

Minutes  
OHIO BOARD OF REGENTS  
Cincinnati, Ohio  
September 21, 2000

**CALL TO ORDER AND ROLL CALL**

The meeting was called to order by the Chair, Tahlman Krumm, Jr.

The roll was called by the Acting Secretary, Stephen Perry. Those present were:

Edmund J. Adams  
Tahlman Krumm, Jr.  
Thomas W. Noe

Stephen A. Perry  
J. Gilbert Reese  
Ralph E. Schey

Regent Perry stated "the record should show that notice of this meeting has been given in accordance with provisions of the Board of Regents' Rule 3333-1-14, which rule itself was adopted in accordance with Section 121.22(F) of the Ohio Revised Code and of the State Administrative Procedures Act."

**CONSIDERATION OF MATTERS RELATED TO THE AGENDA (ITEMS MAY BE AMENDED, ADDED TO OR DELETED FROM THE AGENDA AT THE DISCRETION OF THE BOARD)**

No changes.

**APPROVAL OF THE MINUTES OF JULY 20, 2000**

A motion was made to approve the Minutes of the July 20, 2000, meeting of the Board. The motion was seconded and it was unanimously passed.

**COMMITTEE REPORTS AND SUMMARY OF DELIBERATIONS**

Communications Committee – Regent Noe: The Communications Committee was updated on the Statewide Marketing Campaign initiative. Test site visits for the Success Express bus have been scheduled for November 3 in Akron and November 8 in Marietta. Community outreach visits will be made prior to these test stops. The roll-out and media event for the Ohio Success Express is scheduled for December 13<sup>th</sup> in Columbus, Ohio.

Vice Chancellor Mackey updated the Committee on current legislative activities. The External Relations' team is actively engaged in moving ahead with press events, community roundtables and legislative visits to begin laying the groundwork for the budget.

Mike Brown, Director of Communications, reported on the completion of three new Ohio Board of Regents' publications: Regents' Profile, the Annual Report, and the Legislative Fact Book. He also noted the positive editorial by the Cleveland Plain Dealer. He mentioned that Alice Thomas with the Columbus

Dispatch would like to spend a working day with the Chancellor to get a better understanding of his role in advocating K-12 and higher education as well as the budget process.

Associate Vice Chancellor Sheehan gave a very informative power point presentation on the higher education performance report.

Shannon Lee, Administrator in External Relations, updated the Committee on the various upcoming events including Community Roundtable Breakfasts (October 2 at Sinclair Community College, October 16 at Columbus State Community College, and October 23 at the University of Toledo); Public Information Officers' Conference (October 6 at Denison University); and the annual trustee training seminar (October 13 at the Riffe Center, Columbus).

Resources Committee – Regent Schey: The Resources Committee met this morning and discussed a number of very important topics. We were first briefed on a report called the Fall 2000 Survey of Student Charges. Among its many useful features, this report documents the fact that our access campuses were able to reduce their fees by 5% this year, after having held the fees constant last year. All of this was accomplished through state support made available in the Access Challenge line item.

We devoted much of our time to reviewing and discussing the operating budget recommendations for FY 2002 and FY 2003. The recommendations signify, I think, a major leap forward. The recommendations include requests for significant investments designed to achieve the following goals:

- ◆ Help spur the state's economic development,
- ◆ Establish a more systematic and productive K-16 collaboration,
- ◆ Improve teacher education,
- ◆ Further develop the IT skills of Ohio's workforce and students, and
- ◆ Sustain the core missions of our colleges and universities in their service to students, local communities, and business.

The recommendations, which the Board will be asked to vote upon today, total about \$2.9 billion in FY 2002 and \$3.2 billion in FY 2003.

In addition, we had on our agenda a Joint Use Agreement between Cuyahoga Community College and the Cleveland Museum of Art, and two months of Controlling Board items.

Items for review this month, and action next month, include three Joint Use Agreements, a pledge of student fees by the University of Cincinnati to support construction in an amount not to exceed \$213.1 million, and the release of FY 2001 Success Challenge appropriations. We look forward next month to a report on fire safety at our college and university residence halls.

The Resources Committee recommends approval of the FY 2002-FY 2003 operating budget recommendations, the aforementioned Tri-C Joint Use Agreement, and the Controlling Board items for July and August 2000.

Initiatives Committee – Regent Noe: The Initiatives Committee met this morning and heard a presentation from Dr. Len Simutis, Director of the Eisenhower National Clearinghouse for Mathematics and Science Education at Ohio State University. Dr. Simutis updated the Committee on The Ohio Resource Center for Science, Math and Reading. The Committee discussed how to ensure that this resource center will be used by all science and math teachers around the state.

There are a number of action items on today's agenda. The Committee recommends approval of the distribution of federal funds under the Eisenhower Professional Development Program 2000; University of St. Francis, Bachelor of Science degree in Health Arts; the Permanent Charter for Cincinnati State Technical and Community College; an Associate of Applied Science degree in Information Services at Belmont Technical College; Cincinnati State Technical and Community College, Associate of Applied Science degree in Integrative Medical Massage Therapy; Cuyahoga Community College, Associate of Applied Science degree in Surgical Technology; and a Master of Physical Therapy degree at Ohio State University.

The Committee was updated on K-16 initiatives, and research. Ms. Leslie Sawyer, Associate Director, Access Initiatives Programs, reported that the GEAR UP program has received second-year funding.

The Committee discussed new degree programs proposed for next month's agenda.

Performance Committee – Regent Adams: Associate Vice Chancellor Sheehan updated the Committee on the Graduate Funding Commission. Dr. Sheehan reviewed the principles of good practice regarding tuition fee payments for masters and professional students. This set of principles is designed to respond to concerns that our existing formula for instructional subsidy at the masters level encourages campuses to offer tuition scholarships to students, with no expectation of assistantship service, in exchange for the subsidy earned by the students. The principles were developed jointly by campus representatives and Regents staff and represent a vehicle for ensuring that Ohio's universities can remain competitive and responsive to graduate students' financial needs while still being fiscally responsible.

I reported on the status of the law school funding proposal, indicating that the dialogue continues between the Regents and the law deans on a performance-based funding mechanism for the law schools.

Associate Vice Chancellor Sheehan reported on the Governor's requested annual performance report. He provided an outline of the contents of that report in substantial detail. Dr. Sheehan also provided the Committee with a

review of the performance components of the proposed FY 2002-FY 2003 biennial budget.

Finally, Dr. Sheehan noted the existence of enrollment caps as a standing item for the committee. This matter was discussed at our July meeting as the Regents recognize that enrollment caps for five of the public institutions which were established in the 1980's probably did not have a sufficient present justification particularly in view of our marketing efforts to increase enrollments. The Regents staff will conduct discussions on this issue with the institutions. I should note that the Board budget resolution includes an increase of enrollment caps by 1,000 students per institution.

Evaluation Committee – Regent Krumm: The Evaluation Committee recommends ten personnel actions – five promotions, two new hires and three resignations. We are also finishing our first round of performance bonus awards. Some time ago, we instituted a performance bonus program and put together a very comprehensive document to evaluate performance at every level at the Board of Regents. We are recommending a performance bonus award to the Chancellor for significant performance.

Consent Request – A motion was made to approve agenda items 3.1 through 3.8 and 3.10 through 3.13. Separate action will be taken on agenda item 3.9 (FY 2002-2003 Operating Budget Recommendations) following Chancellor Chu's presentation. The motion was seconded and unanimously passed.

- 3.1 Distribution of Federal Funds under the Eisenhower Professional Development Program 2000
- 3.2 University of St. Francis, Joliet, Illinois, Bachelor of Science in Health Arts
- 3.3 Permanent Charter for Cincinnati State Technical and Community College
- 3.4 Belmont Technical College, Associate of Applied Science in Information Services
- 3.5 Cincinnati State Technical and Community College, Associate of Applied Science in Integrative Medical Massage Therapy
- 3.6 Cuyahoga Community College, Associate of Applied Science in Surgical Technology
- 3.7 Ohio State University, Master of Physical Therapy
- 3.8 Joint Use Agreement between Cuyahoga Community College and the Cleveland Museum of Art
- 3.10 Requests to the Controlling Board for the period July 1, 2000 through August 31, 2000
- 3.11 Authorization to Amend Rule 3333-1-01
- 3.12 Authorization to file a Rule regarding OhioLINK Participation
- 3.13 Personnel Actions

RESOLUTION 2001-19  
Agenda Item 3.1

WHEREAS, the Dwight D. Eisenhower Professional Development Program (Public Law 103-382) will provide \$2,055,511.00 in federal funds to the Board's Eisenhower Program during this fiscal year; and

WHEREAS, \$1,952,735.00 of the federal funds are available for allocation to projects; and

WHEREAS, \$27,002.83 of unallocated FY 1999 funds are available for allocation to projects; and

WHEREAS, The Dwight D. Eisenhower Professional Development Program has available \$146,870.13 in unspent FY 1998 funds for reallocation to FY 2000 projects; and

WHEREAS, a Request for Proposals was widely distributed and fifty-eight proposals requesting \$4,105,781.32 were received, focusing on in-service activities for elementary and secondary teachers offered in collaborative arrangements that involve college and university faculty, teachers, and other professionals from the public and private sectors; and

WHEREAS, a twenty-one member Review Panel has reviewed and evaluated all the proposals and has made recommendations for the distribution of funds;

NOW, THEREFORE,

BE IT RESOLVED: that \$2,123,399.38 of the available \$2,126,607.96 be distributed as follows:

RESOLUTION 2001-20  
Agenda Item 3.2

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Initiatives Committee of the Ohio Board of Regents that the following degree program be approved through December 31, 2009, with a one (1) year progress review to be submitted to the Ohio Board of Regents by July 30, 2001.

University of St. Francis  
Bachelor of Science Degree in Health Arts

RESOLUTION 2001-21  
Agenda Item 3.3

WHEREAS, in accordance with Section 3358.02 of the Ohio Revised Code, the Ohio Board of Regents in Resolution 1994-26 did create, on

March 18, 1994, the Cincinnati State Technical and Community College District to replace the Cincinnati Technical College District; and

WHEREAS, in accordance with Section 3358.05 of the Ohio Revised Code, the Ohio Board of Regents in Resolution 1994-83 did approve on April 15, 1994, a Transitional Agreement for the transfer of assets, properties, and functions from the authority of the Cincinnati Technical College District Board of Trustees to the Cincinnati State Technical and Community College District Board of Trustees; and

WHEREAS, the Ohio Board of Regents did authorize and direct the Chancellor on June 17, 1994 to issue a provisional Charter for the operation of the college, effective through June 30, 1999; and

WHEREAS, Cincinnati State Technical and Community College has expanded its mission through pre-baccalaureate associate degree programming while continuing its strong support of technical education; and

WHEREAS, Cincinnati State Technical and Community College has demonstrated its firm commitment to providing high quality of Associate of Arts and Associate of Science degrees, assuring that students are moved assertively toward fulfillment of their educational objectives:

NOW, THEREFORE,

BE IT RESOLVED: that the Chancellor is hereby authorized and on behalf of the Board of Regents to issue a permanent Charter for the operation of the College.

RESOLUTION 2001-22  
Agenda Item 3.4

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Initiatives Committee of the Ohio Board of Regents that the following new degree program is approved:

Belmont Technical College  
Associate of Applied Science in Information Services

RESOLUTION 2001-23  
Agenda Item 3.5

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Initiatives Committee of the Ohio Board of Regents that the following new degree program is approved:

Cincinnati State Technical and Community College  
Associate of Applied Science in Integrative Medical Massage Therapy

RESOLUTION 2001-24  
Agenda Item 3.6

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Initiatives Committee of the Ohio Board of Regents that the following new degree program is approved:

Cuyahoga Community College  
Associate of Applied Science in Surgical Technology

RESOLUTION 2001-25  
Agenda Item 3.7

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Regents' Advisory Committee on Graduate Study as well as the Initiatives Committee of the Ohio Board of Regents that the following new degree program is approved:

The Ohio State University  
Master of Physical Therapy

RESOLUTION 2001-26  
Agenda Item 3.8

WHEREAS, the 123rd Ohio General Assembly enacted H.B. 640 which includes a specific appropriation of \$3,000,000 to Cuyahoga Community College for improvements to the Cleveland Museum of Art; and

WHEREAS, the Ohio Board of Regents' Rule 3333-1-03 requires that a joint use agreement between the institution for which funds are appropriated and the organization which will own or lease and operate facilities to be constructed or improved with such funds must be approved by the Board; and

WHEREAS, Cuyahoga Community College and The Cleveland Museum of Art have presented a joint use agreement for approval by the Ohio Board of Regents; and

WHEREAS, the agreement has been reviewed and its format is found to be appropriate, its description of extent and nature of use has been specified, and the commitment extends no less than fifteen years, and it is, in all other respects, in conformity with Rule 3333-1-03; and

WHEREAS, the parties have determined that the value of the use is reasonably related to the amount of the appropriation;

NOW, THEREFORE,

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Resource Committee of the Ohio Board of Regents, that the joint use agreement between Cuyahoga Community College and The Cleveland Museum of Art, attached and made a part hereof, be approved.

RESOLUTION 2001-27  
Agenda Item 3.10

BE IT RESOLVED: upon the recommendation of the Resources Committee of the Ohio Board of Regents, that the request for release of capital improvements funds received in the period July 1, 2000 through August 31, 2000, shown on the sheets attached hereto, are hereby approved and recommended for approval by the controlling Board.

RESOLUTION 2001-28  
Agenda Item 3.11

WHEREAS, Ohio Revised Code Section 3333.02 authorizes the Ohio Board of Regents to adopt rules for the conduct of its business; and

WHEREAS, Ohio Administrative Rule 3333-1-01 is a rule authorized pursuant to Ohio Revised Code Section 1111.15 and is eligible for legislative review; and

WHEREAS, the Ohio Board of Regents desires to modify timing of its monthly meetings,

NOW, THEREFORE,

BE IT RESOLVED: the Ohio Board of Regents authorizes staff to pursue an amendment of Ohio Administrative Rule 3333-1-01 with the Joint Agency Rule Review Committee and the Legislative Service.

RESOLUTION 2001-29  
Agenda Item 3.12

WHEREAS, Ohio Revised Code Section 3333.04(V) authorizes the Ohio Board of Regents to appoint consortiums of college and university personnel to participate in the development and operation of statewide collaborative efforts, including ... OhioLINK; and

WHEREAS, The Ohio Board of Regents reauthorized OhioLINK at its November 19, 1999, Board meeting; and

WHEREAS, it is the desire of OhioLINK to develop and provide notice of its membership and participation policy,

NOW, THEREFORE,

BE IT RESOLVED: the Ohio Board of Regents authorizes staff to file a rule regarding membership and participation in OhioLINK with the Joint Agency on Rule Review and the Legislative Services Commission.

RESOLUTION 2001-30  
Agenda Item 3.13

BE IT RESOLVED: upon the recommendation of the Chancellor that the following personnel actions be approved:

<u>PROMOTION</u>	<u>EFFECTIVE DATE</u>
Alan Jefferson HEI Analyst	8/28/00
Charlotte Rogge Program Coordinator for Access Initiatives	7/1/00
Neal McNally Assistant Director for Budget and Resource Planning	9/6/00
Stormee Lucas Administrator PC Network	8/14/00
Ronald James Administrative Assistant Capital Development	9/10/00
<u>BONUS</u> Roderick G.W. Chu Chancellor	9/21/00
<u>NEW HIRE</u> Yavonne Stertzer Program Assistant Workforce Development	8/27/00
Ian Davis PC/LAN Administrator	9/9/00

RESIGNATION

Michael Dickson 9/1/00  
Programmer  
HEI Project

Susan Ackerman-Murray 8/31/00  
Administrator  
Capital Development

Jacqueline Seevers 7/26/00  
HEI Analyst

**CHANCELLOR'S REPORT**

As always, it is a pleasure to conduct our meetings on campuses throughout the state. This month, we are grateful for the fine hospitality of the College of Mount St. Joseph: the Board of Trustees; President Sister Francis Marie Thraillkill and her administrative team; faculty, staff and students. Special thanks also go to students Andy Bockhold and Cori Thibodeau, who spoke to us at dinner last evening, and for the presentations we are anticipating from Stephanie Schwallie, Nick Jackson and Mary Ann Hegner, who will share their individual college experiences with us after my remarks.

Sister Francis Marie, thank you also for the use of your facilities, for making us feel so welcome, indeed, as welcome as we have heard you make your students feel. This is clearly a very special College.

I am pleased to note that in July, the Higher Education Facilities Commission – on which Vice Chancellor Rich Petrick sits, representing the Regents – helped our host campus, the College of Mount Saint Joseph finance its new wireless information system which we have seen today – the ‘Merlin’ system – when it approved the \$2.5 million Lease-Purchase agreement with the Mount. This transaction is an example of the help the state provides our independent, not-for-profit colleges and universities that is so important to their ability to better educate their students.

Many thanks also go to the members of the Higher Education Funding Commission and the other groups that have worked so hard to craft the budget recommendations which I will soon present. I am grateful for the unity of the Ohio higher education community – the two-year, four-year, public and independent colleges and universities – in working on this crucial budget, which, if enacted as proposed, will move Ohio forward to become a leader in this Information Age economy.

Since we last met in July, the Board of Regents’ staff and all of Ohio higher education has not been on vacation. We have been very busy. A quick synopsis of some of the notable events this summer, in addition to the work of the Higher Education Funding Commission:

- Several consultations were conducted with college and university leaders on The Ohio College and University Performance Report, due for release in December 2000
- We continued meetings with key leaders of the General Assembly
- We are moving forward on our statewide marketing campaign
- The Governor's Commission on Student Success has had numerous working sessions. Chairman Krumm serves on the Commission and your OBR staff assists the Commission, which is focused on K-12 standards, assessment and accountability
- We have been finalizing three new publications - the Annual Report, Fact Book and Regents' Profile
- And I was a keynote speaker at the Stark and Akron Workforce Development Conference, conducted at the Stark Campus of Kent State University.

A few notable kudos: Congratulations and many thanks go to Kirk Trickett, our webmaster at the Board of Regents, and his supervisor, Guy Thibodeau, and the Board of Regents Web Team for all of its work in developing our new Web site. The site will be officially unveiled next week.

Special thanks and congratulations go to Dan Brown, President of Owens Community College. President Brown last month announced that he will be retiring on May 31, 2001. President Brown has been instrumental in converting Owens from a technical college to a state community college. We are grateful to President Brown for his invaluable contributions to Owens' students, faculty and alumni, to Northwest Ohio and to all of Ohio higher education. Dan will be missed.

Congratulations also to Ohio University, which received the second highest number of freshmen applications this academic year. OU's recruitment program helped bring in 12,000 applications for enrollment. Ohio University officials credit the increase in applications in part to the residence hall computer initiative that has placed a PC and printer in every dorm room on its campus.

Congratulations also to the University of Dayton which is celebrating its 150<sup>th</sup> anniversary - its sesquicentennial - this year. Major changes are underway at the University of Dayton. Brother Raymond Fitz, its President, has announced he will retire in 2002 following University's \$150 million fund-raising campaign. Brother Fitz is UD's longest-serving president in its 150-year history; he served in that capacity for 21 years. Thanks to Brother Ray for all of his leadership and we wish him the very best in his retirement.

The bulk of my remarks will focus on the Higher Education Operating Budget, which I will review with you after the following presentation from Sister Francis Marie and the students of the College of Mount Saint Joseph.

## **PRESENTATIONS**

- a. Welcome from Sister Francis Marie Thraikill, President, College of Mount Saint Joseph

Presentation: Serving the Needs of Students

Introduction:

Sister Francis Marie Thraikill

Student Perspectives:

Stephanie Schwallie

Senior, Communication Arts

Nick Jackson

Junior, Special Education

Mary Ann Hegner

Junior, Religious Pastoral Studies

- b. Chancellor Chu presented the FY 2002 – FY 2003 Higher Education Operating Budget Recommendations.

### Agenda Item 9:

A motion was made to approve Agenda Item 3.9 – FY 2002-2003 Operating Budget Recommendations. The motion was seconded and unanimously passed.

### RESOLUTION 2001-31

#### Agenda Item 3.9

WHEREAS, in accordance with Section 3333.04 of the Ohio Revised Code, the Ohio Board of Regents is required to review the appropriation requests of state colleges and universities and to submit to the Office of Budget and Management and to the Chairmen of the Finance Committees of the House of Representatives and of the Senate its recommendations in regard to the biennial higher education appropriations for the state; and

WHEREAS, the Board of Regents reconvened the Higher Education Funding Commission, which was originally established in response to a legislative mandate to "consider ways to allocate a higher share of funding according to measures of performance and quality"; and

WHEREAS, the Funding Commission has made its recommendations, offering the State of Ohio a comprehensive strategy to link the funding of our campuses to the achievement of important state goals; and

WHEREAS, the Board of Regents has received and considered the recommendations of the Chancellor for the state higher education operating appropriation for the 2001 - 2003 biennium, which incorporate the recommendations of the Funding Commission; and

WHEREAS, the Board of Regents recognizes the need for significant state investments to improve the long-term economic development of the state, strengthen K - 16 collaboration, promote student access and success in higher education, and ensure information technology skills for Ohio's workforce and students.

NOW, THEREFORE,

BE IT RESOLVED: that the Board concurs in the higher education operating appropriation recommendations of the Chancellor for the fiscal biennium 2001 - 2003 as set forth in the materials attached to and made a part hereof; and

BE IT FURTHER RESOLVED: that appropriations recommendations for certain state-funded entities not governed by a college or university Board of Trustees are contingent upon the submission and review of external evaluations of those organizations and their leadership; and

BE IT FURTHER RESOLVED: that the Board recommends that the enrollment limitations established in Section 3345.19 of the Ohio Revised Code be increased for each institution by 1,000, and that the dormitory approval procedures required of the Board in state law be abolished; and

BE IT FURTHER RESOLVED: that the Board recommends such changes in state law or rule that the Chancellor deems necessary to ensure that the state's higher education information system, known as HEI, may be fully and efficiently utilized by state colleges and universities to assist them in their efforts to improve teaching, learning, and accountability, and to enter into agreements with other states or public or private entities to sell, license, or lease all or part of the HEI system, exclusive of any data contained in the system; and

BE IT FURTHER RESOLVED: that the Chancellor is hereby authorized to transmit such recommendations with appropriate supporting documentation to the Office of Budget and Management and to the Chairmen of the Finance Committees of the House of Representatives and of the Senate in accordance with established state budgetary procedures; and

BE IT FURTHER RESOLVED: that the Chancellor is authorized to work in close cooperation with the Director of the Office of Budget and Management and subsequently with appropriate legislative officers and committees in presenting the operating appropriation needs of the higher education system during the 2001 - 2003 biennium, reporting periodically to the Board on

progress, and to actively seek support toward the achievement of the purposes and objectives encompassed within the recommendations now before the Board.

**OTHER BUSINESS**

There being no further business to come before the Board, the meeting was adjourned.

The next meeting of the Board of Regents will be held on Thursday, October 19, 2000, at 1:30 p.m., at the University of Akron.

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Chair

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Secretary

\_\_\_\_\_

Date

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Date