

CENTRAL MICHIGAN UNIVERSITY
BOARD OF TRUSTEES

January 6, 2005

**Central Michigan University Board of Trustees
Mt. Pleasant, Michigan
January 6, 2005**

Members present: Mr. John G. Kulhavi, chair; Mr. Jerry D. Campbell; Mr. Jeffrey R. Caponigro; Ms. Stephanie Comai; Mr. James C. Fabiano Sr.; Mr. Roger L. Kessler; Ms. Gail F. Torreano; Dr. Michael Rao, president.

Members absent: none.

Also attending: Ms. Mary Jane Flanagan, executive assistant to the president and secretary to the Board of Trustees; Mr. Michael A. Leto, vice president for development and alumni relations; Dr. George E. Ross, vice president for finance and administrative services and treasurer of the Board of Trustees; Dr. Thomas A. Storch, executive vice president/provost.

The meeting was called to order by Chair Kulhavi at 1:24 p.m.

Public comment related to agenda items: none.

UTILITY SUPPLY UPGRADE:

It was moved by Mr. Caponigro, seconded by Ms. Torreano, and carried, that the following resolution be adopted.

BE IT RESOLVED, That the president or his designee is authorized to execute contracts for detailed engineering services for a new satellite energy facility to be located in the northwest portion of parking lot 16; new electric service to the campus, including the interface with Consumers Energy; chilled water distribution piping; boiler feedwater upgrade in the central energy facility; and construction of ninety (90) parking spaces to replace those displaced by the new satellite energy facility. Costs not to exceed \$1,500,000; funding to be from utility upgrade capital reserves account.

MULTIYEAR UTILITY PURCHASING CONTRACTING AUTHORITY:

It was moved by Ms. Comai, seconded by Mr. Kessler, and carried, that the following resolution be adopted.

BE IT RESOLVED, That the president or designee is authorized to enter into utility purchase agreements, in any amount, for normal operation of the university with one or multiple suppliers per utility. Maximum term of each agreement is limited to three (3) years; funding to be from the central energy facility operating budget.

MT. PLEASANT INDUSTRIAL DEVELOPMENT CORPORATION (IDC) PROPOSAL:

It was moved by Mr. Fabiano, seconded by Mr. Caponigro, and carried, that the following resolution be adopted.

BE IT RESOLVED, That the president or designee is authorized to execute a lease of a two-acre site in The Center for Applied Research and Technology (CART) to either the Mt. Pleasant Industrial Development Corporation (IDC) for the construction of a shell building of approximately 6,000 square feet, or to a facility for an entity that complies with the permitted uses in Phase II of CART and is otherwise approved by the president or designee. The lease shall be for 49 years at a rental of \$2,000 per acre per year, adjusted every fifth year according to the Consumers Price Index.

BE IT FURTHER RESOLVED, That the president or designee is authorized to negotiate and execute an agreement with the Mt. Pleasant Industrial Development Corporation which will allow them to market during the next 25 years additional sites within an identified 20-acre parcel in CART – Phase II at a predetermined price and term, with lease payments to commence upon occupancy of each building. The agreement shall not abrogate the university’s power over the property to be leased.

BE IT FURTHER RESOLVED, That the president or designee is authorized to execute easements for the construction of infrastructure within the 20-acre area of CART.

CORPORATION FOR PUBLIC BROADCASTING (CPB) FUNDING:

It was moved by Ms. Torreano, seconded by Mr. Campbell, and carried, that the following resolution be adopted.

BE IT RESOLVED, That the president or designee is authorized to accept up to \$486,978 in funding from the Corporation for Public Broadcasting/Public Broadcasting Service to support the digital conversion of the master control for the university's public broadcasting television network, and to sign agreements necessary to carry out the terms of the grant.

ENDOWMENTS/SCHOLARSHIPS: CONSENT AGENDA

BE IT RESOLVED, That the following endowment funds are established and the statements approved for publication, as applicable:

William T. Bulger History Endowment

Established in 2005 by William T. Bulger and friends. Dr. Bulger is a retired CMU history professor. Income from this endowment will provide the Department of History with annual funds to help pay expenses for a visiting scholar to present a lecture in the field of American Biography.

Endowments/Scholarships - continued

CBA Alumni Scholarship Endowment

Established in 2005, income from the endowment will provide a scholarship to students with an ACT score of 25 or higher who have expressed an interest in business. The award is renewable up to three additional years if the recipient maintains full time status, a minimum 3.25 GPA and continues progress toward a degree in business.

Charlotte Denman/Elanore Thompson Endowed Scholarship

Established in 2005 by Elanore Thompson in honor of Charlotte Denman. Income from the endowment will support a renewable scholarship for a student admitted to the teacher education program majoring in physical education and pursuing a minor in an academic subject and having a minimum GPA of 3.5. Preference will be given to students who are participating on or working with a CMU varsity athletic team and are not receiving a full athletic scholarship

Velser/Prasad Endowed Scholarship

Established in 2005 by Dr. S. Benjamin Prasad, a retired CMU professor of management and law. Income from the endowment will support a renewable scholarship(s) for a junior or senior who is enrolled in the College of Business Administration and majoring in international business, has a minimum GPA of 3.25, and is a citizen of the United States.

PUBLIC SCHOOL ACADEMY ACTIVITIES: CONSENT AGENDA

Changes in Members . . .

Island City Academy

RECITALS:

1. At its March 16, 2001, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Island City Academy.
2. This board appointed the initial board of directors of the academy, and has subsequently made changes in the membership of the board of directors of the academy. The current number of members of the board is five (5).
3. Jeffrey Brown resigned May 19, 2004, therefore leaving a vacant position on the board of directors. The term of the vacant position expires August 15, 2005.
4. The board of the academy has, by majority vote of its members, adopted a resolution nominating Terry Hagan for appointment to a term which expires August 15, 2005, and for an additional term which expires August 15, 2009.

PSA Activities - continued

5. The university president or designee has recommended Terry Hagan for appointment to the vacant position.

BE IT RESOLVED, That Terry Hagan is appointed to serve as a member of the board of directors of Island City Academy commencing the date upon which the oath of public office is filed with the Office of Charter Schools.

Terry Hagan
16880 Teaberry Circle
East Lansing, Michigan 48823
517-339-2745
associate professor, Michigan State University College of Osteopathic Medicine
(to fill a position ending August 15, 2009)

Pansophia Academy

RECITALS:

1. At its May 10, 2000, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Pansophia Academy.
2. This board appointed the initial board of directors of the academy, and has subsequently made changes in the membership of the board of directors of the academy. The current number of members of the board is five (5).
3. Victoria Hicks resigned August 1, 2004, therefore leaving a vacant position on the board of directors. The term of the vacant position expires August 30, 2007.
4. The board of the academy has, by majority vote of its members, adopted a resolution nominating David Wright for appointment to a term which expires August 30, 2007.
5. The university president or designee has recommended David Wright for appointment to the vacant position.

BE IT RESOLVED, That David Wright is appointed to serve as a member of the board of directors of Pansophia Academy commencing the date upon which the oath of public office is filed with the Office of Charter Schools.

David Wright
257 Stevens Shores Drive
Coldwater, Michigan 49036
517-278-5351
mortgage officer, Century Bank and Trust
(to fill a position ending August 30, 2007)

PSA Activities - continued

Renaissance Public School Academy

RECITALS:

1. At its March 13, 2003, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Renaissance Public School Academy. On July 1, 2003, the contract was executed.
2. This board appointed the initial board of directors of the academy, and has subsequently made changes in the membership of the board of directors of the academy. The current number of members of the board is five (5).
3. The term of Jeremy Jones expired December 7, 2004.
4. The term of Bruce Starr expired December 7, 2004.
5. The board of the academy has, by majority vote of its members, adopted a resolution nominating Jeremy Jones for reappointment to a term which expires December 7, 2007; and nominating Bruce Starr for reappointment to a term which expires December 7, 2008.
6. The university president or designee has recommended Jeremy Jones and Bruce Starr for reappointment to the expiring terms.

BE IT RESOLVED, That Jeremy Jones and Bruce Starr are reappointed to serve as members of the board of directors of The Dearborn Academy commencing the date upon which the oaths of public office are filed with the Office of Charter Schools.

Jeremy Jones
P.O. Box 94
Mt. Pleasant, Michigan 48804
989-772-6400
commercial real estate sales, self-employed
(to fill a term ending December 7, 2008)

Bruce Starr
2891 East Jordan Road
Mt. Pleasant, Michigan 48858
989-772-1440
self-employed
(to fill a term ending December 7, 2007)

PSA Activities - continued

The Dearborn Academy

RECITALS:

1. At its March 14, 2002, meeting this board reauthorized the issuance of a contract to charter as a public school academy to The Dearborn Academy.
2. This board appointed the initial board of directors of the academy, and has subsequently made changes in the membership of the board of directors of the academy. The current number of members of the board is five (5).
3. Sid Berkowitz resigned July 13, 2004, therefore leaving a vacant position on the board of directors. The term of the vacant position expires December 5, 2006.
4. The board of the academy has, by majority vote of its members, adopted a resolution nominating Maher El-Jaroudi for appointment to a term which expires December 5, 2006.
5. The university president or designee has recommended Maher El-Jaroudi for appointment to the vacant position.

BE IT RESOLVED, That Maher El-Jaroudi is appointed to serve as a member of the board of directors of The Dearborn Academy commencing the date upon which the oath of public office is filed with the Office of Charter Schools.

Maher El-Jaroudi
2235 Stanton Street
Canton, Michigan 48188
734-394-2547
product design engineer, Visteon Corporation
(to fill a position ending December 5, 2006)

Reauthorization of . . .

A.G.B.U. Alex and Marie Manoogian School

RECITALS:

1. At its March 10, 2000, meeting this board reauthorized the issuance of a contract to charter as a public school academy to A.G.B.U. Alex and Marie Manoogian School. On September 1, 2000, the contract was executed.
2. The contract of this academy expires June 30, 2005.
3. The office of charter schools has completed its evaluation and assessment of the operation and performance of A.G.B.U. Alex and Marie Manoogian School.

PSA Activities - continued

4. This board may consider the reissuance of a contract to charter following an evaluation and assessment by the office of charter schools that concludes that the operation and performance of the academy warrants the reissuance of a contract.
5. The university president or designee has recommended the reissuance of a contract to charter as a public school academy to A.G.B.U. Alex and Marie Manoogian School. The term of the contract is recommended for a term not to exceed five (5) years.

BE IT RESOLVED, That this board approves and authorizes the execution of a contract to charter as a public school academy to A.G.B.U. Alex and Marie Manoogian School for a term not to exceed five (5) years and authorizes the chair of the board to execute a contract to charter as a public school academy and related documents between A.G.B.U. Alex and Marie Manoogian School and the Central Michigan University Board of Trustees, provided that, before execution of the contract, the university president or designee affirms that all terms of the contract have been agreed upon and A.G.B.U. Alex and Marie Manoogian School is able to comply with all terms and conditions of the contract.

Countryside Charter School

RECITALS:

1. At its July 13, 2000, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Countryside Charter School. On November 9, 2000, the contract was executed.
2. The contract of this academy expires June 30, 2005.
3. The office of charter schools has completed its evaluation and assessment of the operation and performance of Countryside Charter School.
4. This board may consider the reissuance of a contract to charter following an evaluation and assessment by the office of charter schools that concludes that the operation and performance of the academy warrants the reissuance of a contract.
5. The university president or designee has recommended the reissuance of a contract to charter as a public school academy to Countryside Charter School. The term of the contract is recommended for a term not to exceed five (5) years.

BE IT RESOLVED, That this board approves and authorizes the execution of a contract to charter as a public school academy to Countryside Charter School for a term not to exceed five (5) and authorizes the chair of the board to execute a contract to charter as a public school academy and related documents between Countryside Charter School and the Central Michigan University Board of Trustees, provided that, before execution of the contract, the university president or designee affirms that all terms of the contract have been agreed upon and Countryside Charter School is able to comply with all terms and conditions of the contract.

PSA Activities - continued

Livingston Technical Academy

RECITALS:

1. At its May 10, 2000, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Livingston Technical Academy. On August 29, 2000, the contract was executed.
2. The contract of this academy expires June 30, 2005.
3. The office of charter schools has completed its evaluation and assessment of the operation and performance of Livingston Technical Academy.
4. This board may consider the reissuance of a contract to charter following an evaluation and assessment by the office of charter schools that concludes that the operation and performance of the academy warrants the reissuance of a contract.
5. The university president or designee has recommended the reissuance of a contract to charter as a public school academy to Livingston Technical Academy. The term of the contract is recommended for a term not to exceed five (5) years.

BE IT RESOLVED, That this board approves and authorizes the execution of a contract to charter as a public school academy to Livingston Technical Academy for a term not to exceed five (5) years and authorizes the chair of the board to execute a contract to charter as a public school academy and related documents between Livingston Technical Academy and the Central Michigan University Board of Trustees, provided that, before execution of the contract, the university president or designee affirms that all terms of the contract have been agreed upon and Livingston Technical Academy is able to comply with all terms and conditions of the contract.

Macomb Academy

RECITALS:

1. At its May 10, 2000, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Macomb Academy. On September 7, 2000, the contract was executed.
2. The contract of this academy expires June 30, 2005.
3. The office of charter schools has completed its evaluation and assessment of the operation and performance of Macomb Academy.
4. This board may consider the reissuance of a contract to charter following an evaluation and assessment by the office of charter schools that concludes that the operation and performance of the academy warrants the reissuance of a contract.

PSA Activities - continued

5. The university president or designee has recommended the reissuance of a contract to charter as a public school academy to Macomb Academy. The term of the contract is recommended for a term not to exceed seven (7) years.

BE IT RESOLVED, That this board approves and authorizes the execution of a contract to charter as a public school academy to Macomb Academy for a term not to exceed seven (7) years and authorizes the chair of the board to execute a contract to charter as a public school academy and related documents between Macomb Academy and the Central Michigan University Board of Trustees, provided that, before execution of the contract, the university president or designee affirms that all terms of the contract have been agreed upon and Macomb Academy is able to comply with all terms and conditions of the contract.

Pansophia Academy

RECITALS:

1. At its Pansophia Academy, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Pansophia Academy. On September 1, 2000, the contract was executed.
2. The contract of this academy expires June 30, 2005.
3. The office of charter schools has completed its evaluation and assessment of the operation and performance of Pansophia Academy.
4. This board may consider the reissuance of a contract to charter following an evaluation and assessment by the office of charter schools that concludes that the operation and performance of the academy warrants the reissuance of a contract.
5. The university president or designee has recommended the reissuance of a contract to charter as a public school academy to Pansophia Academy. The term of the contract is recommended for a term not to exceed five (5) years.

BE IT RESOLVED, That this board approves and authorizes the execution of a contract to charter as a public school academy to Pansophia Academy for a term not to exceed five (5) years and authorizes the chair of the board to execute a contract to charter as a public school academy and related documents between Pansophia Academy and the Central Michigan University Board of Trustees, provided that, before execution of the contract, the university president or designee affirms that all terms of the contract have been agreed upon and Pansophia Academy is able to comply with all terms and conditions of the contract.

The da Vinci Institute

RECITALS:

1. At its July 13, 2000, meeting this board reauthorized the issuance of a contract to charter as a public school academy to The da Vinci Institute. On July 22, 2000, the contract was executed.

PSA Activities - continued

2. The contract of this academy expires June 30, 2005.
3. The office of charter schools has completed its evaluation and assessment of the operation and performance of The da Vinci Institute.
4. This board may consider the reissuance of a contract to charter following an evaluation and assessment by the office of charter schools that concludes that the operation and performance of the academy warrants the reissuance of a contract.
5. The university president or designee has recommended the reissuance of a contract to charter as a public school academy to The da Vinci Institute. The term of the contract is recommended for a term not to exceed five (5) years..

BE IT RESOLVED, That this board approves and authorizes the execution of a contract to charter as a public school academy to The da Vinci Institute for a term not to exceed five (5) years and authorizes the chair of the board to execute a contract to charter as a public school academy and related documents between the Da Vinci Institute and the Central Michigan University Board of Trustees, provided that, before execution of the contract, the university president or designee affirms that all terms of the contract have been agreed upon and the da Vinci Insitute is able to comply with all terms and conditions of the contract.

Walden Green Montessori

RECITALS:

1. At its March 17, 2000, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Walden Green Montessori, formerly known as Walden Green Day School. On July 1, 2000, the contract was executed.
2. The contract of this academy expires June 30, 2005.
3. The office of charter schools has completed its evaluation and assessment of the operation and performance of Walden Green Montessori.
4. This board may consider the reissuance of a contract to charter following an evaluation and assessment by the office of charter schools that concludes that the operation and performance of the academy warrants the reissuance of a contract.
5. The university president or designee has recommended the reissuance of a contract to charter as a public school academy to Walden Green Montessori. The term of the contract is recommended for a term not to exceed seven (7) years.

BE IT RESOLVED, That this board approves and authorizes the execution of a contract to charter as a public school academy to Walden Green Montessori for a term not to exceed seven (7) years and authorizes the chair of the board to execute a contract to charter as a public school academy and related documents between Walden Green Montessori and the Central Michigan University Board of Trustees, provided that, before

PSA Activities - continued

execution of the contract, the university president or designee affirms that all terms of the contract have been agreed upon and Walden Green Montessori is able to comply with all terms and conditions of the contract.

. . . Contract Expiration . . .

George Washington Carver Academy

RECITALS:

1. At its March 13, 2003, meeting this board reauthorized the issuance of a contract to charter as a public school academy, to George Washington Carver Academy. On September 14, 2004, the contract was executed.
2. The contract of this academy will expire June 30, 2005.
3. The university president or designee has recommended the contract be amended to expire June 30, 2007.

BE IT RESOLVED, That this board approves the amended George Washington Carver Academy contract; the expiration date has changed to June 30, 2007.

Ratification of Exigent Appointment . . .

Cole Academy

RECITALS:

1. At its March 17, 2000, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Cole Academy. On July 1, 2000, the contract was executed.
2. This board appointed the initial board of directors of the academy, and has subsequently made changes in the membership of the board of directors of the academy. The current number of members of the board is seven (7).
3. Terri Reid resigned on September 27, 2004, therefore leaving a vacant position on the board of directors. The term of the vacant position expires April 4, 2006.
4. On December 2, 2004, under exigent conditions, the Office of Charter Schools Director appointed Patricia Ford to a term which expires April 4, 2006.
5. The university president or designee has recommended Patricia Ford for appointment to the vacant position.

PSA Activities - continued

BE IT RESOLVED, That the appointment of Patricia Ford is ratified to serve as a member of the board of directors of Cole Academy commencing the date upon which the oath of public office is filed with the Office of Charter Schools.

Patricia Ford
2500 Wellington
Lansing, Michigan 48910
517-485-9008
administrative assistant, State Bar of Michigan
(to fill a position ending April 4, 2006)

Woodland Park Academy

RECITALS:

1. At its March 13, 2003, meeting this board reauthorized the issuance of a contract to charter as a public school academy to Woodland Park Academy. On July 1, 2004, the contract was executed.
2. This board appointed the initial board of directors of the academy, and has subsequently made changes in the membership of the board of directors of the academy. The current number of members of the board is seven (7).
3. Donna Nicholson resigned November 2, 2004, therefore leaving a vacant position on the board of directors. The term of the vacant position expires December 21, 2006.
4. Donna Martin resigned November 4, 2004, therefore leaving a vacant position on the board of directors. The term of the vacant position expires December 21, 2005.
5. Rula Ali resigned November 8, 2004, therefore leaving a vacant position on the board of directors. The term of the vacant position expires December 21, 2006.
6. Patricia Laycock resigned November 8, 2004, therefore leaving a vacant position on the board of directors. The term of the vacant position expires December 21, 2005.
7. On November 29, 2004, under exigent conditions, the Office of Charter Schools Director appointed Theodore Schmidt to a term which expires December 21, 2006; appointed Emily Breeden to a term which expires December 21, 2005; appointed Rudy Starr to a term which expires December 21, 2006; and appointed Kurt Karlstrom to a term which expires December 21, 2005.
8. The university president or designee has recommended Theodore Schmidt, Emily Breeden, Rudy Starr and Kurt Karlstrom for appointment to the vacant positions.

BE IT RESOLVED, That the appointments of Theodore Schmidt, Emily Breeden, Rudy Starr and Kurt Karlstrom are ratified to serve as members of the board of directors of Woodland Park Academy commencing the date upon which the oaths of public office are filed with the Office of Charter Schools.

PSA Activities - continued

Theodore Schmidt
10378 King Road
Davisburg, Michigan 48350
248-625-3216
retired, General Motors
(to fill a position ending December 21, 2006)

Emily Breeden
1915 Lincoln Drive
Flint, Michigan 48503
810-424-5874
therapist, Insight Recovery
(to fill a position ending December 21, 2005)

Rudy Starr
G-3100 Miller Road, Apartment 27D
Flint, Michigan 48507
810-232-2276
automotive consultant, Troy Design
(to fill a position ending December 21, 2006)

Kurt Karlstrom
5009 Spring Meadow Drive
Clarkston, Michigan 48348
248-393-6958
purchasing manager, Anderson-Cook, Inc.
(to fill a position ending December 21, 2005)

BYLAWS AMENDMENT:

It was moved by Mr. Kessler, seconded by Mr. Fabiano, and carried, that the following resolution be adopted.

BE IT RESOLVED, That the first paragraph of Article II: Officers, Section 1. Selection of Board Officers of the bylaws is amended to read as follows:

The Board shall elect one of its members to be its Chair and shall elect from its members up to two persons to be Vice Chair(s) from nominees for those offices. Election shall be by a majority vote of the members of the Board. Nominations shall be by a nominating committee of members appointed by the Board Chair to recommend candidates for the two offices. Nominations may be made from the floor, also, if supported by two members.

ELECTION OF VICE CHAIR(S):

It was move by Mr. Kessler, seconded by Mr. Campbell, and carried, that the following resolution be adopted.

BE IT RESOLVED, That the following person(s) is/are elected to serve as vice chair(s) for the calendar year 2005:

Vice Chair(s)

Jeffrey R. Caponigro
Gail F. Torreano

CONSENT AGENDA:

It was moved by Mr. Campbell, seconded by Mr. Fabiano, and carried, that the following items listed on the consent agenda be adopted, approved, accepted or ratified: minutes of the December 2, 2004, formal session; public school academy activities; endowments/scholarships.

Public comment on any item/matter not listed on the agenda: none.

The meeting adjourned at 1:45 p.m.

Mary Jane Flanagan
Secretary to the Board of Trustees

John G. Kulhavi
Chair