowe, Dean College of Language, Literature and Social Sciences
John Barrett, Vice Provost Faculty Relations and Accreditation/Associate Professor
Karen Bjorkman, Dean College of Natural Sciences and Mathematics
Amanda Bryant-Friedrich, Associate Professor Medicinal and Biological Chemistry
Frank Calzonetti, VP Government Relations/Chief of Staff
Lauri Cooper, Associate VP/Sr. Legal Counsel
Cameron Cruickshank, VP Enrollment and Online Education
Meghan Cunningham, Media Relations Specialist
David Cutri, Director Internal Audit and Chief Compliance Officer
Bryan Dadey, Associate VP Finance
Michael Dowd, Associate Professor/Chair Department of Economics
Johnnie Early, Dean College of Pharmacy and Pharmaceutical Sciences
Amanda Eggert, Editor *Independent Collegian*
Tim Gaspar, Dean College of Nursing
Tom Gutteridge, Dean College of Social Justice and Human Service

Karen Hoblet, Assistant Professor College of Nursing/Faculty Senate President
 Alexis Holman, UT Student/Intern in the Office of Legal Counsel HSC
 Lloyd Jacobs, University of Toledo President
 Virginia Keil, Executive Associate Dean/Associate Professor Judith Herb College
 of Education
 Kristen Keith, Associate Professor Economics Department
 Steve LeBlanc, Executive Associate Dean of Academic Affairs College of
 Engineering
 Brenda Lee, President UT Foundation
 Chuck Lehnert, VP Corporate Relations
 Rich Martinko, Director Transportation Research and Intermodal Institute
 Joyce McBride, Director of Budget and Planning
 Ronald McGinnis, Interim Dean College of Medicine
 William S. Messer, VP of Research
 Dan Miller, UT Photographer
 David R. Morlock, Executive VP Finance and Administration/CEO UTMC
 Jeff Newton, Public Safety Officer/Chief of Police
 Michael O'Brien, VP and Director of Athletics
 Peter Papadimos, VP and General Counsel
 Kaye Patten Wallace, VP for the Student Experience
 Carolyn Pinkston, Director of Operations Department for Human Research
 Protections and Institutional Review Boards
 Susan Pocotte, Associate Professor College of Nursing
 Nolan Rosenkrans, Reporter for *The Blade*
 Linda Rouillard, Associate Professor Foreign Languages
 Dorothea Sawicki, Associate Dean Health Sciences/Professor
 Scott Scarborough, Provost and Executive VP Academic Affairs
 Beverly Schmoll, Dean College of Health Sciences
 Matt Schroeder, Chief Operating Officer UT Foundation
 Joan Stasa, Secretary Board of Trustees
 Dan Steinbock, Dean College of Law
 Jon Strunk, Sr. Director University Communications
 Margaret Traband, Vice Provost Academic Operations

Chair Zerbey requested a motion to waive the reading of the minutes from the April 14, May 27, June 5 and June 12, 2014 Board meetings and accept them as written. A motion was received from Trustee Speyer and seconded by Trustee Palmer. The meeting minutes were approved by the Board members.

**APPROVAL OF
 MEETING
 MINUTES**

Chair Zerbey requested a motion for approval of the two items on the Consent Agenda. A motion was received by Trustee Palmer, seconded by Trustee Mansour, and approved by the Board.

**APPROVAL OF
 CONSENT
 AGENDA**

Dr. Lloyd Jacobs acknowledged the recent passing of Mr. Benjamin F. Marsh. Mr. Marsh was a leader in the local community for many years, a Navy veteran, a member of the U.S. National Commission for UNESCO from 1969-1975, a member of the U.S. Foreign Claim Settlement Commission from 1990 -1994, and Elections Supervisor in Bosnia and Herzegovina from 1997-1998. Mr. Marsh was

**PRESIDENT'S
 REPORT**

also a former member and Chairman of the Board of Trustees of the Medical College of Ohio. Dr. Jacobs mentioned that Mr. Marsh's list of contributions is long.

Dr. Jacobs mentioned that Dr. Cameron Cruickshank, VP for Enrollment Management and Online Education, mailed a copy of the Strategic Enrollment Management publication to all Trustees. President Jacobs urged the Trustees to review the document, which is an introduction to the science of student enrollment and goals for the road ahead. This document offers some background and context to the field of enrollment management as well as an understanding of some of the most impactful student enrollment behavior trends.

Also acknowledged by Dr. Jacobs and shared with the Trustees was a copy of the 2014 issue of "UT Discovers" as presented by Dr. William S. Messer, Jr. This year's issue provides some insights on the myriad areas of research, scholarship and creative activity undertaken by scholars at UT.

Board Chair Zerbey presented framed Proclamations to outgoing Trustees Ms. Susan Palmer and Ms. Linda Mansour thanking them for their years of service to UT. Their terms on the Board will end on July 1. Mr. Zerbey also noted that a Proclamation was prepared for outgoing student Trustee Ms. Brittney Brown, who was not at the meeting.

Committee Chair Susan Palmer requested Mr. David Morlock present the Personnel Action Reports for June 16, 2014. Mr. Morlock noted that the new hire for the position of Dean for the College of Business and Innovation, Dr. Gary Insch, was added to the Personnel Action Report for today's meeting, as well as Assistant Professor of Law Ms. Agnieszka McPeak. After discussion of all reports and additions, Mr. Zerbey requested a motion to approve the Personnel Action Reports including additions. A motion was received by Trustee Thieman, seconded by Trustee Hussain and the Personnel Action Reports were approved by the Board.

Mr. Morlock presented Resolution No. 14-06-13: "Administrative Officials as the Appointing Authority" to the Trustees. This Board Resolution was updated to reflect the addition of the newly appointed Associate VP of Human Resources Ms. Jovita Thomas-Williams. This resolution delegates authority by the President to act in his capacity as "appointing authority." Mr. Zerbey requested a motion to approve Resolution 14-06-13 which was received by Trustee Cavanaugh, seconded by Trustee Palmer and approved by the Board.

Ms. Margaret Trabant reported that at the May 13 Academic and Student Affairs Committee meeting, she presented an overview of The University of Toledo 2014 College Completion Plan. Presented before the Board of Trustees at this meeting was Resolution No. 14-06-14: "University Completion Plan," which is a Resolution required by State law. Ms. Trabant reported that the purpose of the Plan is to recognize and build upon the accomplishments of The University of Toledo to advance course completion and graduation rates of the undergraduate student populations. The Completion Plan addressed the six areas requested by the

**CHAIRMAN'S
REPORT**

**ACADEMIC
AND STUDENT
AFFAIRS
COMMITTEE**

Board of Regents which are: University Mission, barriers to persistence and completion, completion of goals for 2014-2016, completion strategies, workforce development priorities, and University student profile. Deadline for submission of the Plan is June 30, 2014. Mr. Zerbey requested a motion for approval of the Plan. A motion was received by Trustee Palmer, seconded by Trustee Hussain and approved by the Board.

Mr. William Messer, Jr. presented the Board of Trustees with information about the FDA Inspection Department of Human Research Protections (DHRP) and Biomedical Institutional Review Board (IRB) visits to campus. He reported that these two visits occurred during May 27-30 resulting in great reviews. The DHRP supports all institutional research involving human subjects, works with faculty and student investigators and coordinates IRB reviews of clinical protocols, and is responsible for assuring compliance with relevant federal guidelines and UT policies. Dr. Messer discussed items reviewed by the investigator, study files that were reviewed, and he discussed close-out comments and suggestions. Human subject research at UT is well monitored for safety and compliance regulations. On-going activities were reviewed with the Trustees: federally funded research, industry sponsored research, faculty – investigator initiated research and student research. Dr. Messer mentioned that although the primary mission is to train students, UT’s reputation as a University is established by breadth and depth of research programs. Expanding opportunities for clinical research, which can provide patients access to new treatments was also discussed.

Board of Trustees Chair Zerbey asked Chief Jeff Newton to provide a quick update about the campus-wide smoking ban. Chief Newton reported that the Committee has met a couple times to discuss implementation of the ban, smoking huts are being removed, they are moving from two policies to one policy, and roll out of education is beginning.

On behalf of the Board’s Academic and Student Affairs Committee, Trustee Palmer thanked Dr. Scott Scarborough for all he had done in the pursuit of excellence for our students. It was recently announced that Dr. Scarborough accepted the position of President at the University of Akron.

Clinical Affairs Committee Chair Gary Thieman presented the minutes for the April, May and June meetings to the Board. He called out to the Trustees that due to the complexity and diversity of issues coming before the Clinical Affairs Committee, they have instituted a practice of an educational session at each of its meetings. Mr. Thieman thanked Mr. David Morlock, Dr. Ronald McGinnis and Dr. Carl Sirio for their assistance with setting up this new practice. Mr. Thieman reported that educational sessions will be very helpful to the Committee members as they move forward. Trustee Zerbey requested a motion to accept the meeting minutes as presented. A motion was received from Trustee Mansour, seconded by Trustee Hussain and approved by all Trustees.

Mr. Thieman also mentioned that he attended a pre-planning meeting for the upcoming Joint Commission visit. He reported that he was very impressed with the

**CLINICAL
AFFAIRS
COMMITTEE**

work that is being done and wanted to thank the members of the team for all they are doing.

Board of Trustees Bylaw 3364-01-11: *The University of Toledo Medical Center and Clinical Operations* was presented to the Board to reflect minor changes with titles, insertion of references to quality, and to connect it more closely to Medical Staff Bylaws. It was noted that a majority of all existing members of the Board is required to amend a bylaw of the Board. Chair of the Board Zerbey requested a motion for approval of the changes to the Bylaw as requested by the Clinical Affairs Committee. A motion was received by Trustee Hussain, seconded by Trustee Cavanaugh and unanimously approved by the Board.

Finance and Audit Committee Chair John Szuch invited Ms. Brenda Lee to present information about renaming Stranahan North. Ms. Lee reported that thanks to a generous gift from the Savage family and Savage & Associates, the addition to Stranahan Hall was designated as the Savage Business Complex for Business and Engagement. Currently, the structure holds two designations – Stranahan North and Stranahan South. Ms. Lee explained that this is not a new gift, it is just a request to rename Stranahan North the Savage & Associates Business Complex. Stranahan South will keep its current designation. Chair Zerbey requested a motion to approve the name change. A motion was received by Trustee Mansour, seconded by Trustee Cole and approved by the Board. Mr. Szuch thanked Mr. Bob Savage, Mr. Tom Gutteridge and Mr. Vern Snyder for raising the money for that effort.

Mr. David Morlock presented the Trustees with a copy of the President's Recommended Budget for Fiscal Year ending June 30, 2015. Mr. Morlock reported that he has had conversations with and made presentations to the Trustees numerous times over the last several months about the FY15 budget. He reported the process used to develop the academic budget was highly participatory over many weeks of budget meetings and campus conversations and that discussions were highly transparent. The clinical enterprise was also participatory over many weeks of budget meetings, including management and physician engagement. The FY15 budget plan was discussed with the Finance and Audit Committee at their May meeting. Mr. Morlock reviewed specifics of the FY15 budget for both the academic enterprise and the clinical enterprise. A listing of key budget assumptions, and tuition rates and fees were also discussed. Mr. Morlock thanked Ms. Joyce McBride who has done a fantastic job with preparing the budget. Mr. Zerbey requested a motion to approve the FY15 budget. A motion was received by Trustee Speyer, seconded by Trustee Mansour and approved by the Board.

Dr. William S. Messer, Jr. was invited to present information about the request for a grant matching commitment for the Shimadzu Center for Analytical and Pharmaceutical Sciences at The University of Toledo. Dr. Messer reported that Shimadzu is a leading manufacturer of analytical instruments, including: Chromatography, Spectroscopy and Mass Spectrometry. Their corporate philosophy is to contribute to society through science and technology. This Center at UT is funded by a grant from Shimadzu Scientific Instruments and will create a

**FINANCE
AND AUDIT
COMMITTEE**

core laboratory facility to analyze samples. By doing so, this will improve UT's ability to train undergraduate, graduate and post-graduate scholars in the utilization of state-of-the-art instrumentation to address issues relevant to the overall improvement of the human condition. Community engagement to increase the breadth and depth of the STEMM pipeline and address community relevant issues was discussed with the Trustees, as well as a generation of new knowledge and intellectual property. Dr. Messer discussed investment costs and training for undergraduates, graduates and post-graduates/professionals. Dr. Messer also mentioned that this new Center will be a resource to attract new corporate entities through public-private partnerships. After several questions by the Trustees and answers by Dr. Messer, Trustee Zerbey requested a motion for support of this new project. A motion was received from Trustee Palmer, seconded by Trustee Hussain and approved by the Board. The Trustees requested future periodic updates about this project.

Mr. Rich Martinko was invited to provide a performance update on the progress of the Norfolk Southern (NS) Airline Junction Intermodal project that the UT Intermodal Transportation Institute (ITI) was a primary driver of. He noted that the ITI had done the Site Selection Research Report (October 2008) and the Economic Impact Study (March 2009). These reports were the basis for The City of Toledo receiving a Federal Recovery Act grant of \$6.5 million and a State rail grant of \$4 million. These grants along with private investment from NS Railroad of \$4 million allowed for expansion of the existing NS facility to accommodate intermodal train traffic.

The project was completed in 2010. The ITI projected that these improvements would increase intermodal traffic at the Airline yard from 13,000 lifts per year in 2009 to 60,000 lifts per year by 2016. The economic impact of reaching the 60,000 lift make on the region was projected to be:

- Total New Permanent Jobs (direct + indirect) (7 years) 893 Jobs
- Incremental industrial development (7 years) \$27.0 Million
- Total State & Local Annual Tax Impact \$2.8 Million
- Total Local Annual Tax Impact \$1,231,866
- Total State Annual Tax Impact \$1,491,137
- Total regional output forecast (7 years) \$112.3 Million

Mr. Martinko reported that the projected 60,000 lift per year number was reached earlier than expected. In 2013 airline yard reached a 66,860 lift per year level. The project is the fastest growing NS intermodal yard in their system with an overall growth of 116% from the baseline year of 2009. Also, the overwhelming majority of intermodal traffic (95%) was for good and product being delivered to the local economy. Mr. Martinko also noted that NS has applied for an Airline Yard expansion permit with the Toledo Lucas County Planning agency. The goal of the expansion would be to double again the capacity of the yard from 60,000 lifts per year to 120,000 lifts per year. No customer or timeframe was identified by NS RR.

Mr. Martinko was asked about the IR 475/Dorr St. Interchange initiative. He reported that it is on schedule to be presented to ODOT in October 2014. He also reminded the Trustees that the \$12 million dollar interchange will require \$6 million dollar local match. There were originally four partners splitting the \$6 million local match (\$1.5 million each -- UT, Springfield Township, Lucas County, City of Toledo). The City of Toledo may not continue to partner financially on this initiative reducing the partners to three (\$2 million each). No formal commitment was made for increasing the UT share to \$2 million.

Nominating Committee Chair Szuch reported that the Nominating Committee recently met to consider Board of Trustees Officers for FY15. After due consideration, it was suggested that Trustee Joseph Zerbey continue as Chair, Trustee Sharon Speyer continue as Vice Chair, and Ms. Joan Stasa continue in her role as Secretary. Before proceeding Chair of the Board Zerbey asked if there were any further nominations and, upon receiving none, asked for a motion to close nominations -- a motion was received by Trustee Hussain and seconded by Trustee Thieman. Mr. Zerbey then requested a motion for approval of Board Officers for FY 2015, which was received by Trustee Palmer, seconded by Trustee Hussain and unanimously approved by the Board.

The Trusteeship and Governance Committee did not have a report.

No Executive Session was held.

On behalf of the Board of Trustees, Chair Zerbey recognized Dr. Scott Scarborough for his leadership on the Main Campus and on the Health Science Campus and all that he has done for the University. He wished him the very best in his new position at the University of Akron.

With no further business before the Board, Trustee Zerbey adjourned the meeting at 2:15 p.m.

**NOMINATING
COMMITTEE**

**TRUSTEESHIP
AND
GOVERNANCE
COMMITTEE**

**EXECUTIVE
SESSION**

**OTHER
BUSINESS**

ADJOURNMENT