

**MINUTES OF THE MEETING OF  
THE BOARD OF TRUSTEES OF OHIO UNIVERSITY**

**Thursday, December 2 and Friday, December 3, 1999**

**Ohio University, Athens Campus**

**THE OHIO UNIVERSITY BOARD OF TRUSTEES**  
**MINUTES OF December 3, 1999 MEETING**

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## **I. ROLL CALL**

Seven members were present including Chairman N. Victor Goodman; Patricia A. Ackerman; R. Gregory Browning; Charles R. Emrick, Jr.; Brandon T. Grover; M. Lee Ong; and C. David Snyder. This constituted a quorum. Trustee Robert Walter attended Friday morning activities and meetings but was unable to be present for the Friday afternoon sessions. Trustee Gordon F. Brunner was unable to attend due to unforeseen business requirements.

Student Trustees Michelle Miller and Deland Basora also attended, as did President Robert Glidden and Secretary Alan H. Geiger.

## **II. APPROVAL OF THE MINUTES OF THE MEETING OF October 8, 1999 (Previously distributed)**

Mr. Grover moved approval of the previously distributed minutes. Mr. Browning seconded the motion. All voted aye.

## **III. COMMUNICATIONS, PETITIONS, AND MEMORIALS**

Secretary Geiger reported there were no communications, petitions, or memorials.

## **IV. ANNOUNCEMENTS**

Secretary Geiger stated there were no announcements.

## **V. REPORTS**

President Robert Glidden stated the reports are to be given during the Board Administration Committee meeting.

## **VI. UNFINISHED BUSINESS**

Secretary Geiger reported no unfinished business.

## **VII. NEW BUSINESS**

Chairman Goodman reported that Board committees had, at their respective meetings, discussed matters being presented to the Board. Items for action will be presented by the committee chairman or a committee member as designated by the chairman.

## A. BOARD ADMINISTRATION COMMITTEE

At the request of Chairman Goodman, President Glidden briefly commented on Governor Taft's recent request of the Regents to seek information on several higher education performance standards.

Chairwoman Ackerman convened the meeting as a Committee of the Whole meeting. She asked President Glidden to introduce those giving reports. Copies of presentations were distributed at the meeting and a copy of each is included with the official minutes. Only a brief summary of those presentations is, therefore, recorded in these minutes.

Dr. G. Christine Taylor, assistant vice president for administration, presented "Comprehensive Strategies for Multicultural Student Recruitment and Retention Update – December 1999." Dr. Taylor, by use of a Power Point presentation, walked Trustees through the various strategies being considered and utilized as a means of increasing the recruitment and the retention of minority students. Dr. Taylor commented that other Ohio institutions are spending more for financial aid and other incentives to recruit minority students, but that funding alone was not the answer to increased minority enrollment. Dr. Taylor cited the example of a Kent State University Scholarship and other aid as a way of identifying differences between our scholarship offers and those of other Ohio schools. She noted the importance of meeting specific programmatic needs if we are to be competitive with other institutions. In short, she stated we are not competitive when competing against the scholarship offers to students by other institutions.

Dr. Taylor stated to be successful we need to find ways to bring minority students to the campus because they have good experiences when here; increase our scholarship offers coupled with improving programs and support services; but most of all be more flexible with the packaging of our aid packages and more aggressive in our identification of potential minority students.

Chairwoman Ackerman asked that an update on Dr. Taylor's committee findings be given to the Trustees as soon as possible. Trustee Snyder asked that we find solutions sooner rather than later. It was agreed that Dr. Taylor would report back to the Trustees at their January 2000 meeting and in the meantime visit with Provost Brehm about needed resources.

### Institutional Equity and Minority Employment Update

William Y. Smith, executive assistant to the president for institutional equity, introduced Connie Burke, assistant director, who presented "Winter 1999 Workforce

Update.” It was noted a report on the institution’s response to ADA requirements was given to Trustees at their lunch on Friday, by Kappy Fahey, assistant director.

Ms. Burke reported on faculty and administrative hires since 1990 and noted a slight increase in minority faculty hires, but commented those hired were not spread evenly across the University. She indicated most minority increases shown are within Asian and Hispanic categories. Ms. Burke stated minority hires over the decade within the administrative work force have been positive. Overall within the administrative area she suggested that position increases were due to increased grant/research funding and the filling of needed technical support positions. Ms. Burke closed by describing for Trustees the “cultural audit” process provided to requesting campus units through the Office of Institutional Equity.

### **Treasurer’s Report**

Richard P. Siemer, vice president for finance presented the “Treasurer’s Report.” He asked Trustees to focus on Section 2, pages 1 and 1a as they provide continuing and updated financial information. He noted that after having seen first hand the “Enterprise Project” this morning, Trustees should be pleased with its progress to date and the promise of financial performance measures available when the system is fully operational. In response to a question Mr. Siemer briefly outlined the extent on the institution’s lease and debt obligations.

### **Appalachian Development Fund**

Mr. Siemer presented a proposal on the development of the Appalachian Development Fund. He in turn introduced Mr. David Wilhelm, (Athens native and Ohio University graduate) Wilhelm Capital Strategies, and Dr. Hugh Sherman, professor, Management Systems, who spoke on various aspects of the Development Foundation. Mr. Siemer noted Mr. Wilhelm’s responsibility will be that of manager of the development fund and Mr. Sherman’s will be that of director of the newly established Regional Entrepreneurship Institute within the College of Business. The Institute will provide research and planning for start-up and small businesses for the most part seeking to expand. Mr. Siemer stated the University’s investment would be up to \$2 million, on call, with the Fund’s investment being limited to the 29 Ohio Appalachian counties. The size of business loans will be between \$250 thousand and \$2 million.

Mr. Wilhelm enthusiastically described his interest in this area of Ohio and noted the development fund is intended to increase the area’s potential to create jobs. He recalled, for those present, the short history of this effort begun with the Reverend Jesse Jackson’s economic round table at Hocking College a little over a year ago. Mr. Wilhelm lamented

the fact that with our proximity to metropolitan areas, natural resources, and available pool of workers, we have not yet reached our potential. Mr. Wilhelm closed by indicating those organizations making or planning to make financial commitments to the Fund, which he expects to close by March 2000 with a total investment of \$15 million.

Dr. Sherman described how his college, its faculty, and students would tie into the Fund. He outlined possible scenarios benefiting each, as well as how supported business will benefit from everything including business or market plans to operational support and loans.

The Trustees, by consensus, enthusiastically indicated their individual support for the \$2 million institutional investment in the fund. Funds are to come from the institution's long-term pool of funds.

### **Auditors Report**

Mr. Dave Weaver, engagement partner, and Scott Heithkamp, engagement manager of KPMG Auditors presented an overview of the University's annual audit. Mr. Weaver described the roles of the various client service team, a summary of the audit reports provided, and a consideration of audit standards and accounting policies utilized in the audit process. The Auditor's summary report was an unqualified opinion with no material weakness or findings for the areas auditing. The Auditors were asked to meet, following their report, with Trustees in Executive Session.





OHIO UNIVERSITY

BOARD OF TRUSTEES

CUTLER HALL

ATHENS - OHIO 45701-2979

Mr. Emrick presented and moved approval of the resolution. Mr. Grover seconded the motion. All voted aye.

### Internal Audit Charter

### RESOLUTION 1999 - 1681

**WHEREAS**, the Trustees of Ohio University want to establish an independent, objective assurance and appraisal activity to evaluate and improve effectiveness of risk management and internal management controls, and

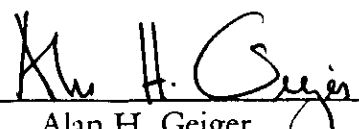
**WHEREAS**, the University Trustees recognizes the benefit of an Internal Audit Office and having a charter that addresses the Internal Audit Office's role, authority, responsibility, scope, and accountability.

**NOW, THEREFORE, BE IT RESOLVED**, that the Ohio University Board of Trustees adopts the Ohio University Internal Audit Charter presented formally this day to them.

It is found and determined that all formal actions of this Board of Trustees concerning and in relation to the adoption of this resolution were adopted in open meeting of this Board of trustees' and that all deliberations of this Board of Trustees and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with the law, including Section 121.22 of the Ohio Revised Code.

This resolution shall take effect immediately upon its adoption.

I hereby attest this to be a true and factual document.

  
Alan H. Geiger  
Secretary, Board of Trustees

Mr. Browning presented and moved approval of the resolution. Mr. Goodman seconded the motion. All agreed.

RESOLUTION NO. 1999 -- 1682

PROVIDING FOR THE AUTHORIZATION, ISSUANCE AND  
SALE OF NOT TO EXCEED \$7,000,000 GENERAL RECEIPTS  
BOND ANTICIPATION NOTES OF THE PRESIDENT AND  
TRUSTEES OF THE OHIO UNIVERSITY

WHEREAS, by authority of Sections 3345.11 and 3345.12 of the Ohio Revised Code (the "Act"), the President and Trustees of the Ohio University (hereinafter called the "University"), a state university of Ohio created and existing under Chapter 3337 of the Ohio Revised Code, is authorized to acquire and construct "facilities", as therein defined, to issue its obligations to pay all or part of the costs of such facilities or to reimburse itself for such costs which it has paid from its own funds, and to refund obligations previously issued, in accordance with the applicable provisions of Section 3345.12 of the Act, and to secure said obligations by a pledge of and lien on all or such part of the "available receipts" of the University (as defined in such section) as may be provided for in the proceedings authorizing such obligations, excluding moneys raised by taxation and state appropriations; and

WHEREAS, the University, pursuant to Section 3345.12 of the Act and a General Bond Resolution adopted by this Board of Trustees (hereinafter called the "Board") on April 14, 1972, entered into a Trust Agreement (the "Indenture") dated as of June 1, 1972 (of which a resolution of the Board known as the "General Bond Resolution" constitutes a part), providing for the issuance from time to time of General Receipts Bonds of the University and pledging such available receipts as security for such bonds; and

WHEREAS, the University has previously issued general receipts bond anticipation notes in the principal amount of \$2,000,000 (the "Prior Notes") for the purpose of acquiring administrative information management systems including expenses necessary or incident to such acquisition of these systems and the placing of them in use and operation, and costs of issuance of such notes (collectively, the "Project"), which notes were issued in anticipation of the issuance of General Receipts Bonds of the University under and pursuant to Section 3345.12 of the Act and Resolution No. 1999-1657, adopted by the Board on June 24, 1999; and

WHEREAS, it is necessary and desirable to refund the Prior Notes in the principal amount of \$2,000,000 and issue additional general receipts bond anticipation notes in a principal amount not to exceed \$5,000,000 for the purpose of paying costs of the Project, which notes shall be issued pursuant to Section 3345.12 of the Act in anticipation of the issuance of General Receipts Bonds of the University under the Indenture and the General Bond Resolution, and which such bond anticipation notes are to be secured as hereinafter provided;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE PRESIDENT AND TRUSTEES OF THE OHIO UNIVERSITY, AS FOLLOWS:

SECTION 1. In order to obtain funds for the purpose of refunding the Prior Notes and paying costs of the Project, the Board hereby determines that it is necessary and in the best interests of the University to issue notes in anticipation of the issuance of General Receipts Bonds of the University in a principal amount not to exceed \$7,000,000 (herein the "Notes") pursuant to the laws of the State of Ohio, and particularly the Act; and that the Project will constitute "auxiliary facilities" or "education facilities" as defined in the Act.

The Notes shall (i) be issued in a principal amount not to exceed \$7,000,000 in one or more series; (ii) be of the denominations, dated and numbered; (iii) bear interest at a rate or rates not exceeding six per cent (6%) per annum, based on a 360-day year comprised of twelve 30-day months, payable at maturity; and (iv) mature on a date not exceeding one year from the date of issuance; all as determined by the Vice President for Finance and Treasurer of the University (herein the "Treasurer"). The Notes may be subject to call for redemption prior to maturity, upon such terms as the Treasurer may determine. The principal of and interest on the Notes shall be payable upon presentation at maturity in lawful money of the United States of America at the office of the Treasurer or at such bank or trust company as may be designated by the Treasurer (herein the "Paying Agent"). The Notes may be issued in bearer or fully registered form, without coupons, as determined by the Treasurer, and the Paying Agent shall serve as Note registrar and transfer agent for any Notes issued as registered obligations. If the Notes are issued in registered form, principal and interest shall be paid only to the registered owner thereof as shown on the Note registration records maintained by the Paying Agent on behalf of the University.

Notes issued in registered form shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the principal office of the Paying Agent upon presentation and surrender thereof to the Paying Agent. The University and the Paying Agent shall not be required to transfer any registered Note during the 15-day period preceding any interest payment date or preceding any selection of Notes to be redeemed, or after such Note has been selected for partial or complete redemption, and no such transfer shall be effective until entered upon the registration records maintained by the Paying Agent. Upon such transfer, a new Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor. The University and the Paying Agent may deem and treat the registered holders of registered Notes as the absolute owners thereof for all purposes, and neither the University nor the Paying Agent shall be affected by any notice to the contrary.

SECTION 2. The Notes shall bear such designation to distinguish them from other obligations of the University as shall be made by the Treasurer, shall be negotiable instruments and shall express upon their face the purpose for which they are issued and that they are issued pursuant to general laws of Ohio, particularly the Act, and to this Resolution. The Notes shall bear the manual or facsimile signatures of the Chairman of the Board or the President of the University and the Treasurer and may bear the official seal of the University or a facsimile thereof, and shall bear the manual authenticating signature of the Paying Agent or an authorized representative of the Paying Agent.

SECTION 3. The Notes shall be awarded and sold to Banc One Capital Markets, Inc., Columbus, Ohio (the "Original Purchaser"), at a price determined by the Treasurer provided

that such price shall be not less than 100% of the principal amount thereof, plus accrued interest on the aggregate principal amount of the Notes from their date to the date of delivery to and payment by the Original Purchaser, all in accordance with, and subject to the terms and conditions of, the Original Purchaser's proposal contained in the hereinafter-described note purchase agreement. The determinations and designations to be made by the Treasurer pursuant to this Resolution and such award and sale shall be evidenced by the execution of a certificate of award (the "Certificate of Award") by the Treasurer setting forth such award and sale, the other matters to be set forth therein referred to in this Resolution, and such other matters as the Treasurer determines are consistent with this Resolution, including without limitation, restrictions on the issuance of addition notes on a parity with the Notes and requirements for payments into the Note Payment Fund. That the matters contained in the Certificate of Award are consistent with this Resolution shall be conclusively evidenced by the execution of the Certificate of Award by such officer.

The Treasurer is hereby further authorized and directed to execute and deliver, in the name and on behalf of the University, a note purchase agreement with the Original Purchaser upon such terms as approved by such officer not inconsistent with this Resolution, and not substantially adverse to the University. The approval of such officer, and that such note purchase agreement is consistent with this Resolution and not substantially adverse to the University, shall be conclusively evidenced by the execution of such note purchase agreement by such officer. The Treasurer is hereby authorized to make arrangements with Peck, Shaffer & Williams LLP to serve as bond counsel and underwriter's counsel for the Notes, and such firm is hereby appointed to serve in such capacities.

The Treasurer, and any other appropriate officers of the University, are each hereby separately authorized to make arrangements for the delivery of the Notes to, and payment therefor by, the Original Purchaser, to give all appropriate notices and certificates and to take all actions necessary to effect the due authorization, execution and delivery of the Notes pursuant to the provisions of the note purchase agreement. It is hereby determined that the price for and the terms of the Notes, and the sale thereof, all as provided in this Resolution, are in the best interest of the University and in compliance with all legal requirements.

SECTION 4. The proceeds from the sale of the Notes shall be deposited and allocated as follows:

- (a) \$2,000,000 shall be deposited in the Note Payment Fund created by the Prior Resolution and used, along with other moneys deposited by the University in the Note Payment Fund, to pay the principal of and interest on the Prior Notes at their maturity; and
- (b) the remainder of such proceeds shall be deposited in an appropriate fund or funds of the University, as determined by the Treasurer, and used to pay costs of the Project.

Such proceeds shall be used for the purposes set forth above and for no other purpose. Pending such use, the proceeds of sale of the Notes may be invested in lawful University investments approved by the Treasurer. Any of such proceeds remaining after the completion of the Project

shall be transferred to the Note Payment Fund and used to pay the principal of and interest on the Notes. Interest on such proceeds shall be deposited in such fund or account of the University as the Treasurer shall determine.

The Notes shall be payable from a special fund previously created in the custody of the University or the Paying Agent, as determined by the Treasurer (the "Note Payment Fund") which shall be used solely for the payment of the principal of and interest on the Notes. Moneys for the payment of the principal of and interest on the Notes, but only from the hereinafter-described sources, shall be deposited in the Note Payment Fund not later than the date on which payment the Notes is payable. Interest on such moneys shall be deposited in such fund or account of the University as the Treasurer shall determine.

SECTION 5. Principal of and interest on the Notes, together with the principal of and interest on any other notes that may currently be outstanding or that may hereafter be issued by the University on a parity therewith, shall be equally and ratably payable from and secured by a pledge of and a lien on, the "General Receipts" of the University as defined in Section 1 of the General Bond Resolution, but subject to the existing pledges thereof in favor of the University's General Receipts Bonds heretofore or hereafter issued pursuant to the General Bond Resolution and the Indenture. The principal of and interest on the Notes shall also be equally and ratably payable from, and secured by a pledge of and lien on, the moneys and investments in the Note Payment Fund and the proceeds of the sale of bonds or notes issued pursuant to the Act or other authorizing provisions of law to refund or retire the Notes which shall be deposited in the Note Payment Fund; provided that neither the State of Ohio, the University nor the Board shall be obligated to pay the principal of or interest on the Notes from any other funds or source, nor shall the Notes be a claim upon or lien against any property of the State of Ohio or any other property of or under the control of the University, and the Notes, as to both principal and interest, shall not be debts or bonded indebtedness of the State of Ohio, shall not constitute general obligations of the State of Ohio or the University, the full faith and credit thereof are not pledged thereto, and the owners of the Notes shall have no right to have any excises or taxes levied by the General Assembly of the State of Ohio for the payment of such principal or interest.

In consideration of the loan evidenced by the Notes, the University covenants and agrees that (i) it will use its best efforts to do all things necessary to effect the authorization, issuance and delivery, prior to the maturity of the Notes, of bonds or notes to refund or retire the Notes, pursuant to the Act, or other authorizing provisions of law, in such principal amount as shall be necessary together with other lawfully available funds, if any, to pay the principal of and interest on the Notes, (ii) it will do all things necessary to sell such bonds or notes at the time provided above and will accept such price and such interest rate or rates as shall be necessary in order to effect such sale, and (iii) it shall apply the proceeds of such bonds or notes to the extent necessary to make full payment of the principal of and interest on the Notes; such obligations are established as duties specifically enjoined by law upon the University and its officers, and resulting from their respective offices, trusts or stations within the meaning of Section 2731.01 of the Ohio Revised Code. In connection with the aforesaid covenant, it is the present intention of the University that such bonds as may be issued to retire the Notes will be issued as "General Receipts Bonds" pursuant to the General Bond Resolution.

SECTION 6. The foregoing pledges in favor of the Notes shall be released upon the deposit by the University, in the Note Payment Fund, of cash or noncallable direct obligations of the United States of America, or a combination thereof (which United States government securities mature on or before the maturity date of the Notes) in an amount sufficient fully to discharge the principal and interest requirements of the Notes at and prior to maturity.

SECTION 7. In the event any of the Notes shall not be presented for payment when the principal thereof becomes due, if moneys for the purpose of paying, and sufficient to pay, such Note shall have been made available to the Paying Agent therefor, it shall be the duty of the Paying Agent to hold such moneys in trust, without liability to the University or the owner of the Note for interest thereon, for the benefit of such owner, who shall, subject to the provisions of this Section, thereafter be restricted exclusively to such moneys for any claim of whatever nature on his part under this Resolution or on, or with respect to, such Note. Any moneys which shall be so held by the Paying Agent, and which remain unclaimed by the owner of the Note not presented for payment, for a period of three years after the date on which such Note shall have become payable as provided above, shall, upon request in writing by the University, be paid to the University, and thereafter the owner of such note shall look only to the University for payment and then only to the amounts, or to the extent of amounts, so received by the University without any interest thereon, and the Paying Agent shall have no further responsibility with respect to such moneys.

The moneys paid to the University pursuant to this Section shall be credited by it to a special fund of the University, as a trust fund separate and apart from other funds of the University, to be maintained in an account or accounts with a bank or banks that are members of the Federal Deposit Insurance Corporation. The University shall keep a record of the amounts so deposited in said special fund, and moneys in such fund shall be applied to payment of principal of the Note or Notes with respect to which such money is transferred to the University. Moneys in such special fund unclaimed for fifteen years after such moneys are paid to the University shall become the absolute property of the University free from all claims of any kind.

SECTION 8. The Board hereby covenants, for and on behalf of the University, that the University will not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the interest on the Notes under Section 103(a) of the Internal Revenue Code of 1986 and regulations promulgated thereunder (the "Code"). Without limiting the generality of the foregoing, the University hereby covenants as follows:

(a) The University will not directly or indirectly use or permit the use of any proceeds of the Notes or any other funds of the University, or take or omit to take any action that would cause the Notes to be "arbitrage bonds" within the meaning of Sections 103(b)(2) and 148 of the Code. To that end, the University will comply with all requirements of Sections 103(b)(2) and 148 of the Code to the extent applicable to the Notes, including any expenditure requirement, investment limitations or rebate requirements. The Treasurer, or any other officer having responsibility with respect to the issuance of the Notes, is authorized and directed to give an appropriate certificate on behalf of the University, on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of such

Sections 103(b)(2) and 148, and to execute and deliver on behalf of the University an IRS Form 8038G in connection with the issuance of the Notes.

Without limiting the generality of the foregoing, the University agrees that there shall be paid from time to time all amounts required to be rebated to the United States pursuant to Section 148(f) of the Code. This covenant shall survive payment in full or defeasance of the Notes. The University specifically covenants to pay or cause to be paid to the United States at the times and in the amounts determined under such section.

Notwithstanding any provision of this sub-section (a), if the University shall obtain an opinion of nationally recognized bond counsel to the effect that any action required under this Section is no longer required, or to the effect that some further action is required, to maintain the exclusion from gross income of the interest on the Notes pursuant to Section 103(a) of the Code, the University may rely conclusively on such opinion in complying with the provisions hereof.

(b) So long as any of the Notes, or any obligations issued to refund the Notes, remain unpaid, the University will not operate or use, or permit the operation or use of, the Project or any part thereof in any trade or business carried on by any person within the meaning of the Code which would cause the Notes to be "private activity bonds" within the meaning of Section 141 of the Code.

SECTION 9. The Notes are hereby designated as "qualified tax-exempt obligations" to the extent permitted by Section 265(b)(3) of the Code. This Board finds and determines that the reasonable anticipated amount of qualified tax-exempt obligations (other than private activity bonds) which will be issued by the University during the calendar year in which the Notes are issued does not, and the Board hereby covenants that during such year, the amount of tax-exempt obligations issued by the University and designated as "qualified tax-exempt obligations" for such purpose will not, exceed \$10,000,000. The Treasurer and other appropriate officers, and any of them, are authorized to take such actions and give such certifications on behalf of the University with respect to the reasonably anticipated amount of tax-exempt obligations to be issued by the University during the calendar year in which the Notes are issued and with respect to such other matters as appropriate under Section 265(b)(3).

SECTION 10. For purposes of this Resolution, the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book entry, and (ii) physical Note certificates in fully registered form are issued only to the Depository or its nominee as registered owner, with the Notes "immobilized" to the custody of the Depository, and the book entry maintained by others than the University is the record that identifies the owners of beneficial interests in those Notes and that principal and interest.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its Participants or otherwise, a book entry

system to record ownership of beneficial interests in Notes or principal and interest, and to effect transfers of Notes, in book entry form, and including and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

Upon a determination by the Treasurer, all or any portion of the Notes may be initially issued to a Depository for use in a book entry system, and the provisions of this Section shall apply to such Notes, notwithstanding any other provision of this Resolution. If and as long as a book entry system is utilized with respect to any of the Notes: (i) there shall be a single Note of each maturity; (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners of the Notes in book entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Board of Trustees. Debt service charges on the Notes in book entry form registered in the name of a Depository or its nominee shall be payable in the manner provided in the University's agreement with the Depository to the Depository or its authorized representative.

The Paying Agent may, with the approval of the Treasurer (if the Paying Agent is an entity other than the Treasurer), enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this Resolution, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Paying Agent and to the officer executing the same. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Paying Agent shall furnish a copy of each of those agreements, certified to be correct by the Paying Agent, to other paying agents for Notes and to the Treasurer (if the Paying Agent is an entity other than the Treasurer). Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for the purposes of, this Resolution.

The Treasurer is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the University, a letter agreement with The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Notes to the Depository for use in a book entry system.



If any Depository determines not to continue to act as Depository for the Notes for use in a book entry system, the University and the Paying Agent may attempt to establish a securities depository/book entry relationship with another qualified Depository under this Resolution. If the University and the Paying Agent do not or are unable to do so, the University and the Paying Agent, after the Paying Agent has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver Note certificates in fully registered form to the assigns of the Depository of its nominee, all at the cost and expense (including costs of printing definitive Notes), if the event is not the result of action or inaction by the University or the Paying Agent; of those persons requesting such issuance.

SECTION 11. This Resolution and the pledges and covenants of the Board made herein shall constitute a contract between the University and the owners of the Notes, and no alteration or variation of any of the provisions of this Resolution, which shall have, in the opinion of the Treasurer, a material adverse affect on the then current holders of said Notes shall be made so long as any of said Notes remain outstanding and unpaid, except with the written consent of all of such owners.

SECTION 12. The officers of the University and of the Board are hereby authorized to take any and all action necessary or proper to comply with the terms of this Resolution and to effect timely delivery of the Notes, and to execute all necessary and appropriate certifications with respect to the Notes and the disposition of the proceeds of sale thereof.

SECTION 13. This Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

SECTION 14. The proper and appropriate officers of the Board and of the University, to the extent authorized by law, are hereby authorized to take such actions, and to execute and deliver appropriate closing certificates, and such other documents, certificates and statements, as may be required in connection with sale and delivery of the Notes. Without limiting the generality of the foregoing, the Treasurer and other appropriate officers of the University are hereby authorized to apply to the Ohio Board of Regents for any required approvals with respect to the Project or the Notes. Should all the Project or the Notes not receive such approvals by the time the Notes are sold, the Treasurer shall set forth in the Certificate of Award the portions of the Project and the amount of Notes that have received such approvals. Thereupon, the Notes shall be issued in a principal amount not exceeding the amount approved by the Ohio Board of Regents and the Project shall include only the portions approved by the Ohio Board of Regents. In addition, the Treasurer is hereby authorized to enter into an agreement with the Paying Agent for its services if the Paying Agent is an entity other than the Treasurer.

SECTION 15. The Treasurer is hereby authorized to execute and deliver preliminary and final official statements on behalf of the University, in such forms as such

officer may approve, and to deem such official statements to be "near final" and "final" for purposes of Securities and Exchange Commission Rule 15c2-12, if such officer determines that doing so is in the best interests of the University, such officer's execution thereof on behalf of the University to be conclusive evidence of such authorization, determination, approval and deeming, and copies thereof are hereby authorized to be prepared and furnished to the Original Purchaser for distribution to prospective purchasers of the Notes and other interested persons.

The Treasurer on behalf of the University is hereby authorized to execute and deliver a continuing disclosure certificate or agreement dated as set forth in the Certificate of Award (the "Continuing Disclosure Certificate") in connection with the issuance of the Notes in such form as such officer may approve. The University hereby covenants and agrees that it will execute, comply with and carry out all of the provisions of the Continuing Disclosure Certificate. Failure to comply with any such provisions of the Continuing Disclosure Certificate shall not constitute a default on the Notes; however, any holder or owner of the Notes may take such action as may be necessary and appropriate, including seeking specific performance, to cause the University to comply with its obligations under this paragraph and the Continuing Disclosure Certificate

The Treasurer on behalf of the University is hereby authorized to furnish such information, to execute such instruments and to take such other actions in cooperation with the Original Purchaser as may be reasonably requested to qualify the Notes for offer and sale under the Blue Sky or other securities laws and regulations and to determine their eligibility for investment under the laws and regulations of such states and other jurisdictions of the United States of America as may be designated by the Original Purchaser; provided however, that the University shall not be required to register as a dealer or broker in any such state or jurisdiction or become subject to the service of process in any jurisdiction in which the University is not now subject to such service.

SECTION 16. This Resolution shall take effect and be in force from and after its adoption.

Adopted: \_\_\_\_\_, 1999

22610.01

Following discussions with Mr. Weaver, Mrs. Ong presented and moved approval of the resolution. Mr. Goodman seconded the motion. All voted aye.

**1998-99 FY TREASURER'S AUDITED FINANCIAL STATEMENTS AND  
FY AUDIT PURSUANT TO THE SINGLE AUDIT ACT  
OF 1984 AND OBM CIRCULAR A-133**

**RESOLUTION 1999 - 1683**

**WHEREAS**, the Ohio University Board of Trustees has reviewed the fiscal year financial statements of the Treasurer and Vice President For Finance, and audit reports,

**NOW, THEREFORE, BE IT RESOLVED**, that the Ohio University Board of Trustees hereby accepts the Treasurer's Audited Financial Statements for fiscal year 1998 - 1999, ending June 30, 1999 and

**BE IT FURTHER RESOLVED**, that the board hereby accepts KPMG Peat Marwick, LLP's Audit Report issued pursuant to OMB's Circular A-133 for fiscal year 1998 - 1999, ending June 30, 1999.

It is found and determined that all formal actions of this Board of Trustees concerning and in relation to the adoption of this resolution were adopted in open meeting of this Board of Trustees' and that all deliberations of this Board of Trustees and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with the law, including Section 121.22 of the Ohio Revised Code.

This resolution shall take effect immediately upon its adoption.

## **B. BUDGET, FINANCE AND PHYSICAL PLANT COMMITTEE**

Chairwoman Ong reported the Committee had met as a Committee of the Whole to receive reports and consider matters for Trustee action.

Copies of materials presented, discussed, and distributed are included with the official minutes. Therefore, only summary descriptions of each report are included in the minutes.

### **Financial Information Statement**

Vice President for Finance Siemer noted his report was the official statement regarding the University's annual financial condition. Counselor Burns opined that Trustee Walter should abstain from voting on matters of bond indebtedness involving Bank One due to his director's seat on its Board. Trustee Browning asked and was assured the institution was well below its bond indebtedness capacity.

### **Student Evaluation of Teaching**

Provost Sharon S. Brehm presented and reviewed the charge to the committee reviewing the role that student evaluation of teaching plays in the professional development of our faculty. She noted this, in part, is being raised by new faculty as it affects their promotion, tenure and compensation; and the affect the rigors of teaching have on these evaluations. The Provost noted she hoped to have a revised process in place by Fall Quarter 2000.

### **General Education Update**

University College Dean Patti Richard provided a review of General Education and its history and development on this campus. She noted our program is 20 years old and that a proposed revision 10 years ago did not "take." Dean Richard noted the update is being undertaken on three levels: philosophy, how what's envisioned realizes the purposes sought, and implementation. She stated an interim report which will outline principles and purposes that surfaced against ones in the current program, is to be available Winter Quarter 2000. The Dean noted the review will include interactions between faculty and students as well as looking at other institutions' general education programs and that recommendations, as they are developed, will be posted on a web site. She noted, too, that the depth of learning, class size, and expectations of the students also would be considered.

## Ohio University Press Update

David Sanders, director of the Ohio University Press, reported to Trustees on the role of the Press in the University, the long-term successes of the Press, its unique position within university presses in general, and the excellent level of service it provides to scholars, authors, and their readers. He noted operationally the Press has nine priorities in meeting the challenges of all its customers regardless of their roles. He presented Trustees with two copies of the Press's recent publications, *Athens, Ohio: The Village Years* by Robert L. Daniel and *Legacy: A Step-by Step Guide to Writing Personal History* by Linda Spence.

On a motion by Mr. Browning and a seconded by Mr. Grover, Trustees unanimously agreed to approve the following resolutions:

Biochemistry Research Facility – Approval of Plans & Specifications

– Resolution 1999 – 1681

Life Sciences Facility - Approval of Plans & Specifications – Resolution 1999 – 1682

Ridges Child Care (Bldg. #27 – The Ridges) Approval of Plans & Specifications

Resolution 1999 – 1683

George V. Voinovich Center, (Bldg. #21 – The Ridges) Approval of Plans & Specifications

– Resolution 1999 – 1684

ILGARD Facility – The Ridges, Building #22 Rehabilitation Approval of Plans  
& Specifications

– Resolution 1999 – 1685

Ironton Technology Center, Approval of Plans & Specifications – Resolution 1999 – 1686

Approval of Construction Documents for the Conference/Training Center in Building Nos.

16 and 17 at The Ridges – Resolution 1999 -- 1687

Appointment of Regional Coordinating Council Member, Chillicothe Campus

– Resolution 1999 – 1688

# **APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE BIOCHEMISTRY RESEARCH FACILITY PROJECT**

## **RESOLUTION 1999 – 1684**

**WHEREAS**, the Ohio University Board of Trustees, at their regular meeting of October 2, 1998 approved the issuance and sale of General Receipts Bonds and provided the authority to plan the development of a number of capital improvements projects, and

**WHEREAS**, one of the projects approved by the Trustees and contained in the April 1999 sale of General Receipt Bonds is the Biochemistry Research Facility Project, and

**WHEREAS**, the April 1999 Bond issuance contains \$4,320,000 for this research facility, and

**WHEREAS**, the Office of Vice President for Research and the Department of Chemistry successfully sought and received a National Institute of Health grant totaling \$1,400,000 for this facility, bringing the total available for the project to \$5,720,000, and

**WHEREAS**, the University did select Reiser Valentour and Callahan Architects, Inc. as the consulting architect for the project, and

**WHEREAS**, final plans and specifications have been prepared for advertisement on the construction of the Biochemistry Research Facility Project.

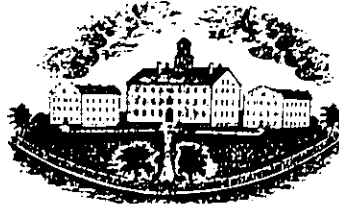
**NOW, THEREFORE, BE IT RESOLVED**, that the Ohio University Board of Trustees does hereby approve construction documents for this Project.

**BE IT FURTHER RESOLVED**, that the Ohio University Board of Trustees does hereby authorize the advertisement for and receipt of bids for the Biochemistry Research Facility Project, and does hereby empower the President or his designee to accept and recommend to Purchasing and Materials Management, award of construction contracts provided the total bids do not exceed funds available.

CHEM9902.RES

Vice President  
for Administration

Cutler Hall 209  
Athens OH 45701-2979  
614-593-2556



OHIO UNIVERSITY

November 18, 1999

Dr. Robert Glidden  
President  
Ohio University  
Campus

Dear Bob,

John Kotowski retained the firm of Reiser, Valentour and Callahan Architects, Inc. to develop plans for a Biochemistry Research Facility located on West State Street. The plans were developed in consultation with chemistry faculty and staff from the office of the Vice President for Research. John is seeking authorization to seek bids and award a construction contract.

I recommend approval.

Sincerely,

  
Gary North

GN:mm

attachment

# INTEROFFICE MEMORANDIUM

**OHIO UNIVERSITY**  
FACILITIES PLANNING OFFICE  
Building 19, The Ridges  
Athens, Ohio 45701  
TELEPHONE: (740) 593-2727  
FAX: (740) 593-4081

**John Kotowski**  
*Director, Facilities Planning and Construction*  
E-MAIL: kotowski@ohio.edu



TO: Dr. Gary B. North, Vice President for Administration

DATE: November 16, 1999

SUBJECT: APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE  
BIOCHEMISTRY RESEARCH FACILITY PROJECT

The construction of the proposed Biochemistry Research Facility will provide approximately 30,000 gross square feet of space and will permit the University to expand its research efforts. The building, when complete, will provide about 20,000 square feet of space for the Chemistry Department and another 10,000 square feet for DHI, a Innovation Center born business that is, in part, owned by the University. The facility will be located on West State Street near the College of Engineering's Multi-phase Research Facility. The building will contain an administrative office complex, laboratory space and support areas.

This facility is expected to cost \$5,720,000 and is funded with a \$1,400,000 National Institute of Health grant and \$4,320,000 identified by the University in its April 1999 General Receipts Bonds issuance. Following the approval of the Board of Trustees to issue and sell these general receipts bonds in October 1998, this office in conjunction with representatives of the Chemistry Department, DHI, and the Vice President for Research's Office, began the process of finding a consultant to assist with the development of this facility. Proposals were sought and received, a short list of consultants was developed, and the firm of Reiser, Valentour and Callahan Architects, Inc. (RVC), a local architectural firm, proposing to utilize the services of Baxter, Hodell, Donnelly and Preston, Inc. (BHDP) was selected to develop plans for the building. RVC was chosen because of their past work on the Multi-Phase Research Facility and the strength of BHDP, a firm that specializes in lab facilities.



Page Two  
Dr. Gary B. North  
November 16, 1999

The final plans and specifications are complete and the project is nearly ready to advertise for construction contract bids. In order that I may proceed with the construction of this facility, I am writing to seek support to proceed. Toward that end, I have enclosed a resolution for consideration by the Board of Trustees at their regular meeting of December 2, 1999 that seeks approval of plans and specifications and authority to award construction contracts so long as total bids received do not exceed funding available.

I will provide a set of construction documents early the week of November 28, 1999 for use at the Board Meeting. If you have any questions or concerns regarding this matter, please let me know. Thank you.

JKK/slw/CHEM9902.GBN

Enclosure

pc: Dr. Sharon S. Brehm  
Dr. Leslie Flemming  
Mr. David Scholl  
Mr. Richard Park Siemer

# **APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE LIFE SCIENCES RESEARCH FACILITY**

## **RESOLUTION 1999— 1685**

**WHEREAS**, the 121<sup>st</sup> and 122<sup>nd</sup> General Assembly, Regular Sessions introduced and passed Amended House Bill No. 748 and Amended Substitute House Bill No. 850 respectively, and

**WHEREAS**, Amended House Bill No. 748 included \$2,000,000 and Amended Substitute House Bill No. 850 included \$8,550,000 for the Life Sciences Research Facility Project, and

**WHEREAS**, Ohio University is seeking \$8,750,000 as a part of its funding request to the Ohio Board of Regents and the State of Ohio for the proposed FY 2001-2002 capital improvements bill and have received indication of support, and

**WHEREAS**, the University deems this project to be of sufficient institutional importance to commit to providing funding through its own bonding authority if the anticipated third biennium's capital funding for this project is not forthcoming from the State of Ohio, and

**WHEREAS**, the three appropriations will make \$19,300,000 available for the Life Sciences Research Facility to be constructed on the edge of the West Green, and

**WHEREAS**, Ohio University in conjunction with the General Services Administration, Office of Construction Management did interview, select, and hire the firm of Baxter, Hodell, Donnelly and Preston Architects to provide consulting services for this project, and

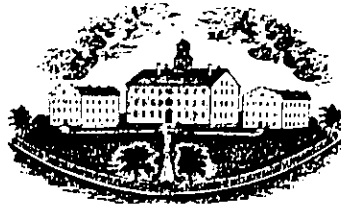
**WHEREAS**, final plans and specifications have been prepared and are ready for advertisement for construction contract bids on the Life Sciences Project.

**NOW, THEREFORE, BE IT RESOLVED** that the Ohio University Board of Trustees does hereby approve plans and specifications for the Project.

**BE IT FURTHER RESOLVED** that the Ohio University Board of Trustees does hereby empower the President or his designee to receive bids for the work and award construction contracts so long as total bids received are within proposed funding for the Project.

Vice President  
for Administration

Cutler Hall 209  
Athens OH 45701-2079  
614-593-2556



OHIO UNIVERSITY

November 18, 1999

Dr. Robert Glidden  
President  
Ohio University  
Campus

Dear Bob,

John Kotowski retained the services of Baxter, Hodell, Donnelly, and Preston, Inc., an architectural firm from Cincinnati, well known because of their expertise in planning laboratory facilities, to develop plans for a new Life Sciences Research building. The plans were developed in consultation with faculty from the College of Arts and Sciences and the College of Osteopathic Medicine. John is seeking authorization to seek bids and award a construction contract.

I recommend approval.

Sincerely,



Gary North

GN:mm

attachment

# INTEROFFICE MEMORANDUM

**OHIO UNIVERSITY**  
FACILITIES PLANNING OFFICE  
Building 19, The Ridges  
Athens, Ohio 45701  
TELEPHONE: (740) 593-2727  
FAX: (740) 593-4081

***John Kotowski***  
***Director, Facilities Planning and Construction***  
E-MAIL: kotowski@ohio.edu



TO: Dr. Gary B. North, Vice President for Administration

DATE: November 16, 1999

SUBJECT: APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE  
LIFE SCIENCES PROJECT

Amended House Bill No. 748 provides a capital appropriation totaling \$2,000,000, while Amended Substitute House Bill No. 850 provides a second capital appropriation in the amount of \$8,550,000 for the Life Sciences Research Facility. These appropriations combined with a third, in the amount of \$8,750,000 that we are seeking from the State of Ohio to be funded as a part of the FY 2001-2002 capital improvements bill will make \$19,300,000 available for this project. The FY 2001-2002 request is the University's number one building priority for the Athens Campus and the Ohio Board of Regents have indicated their support of the project. The proposed structure, a new building to be constructed on the edge of the West Green near Irvine Hall will be a multi-disciplined facility containing approximately 72,000 gross square feet of space. This research building will be utilized by Biological Sciences in the College of Arts and Sciences and the Basic Science Group in the College of Osteopathic Medicine. The building, when completed, will contain research laboratory space, offices for scientists and their graduate assistants, several conference/meeting rooms, animal facilities and other support type areas.

Ohio University has been working with the General Services Administration, Office of Construction Management and the Ohio Board of Regents on this project. A consulting firm was hired to help plan the facility and develop construction documents. That firm, Baxter Hodell Donnelly and Preston, Inc. is from Cincinnati. They were hired for this project because of their experience in developing laboratory facilities in both the public and private sectors.

Page Two  
Dr. Gary B. North  
November 16, 1999

The development of plans and specifications for the Life Sciences Project is nearly complete and we are preparing to advertise for construction contract bids. I have enclosed a resolution for consideration by the Board of Trustees at their regular meeting of December 2, 1999. This resolution seeks approval of plans and specifications and permits the recommendation of construction contract award so long as total bids received do not exceed total funds available.

I will provide construction documents early the week of November 28, 1999 for use at the Board of Trustee Meeting. Please let me know if there is anything else that I can do to assist on this matter. Thank you.

JKK/slw/LIFE9902.GBN

enclosure

pc: Dr. Sharon S. Brehm  
Dr. Leslie Flemming  
Dr. Barbara Ross-Lee  
Mr. Richard J. Shultz

**APPROVAL OF CONSTRUCTION DOCUMENTS  
FOR  
THE RIDGES CHILD CARE CENTER**

**RESOLUTION 1999 – 1686**

**WHEREAS**, the Ohio University Board of Trustees, at their regular meeting of October 2, 1998 approved the issuance and sale of General Receipts Bonds and provided the authority to plan the development of a number of capital improvements projects, and

**WHEREAS**, one of the projects approved by the Trustees and contained in the April 1999 sale of General Receipt Bonds was the rehabilitation and expansion of the Horse Barn at The Ridges for a Child Care Facility, and

**WHEREAS**, the April 1999 Bond issuance contains \$2,250,000 for the Child Care Facility, and

**WHEREAS**, the University did select Reiser Valentour and Callahan Architects, Inc. as the consultant for the project, and

**WHEREAS**, final plans and specifications have been prepared for advertisement on the construction of The Ridges Child Care Facility.

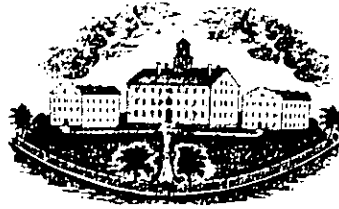
**NOW, THEREFORE, BE IT RESOLVED**, that the Ohio University Board of Trustees does hereby approve construction documents for the rehabilitation and expansion of the Horse Barn at The Ridges for a Child Care Center.

**BE IT FURTHER RESOLVED**, that the Ohio University Board of Trustees does hereby authorize the advertisement for and receipt of bids for the Child Care Facility Project, and does hereby empower the President or his designee to accept and recommend to Materials Management and Purchases, award of construction contracts provided the total bids do not exceed funds available.

CHLD9902.RES

Vice President  
for Administration

Cutler Hall 209  
Athens OH 45701-2979  
614-593-2556



OHIO UNIVERSITY

November 18, 1999

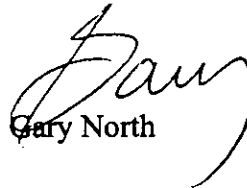
Dr. Robert Glidden  
President  
Ohio University  
Campus

Dear Bob,

John Kotowski retained the architectural firm of Reiser, Valentour and Callahan to develop plans and specifications for the renovation of the horse barn located on the Ridges for use as a child care center. The plans were completed in consultation with Putnam Child Care staff who have been contracted to operate the center. John is seeking authorization to seek bids and award a construction contract.

I recommend approval.

Sincerely,

  
Gary North

GN:mm

attachment

# INTEROFFICE MEMORANDUM

**OHIO UNIVERSITY**  
FACILITIES PLANNING OFFICE  
Building 19, The Ridges  
Athens, Ohio 45701  
TELEPHONE: (740) 593-2727  
FAX: (740) 593-4081

***John Kotowski***  
***Director, Facilities Planning and Construction***  
E-MAIL: kotowski@ohio.edu



TO: Dr. Gary B. North, Vice President for Administration

DATE: November 16, 1999

SUBJECT: APPROVAL OF CONSTRUCTION DOCUMENTS  
FOR THE RIDGES CHILD CARE CENTER

The rehabilitation and expansion of the Horse Barn at The Ridges will result in a two floor 12,000 square foot Child Care Facility that will be managed by the University's Child Development Center. This new facility will allow the University to better service the needs of our students, faculty and staff as well as make the Child Development Center more accessible for the community. When completed, the facility will contain space to provide care for approximately 130 children ranging from infants to pre-schoolers. The building will have separate spaces for infants, toddlers, children age one and two, and preschoolers. The building will contain an indoor play area, a kitchen, administrative space, other support facilities as well as outdoor play ground.

The anticipated cost to rehabilitate and expand the old horse barn into a child care center is \$2,250,000. These dollars have been identified in the University's April 1999 issuance and sale of General Receipts Bonds. Following the approval by the Board of Trustees to issue and sell these bonds in October of 1998, this office; in conjunction with representatives of an ad hoc University child care committee, began the process of finding a consultant to assist with the development of the facility. Proposals were sought and received, a short list of consultants was developed, and the firm of Reiser, Valentour and Callahan Architects, Inc., a local architectural firm, was selected to develop plans for the rehabilitation and expansion of the old horse barn at The Ridges. This firm was chosen because they were local, because they have been involved with a number of child-care centers in the past and because of their knowledge and experience in dealing with masonry problems.



Page Two  
Dr. Gary B. North  
November 16, 1999

Work on the development of construction documents for this project is rapidly drawing to a close. The project is nearly ready to advertise for construction bids. In order that I may proceed with the next step of work, I am seeking support of The Board of Trustees. Toward that end, I have enclosed a resolution for consideration by The Board at their regular meeting of December 2, 1999 that seeks approval of plans and specifications and authority to award construction contracts so long as total bids received do not exceed funding available.

I will provide a set of construction documents early the week of November 28, 1999 for use at the Board Meeting. If you have any questions or concerns regarding this item, please let me know. Thank you.

JKK/slw/CHLD9902.GBN

enclosure

pc: Dr. Sharon S. Brehm  
Mr. Richard Park Siemer  
Mr. Richard N. Planisek

# **APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE VOINOVICH CENTER REHABILITATION PROJECT**

## **RESOLUTION 1999— 1687**

**WHEREAS**, the 122<sup>nd</sup> General Assembly, Regular Session, has introduced and approved Amended Substitute House Bill Number 850, and

**WHEREAS**, Amended Substitute House Bill Number 850 includes an appropriation in the amount of \$5,000,000 for the Center for Public Policy, and

**WHEREAS**, \$2,500,000 of this appropriation is intended to be used for the renovation of Building No. 21 at The Ridges into the Voinovich Center for Leadership and Public Affairs, and

**WHEREAS**, the Ohio University Board of Trustees, at their regular meeting of February 11, 1999, did authorize the hiring of a consultant and development of construction documents for the renovation of Building No. 21 at The Ridges, and

**WHEREAS**, the Office of Facilities Planning and Construction, in conjunction with representatives of the University's ILGARD program, did solicit interested consultants, interview, select and hire the firm of Schooley Caldwell, Inc. to provided architectural and engineering services for Voinovich Center for Leadership and Public Affairs Project, and

**WHEREAS**, the associate architect/engineer has completed the development of plans and specification for the rehabilitation of Building No. 21 at The Ridges.

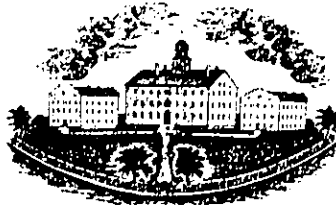
**NOW, THEREFORE, BE IT RESOLVED** that the Ohio University Board of Trustees does hereby approve the construction documents for the Voinovich Center for Leadership and Public Affairs Project.

**BE IT FURTHER RESOLVED** that the Ohio University Board of Trustees does hereby empower the President or his designee to receive bids and award construction contracts so long as the total of bids received does not exceed funds available for this project.

VOIN9902.RES

Vice President  
for Administration

Cutler Hall 209  
Athens OH 45701-2979  
614-593-2556



OHIO UNIVERSITY

November 18, 1999

Dr. Robert Glidden  
President  
Ohio University  
Campus

Dear Bob,

John Kotowski retained Schooley Caldwell Architects, Inc. from Columbus, Ohio, to develop plans for the renovation of the Ridges, Cottage #21 to serve as the home of the Voinovich Center for Leadership and Public Policy. The plans and specifications were completed in consultation with Dr. Mark Weinberg, Center Director. John is seeking authorization from the Board of Trustees to advertise for bids and award a construction contract.

I recommend approval.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gary North".

Gary North

GN:mm

attachment

# INTEROFFICE MEMORANDUM

**OHIO UNIVERSITY**  
FACILITIES PLANNING OFFICE  
Building 19, The Ridges  
Athens, Ohio 45701  
TELEPHONE: (740) 593-2727  
FAX: (740) 593-4081

***John Kotowski***  
***Director, Facilities Planning and Construction***  
E-MAIL: kotowski@ohio.edu



TO: Dr. Gary B. North, Vice President for Administration

DATE: November 16, 1999

SUBJECT: APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE  
VOINOVICH CENTER PROJECT

Amended Substitute House Bill Number 850 contains a \$5,000,000 appropriation for the Center for Public Policy. The University intends on using \$2,500,000 for the rehabilitation of Building No. 21 at The Ridges for the Voinovich Center for Leadership and Public Policy. Building No. 21 contains just over 10,000 gross square feet of space. This building, which has been mothballed for about thirty years, will be renovated and will contain office and office support spaces and conference facilities.

At their regular meeting of February 11, 1999, the Ohio University Board of Trustees authorized the hiring of a consultant for the Voinovich Center Project. This office in conjunction with representatives of ILGARD (Institute for Local Government Administration and Rural Development) sought proposals from interested consultants, developed a short list of firms to interview, completed the interview process and hired the firm of Schooley Caldwell Architects, Inc.. Schooley Caldwell Architects, Inc. was selected on the strength of their renovation and restoration experience as well as the engineering work they performed for us on the Copeland Hall Renovation Project. With the associate architect/engineer, the University has built a program of requirements and guided the developed construction documents for the revitalization of Building No. 21 at the Ridges for the Voinovich Center for Leadership and Public Affairs.

Page Two  
Dr. Gary B. North  
November 16, 1999

I am writing to ask that you introduce the enclosed resolution to the Board of Trustees at their regular meeting of December 2, 1999 so that I may proceed with this project. The enclosed resolution seeks approval of plans and specifications for the rehabilitation work and authorizes the advertisement for bids and award of construction contracts so long as total bids received do not exceed funding available.

I will provide you with a set of plans and specifications for use at the Board Meeting early the week of November 28, 1999. If you have any questions or concerns regarding this item, please let me know. Thank you.

JKK/slw/VOIN9902.GBN

enclosure

pc: Dr. Sharon S. Brehm  
Dr. Mark L. Weinberg

# **APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE BUILDING NO. 22 REHABILITATION PROJECT**

## **RESOLUTION 1999— 1688**

**WHEREAS**, the 122<sup>nd</sup> General Assembly, Regular Session, has introduced and approved Amended Substitute House Bill Number 850, and

**WHEREAS**, Amended Substitute House Bill Number 850 includes an appropriation in the amount of \$5,000,000 for the Center for Public Policy, and

**WHEREAS**, \$2,350,000 of this appropriation is intended to be used for the renovation of Building No. 22 at The Ridges to facilitate the relocation of the Institute for Local Government Administration and Rural Development (ILGARD) from the Technology and Enterprise Building also at The Ridges, and

**WHEREAS**, the Ohio University Board of Trustees, did at their regular meeting of February 11, 1999, authorize the hiring of a consultant and the development of construction documents for the Building No. 22 Rehabilitation Project, and

**WHEREAS**, the Office of Facilities Planning and Construction, in conjunction with individuals of the ILGARD program, did solicit, interview and select the firm of Feinknopf Macioce Schappa Architects, Inc. to provide consulting services for the rehabilitation of Building No. 22 at The Ridges, and

**WHEREAS**, plans and specifications have been completed for the conversion of Building No. 22 from its former use as a cottage into the office, laboratory and training facility for the ILGARD program.

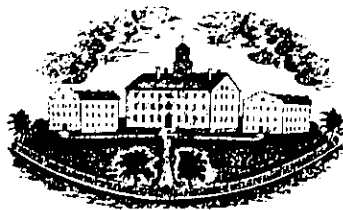
**NOW, THEREFORE, BE IT RESOLVED** that the Ohio University Board of Trustees does hereby approve construction documents for the Building No. 22 Rehabilitation Project.

**BE IT FURTHER RESOLVED** that the Ohio University Board of Trustees does hereby empower the President or his designee to receive bids and award construction contract for this rehabilitation project so long as the total of bids received does not exceed funds available.

ILGD9902.RES

Vice President  
for Administration

Cutler Hall 209  
Athens OH 45701-2979  
614-593-2556



OHIO UNIVERSITY

November 18, 1999

Dr. Robert Glidden  
President  
Ohio University  
Campus

Dear Bob,

John Kotowsk retained the architectural firm of Feinknopf , Macioce, and Schappa from Columbus, Ohio, to develop plans for the renovation of Ridges Cottage 22 to be used as office space by the Institute for Local Government Administration and Rural Development. The plans were developed in consultation with Dr. Mark Weinberg, Program Director, and his staff. John is seeking authorization to seek bids and award a contract for construction.

I recommend approval.

Sincerely,



Gary North

GN:mm

attachment

# INTEROFFICE MEMORANDUM

**OHIO UNIVERSITY**  
FACILITIES PLANNING OFFICE  
Building 19, The Ridges  
Athens, Ohio 45701  
TELEPHONE: (740) 593-2727  
FAX: (740) 593-4081

**John Kotowski**  
*Director, Facilities Planning and Construction*  
E-MAIL: kotowski@oak.cats.ohiou.edu



TO: Dr. Gary B. North, Vice President for Administration

DATE: November 16, 1999

SUBJECT: APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE  
BUILDING NO. 22 REHABILITATION PROJECT

Amended Substitute House Bill Number 850 contains a \$5,000,000 appropriation for the Center for Public Policy. The University intends on using \$2,350,000 for the rehabilitation of Building No. 22 at The Ridges to provide a new home for the Institute for Local Government Administration and Rural Development (ILGARD). Building No. 22 contains just under 20,000 gross square feet of space. This building, which has been mothballed for about thirty years, will be renovated and will contain office and office support spaces, conference facilities as well as a number of computer and support laboratories of varying sizes.

Following the Board of Trustee's authorization at their regular meeting of February 11, 1999, the Office of Facilities Planning and Construction along with representatives of ILGARD sought and selected a consulting architect to assist the University with the renovation process. The firm selected is Feinknopf Macioce Schappa Architects, Inc. from Columbus, Ohio. The firm was selected on the strength of its renovation experience and past work on the Templeton Blackburn Alumni Memorial Auditorium Rehabilitation Project. Since the hiring of the associate architect, this office has been working with Dr. Weinberg and other key constituents on the campus to establish a program for the facility and develop construction documents for the rehabilitation of Building No. 22 at The Ridges.



Page Two  
Dr. Gary B. North  
November 16, 1999

I am writing today because the bid documents have been completed and are ready to advertise for construction bids. In order that I may proceed with advertisement and construction, I am seeking the support of the Board of Trustees to do so. Toward that end, I have enclosed a resolution for consideration by the Board of Trustees at their regular meeting of December 2, 1999 that seeks approval of plans and specifications and authority to award construction contracts so long as total bids received do not exceed funding available.

I will provide you with a set of construction documents early the week of November 28, 1999 for use at the Board Meeting. If you have any questions or concerns regarding this item, please let me know. Thank you.

JKK/slw/ILGD9902.GBN

enclosure

pc: Dr. Sharon S. Brehm  
Dr. Mark L. Weinberg

# **APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE TECHNOLOGY CENTER AT THE IRONTON CAMPUS**

## **RESOLUTION 1999 – 1689**

**WHEREAS**, the 122<sup>nd</sup> General Assembly, Regular Session, 1997-1998 has introduced and passed Amended Substitute House Bill No. 850, and

**WHEREAS**, Amended Substitute House Bill No. 850 includes \$3,254,880 for the planning and partial implementation of an advanced classroom or technology center at the Southern Campus, and

**WHEREAS**, the Regional Campus System is seeking \$2,745,120 and the Ohio Board of Regents supports the additional funding for the FY 2001-2002 capital funding period which will make \$6,000,000 available for the facility, and

**WHEREAS**, the University deems this project to be of sufficient institutional importance to commit to providing funding through its own bonding authority if the anticipated third biennium's capital funding for this project is not forthcoming from the State of Ohio, and

**WHEREAS**, the Ohio University Board of Trustees did at their regular meeting on December 11, 1998 authorize the President or his designee to recommend to the General Services Administration, Office of Construction Management the selection of Levin Porter Associates, Inc. as the consulting architect for the project, and

**WHEREAS**, final plans and specifications have been prepared for advertisement on the construction of the advanced classroom facility.

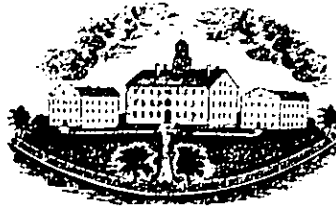
**NOW, THEREFORE, BE IT RESOLVED**, that the Ohio University Board of Trustees does hereby approve construction documents for the Southern Campus Technology Center Project.

**BE IT FURTHER RESOLVED**, that the Ohio University Board of Trustees does hereby authorize the advertisement for and receipt of bids for the Technology Center Project, and does hereby empower the President or his designee to accept and recommend to the Deputy Director, General Services Administration, award of construction contracts provided the total bids do not exceed funds being budgeted.

TECH9802.RES

Vice President  
for Administration -

Cutler Hall 209  
Athens OH 45701-2979  
614-593-2556



OHIO UNIVERSITY

November 18, 1999

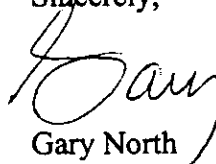
Dr. Robert Glidden  
President  
Ohio University  
Campus

Dear Bob,

John Kotowski retained Levin Porter Associates, Inc., an architectural firm from Columbus, Ohio, to develop plans and specifications for a Technology Center for the Southern Campus located in Ironton, Ohio. Plans were developed in consultation with Dr. William Dingus, Dean of the Ironton Campus. John has requested authorization to seek bids and award a construction contract.

I recommend approval.

Sincerely,



Gary North

GN:mm

cc:Charles Bird

attachment

# INTEROFFICE MEMORANDUM

**OHIO UNIVERSITY**  
FACILITIES PLANNING OFFICE  
Building 19, The Ridges  
Athens, Ohio 45701  
TELEPHONE: (740) 593-2727  
FAX: (740) 593-4081

**John Kotowski**  
*Director, Facilities Planning and Construction*  
E-MAIL: kotowski@ohio.edu



TO: Dr. Gary B. North, Vice President for Administration

DATE: November 16, 1999

SUBJECT: APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE  
IRONTON TECHNOLOGY CENTER PROJECT

In April of 1995, the Ohio Board of Regents (OBOR) completed work on a new process for funding higher education's capital requests. Essentially, the process shifted the retirement of the debt service for capital projects to the campuses. During the development of the process, the OBOR sought input through a consultation with representatives of the various institutions. One of the key issues of the consultation was the need for a mechanism designed to place all institutions on an equal footing at the outset in terms of available space at the campuses. In order to accomplish this in part, the OBOR developed the 70/80/90 rule which was designed to assist campuses with substantial space shortages relative to other campuses in the system. This rule makes campuses accountable for only a portion of the debt service attributable to their project(s). The Southern Campus, based on the OBOR calculation at that time, had less than 50% of the space it should have when compared against other institutions.

The proposed technology facility, or what might better be described as a technically advanced classroom facility, will contain approximately 32,000 gross square feet of space. The program for the facility contains large classroom type spaces that can be used by the sciences as well as business related programs. Also included is space to accommodate the health sciences and law enforcement programs. This project is expected to cost \$6,000,000. Amended Substitute House Bill 850 contains two appropriations for this new classroom facility. The first is for planning the facility and is in the amount of \$509,760, while the second is for \$2,745,120 and is for a portion of the construction costs for the new space. Ohio University has submitted a request for the

Page Two  
Dr. Gary B. North  
November 16, 1999

balance of funding necessary, or \$2,745,120. The OBOR has indicated its continued support for the project and has indicated that reimbursement will be possible so that this project can be started prior to a final appropriation.

University Facilities Planning and representatives of the Southern Campus have been working with Levin Porter Associates, Inc. in the development of plans and specifications for this building. The construction documents are now complete. In order that I may proceed with this project, I have enclosed a resolution for consideration by the Board of Trustees at their regular meeting of December 2, 1999 which seeks approval of the plans and specifications. In addition, this resolution also provides authority to award construction contracts so long as total bids received do not exceed the budget for the project.

I will be providing you with a set of construction documents early the week of November 28, 1999. Thank you for consideration of this matter. If you have any questions or concerns, please let me know.

JKK/slw/TECH9902.GBN

enclosure

pc: Dr. Charles P. Bird  
Dr. Bill W. Dingus  
Ms. Lynnette K. Clouse

**HIRING OF A CONSULTANT FOR THE  
CONFERENCE/TRAINING CENTER  
TO BE LOCATED IN BUILDING NUMBER 16  
AT THE RIDGES**

**RESOLUTION 1999— 1690**

**WHEREAS**, Ohio University in April 1999 issued bonds for a number of projects on the main and regional campuses, and

**WHEREAS**, this bond issue contains \$4,150,000 for the renovation of two floors of Building No. 16 and the Chapel which is immediately adjacent to and connected to Building No. 16 at The Ridges, and

**WHEREAS**, \$100,000 in basic renovation funds and \$170,000 in local resources have also been earmarked for this project, making at total of \$4,420,000 available for the project, and

**WHEREAS**, the renovated space will provide facilities to meet the training, testing and conference needs of Facilities Management, University Human Resources, Continuing Education, Conferences and Workshops, the Vice President for Administration's Professional Development Unit, ILGARD, and also meet the needs of the Board of Trustees, and

**WHEREAS**, the Ohio University Board of Trustees, at their regular meeting on April 15, 1999 authorized the University to seek, interview and hire a consultant and develop construction documents for the proposed renovation work at The Ridges, and

**WHEREAS**, the Office of Facilities Planning and Construction did, in conjunction with the proposed users, formally advertise, interview and then select a consultant for this project, and

**WHEREAS**, the firm of Robert S. Davis, Ltd. was selected and hired to provide architectural and engineering services for the Conference/Training Center and they have now completed the development of construction documents for the Conference/Training Center Project.

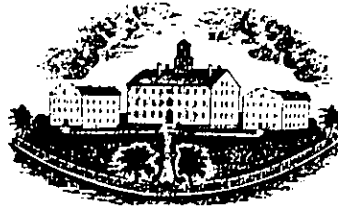
**NOW, THEREFORE, BE IT RESOLVED** that the Ohio University Board of Trustees does hereby approve plans and specifications for the Conference/Training Center Project.

**BE IT FURTHER RESOLVED** that the Ohio University Board of Trustees does hereby empower the President or his designee to receive bids for the work and award construction contracts so long as total bids received are within available funding for the Project.

CNCR9902.RES

Vice President  
for Administration

Cutler Hall 209  
Athens OH 45701-2979  
614-593-2556



OHIO UNIVERSITY

November 18, 1999

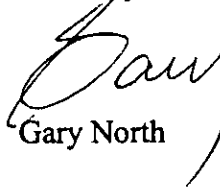
Dr. Robert Glidden  
President  
Ohio University  
Campus

Dear Bob,

John Kotowski retained the architectural firm of Robert S. Davis, Ltd. from Powell, Ohio, to develop plans for using Ridges Buildings 16 & 17 as a University Professional Development and Training Center. The plans have been completed in consultation with Dr. Christine Taylor, Director of University Professional Development, and the users group involved with training, conferences, and related activities. John is seeking authorization to seek bids and award a construction contract.

I recommend approval.

Sincerely,

  
Gary North

GN:mm

attachment

# INTEROFFICE MEMORANDUM

**OHIO UNIVERSITY**  
FACILITIES PLANNING OFFICE  
Building 19, The Ridges  
Athens, Ohio 45701  
TELEPHONE: (740) 593-2727  
FAX: (740) 593-4081

**John Kotowski**  
*Director, Facilities Planning and Construction*  
E-MAIL: kotowski@ohio.edu



TO: Dr. Gary B. North, Vice President for Administration

DATE: November 16, 1999

SUBJECT: APPROVAL OF CONSTRUCTION DOCUMENTS FOR THE  
CONFERENCE/TRAINING CENTER IN  
BUILDING NOS. 16 AND 17 AT THE RIDGES

The Conference/Training Center will be developed utilizing two floors in Building No. 16 and the Chapel space or Building No. 17 at The Ridges. The facility will involve approximately 20,000 square feet of space. When completed, the facility will contain meeting rooms, training and testing space, computer laboratories, conference rooms, offices and other support areas.

The anticipated cost of the renovation work in Building Nos. 16 and 17 is \$4,420,000. The largest piece of the funding necessary for the facility, or \$4,150,000, has been made available through the issuance of bonds in April of this year. In addition, \$100,000 in basic renovation funds and \$170,000 in local resources have been earmarked for this project. The groups or units which have expressed an interest and have been involved in the development of the plans for this facility are Facilities Management, University Human Resources, Continuing Education, Conferences and Workshops, the Vice President for Administration's Professional Development Unit, and ILGARD (the Institute for Local Government Administration and Rural Development). Another potential user is the Board of Trustees for their on-campus meetings.

On April 15, 1999, the Ohio University Board of Trustees authorized the hiring of an architectural consultant for this project. Since that time, this office, in conjunction with a user group, sought proposals from interested firms, developed a short list to be interviewed, completed the interview process, selected and hired Robert S. Davis, Ltd. to provide consulting services. Robert S. Davis was hired on the strength of their



Page Two  
Dr. Gary B. North  
November 16, 1999

conference and training center experience and the experience and knowledge of their technology sub-consultant.

Since the hiring of the firm, we have developed and refined the program and developed the construction documents for the renovation of the two buildings. A major feature of the project is the development of a new entry way into the building. I am writing to seek the approval of the plans and specifications for the upgrading of Building Nos. 16 and 17 at The Ridges. Toward that end, I have enclosed a resolution for consideration by the Board at their regular meeting of December 2, 1999. This resolution seeks approval of construction documents and provides authority to advertise, receive bids and award contracts so long as total bids received do not exceed funding available for the project.

I will provide a set of plans and specifications for use at the Board Meeting early the week of November 28, 1999. If you have any questions or I can be of further assistance with this matter, please let me know. Thank you.

JKK/slw/CNCR9902.GBN

enclosure

pc: Dr. Sharon S. Brehm  
Mr. Richard P. Siemer  
Mr. Richard N. Planisek

Ms. Miller presented and moved approval of the resolution. Mr. Snyder seconded the motion. All agreed.

**APPOINTMENT TO REGIONAL COORDINATING COUNCIL**

**RESOLUTION 1999 — 1691**

**BE IT RESOLVED BY** the Board of Trustees of Ohio University that the following person be appointed to membership on the Coordinating Council at the Regional Campus of Ohio University – Chillicothe.

George J. Clayton

For a nine-year term beginning January 1, 2000, and ending at the close of business June 30, 2008, Vice Thomas McKell, whose term expired.

**George J. Clayton**  
24 St. Andrew's Boulevard  
Chillicothe, OH 45601  
(740)772-4719

**Born:** April 27, 1959 Portsmouth, OH

**Education:** Portsmouth City Schools through 1977 Graduation at Portsmouth High School

Bachelors of Science in Business Administration from  
Xavier University, Cincinnati, OH, May 1981

**Professional Experience:**

Brokerage Representative, The David J. Joseph Company,  
Charlotte, NC and Omaha, NE, June 1981 through May, 1985.

Pharmacy Sales Representative, Baxter International, July, 1985  
through September, 1988.

Manager, EJ Kenrick Company, Portsmouth, OH, September,  
1988 through September, 1990.

President and General Manager, Kenrick's of Chillicothe, Inc.,  
September, 1990 to Present.

**Organizations:**

Portsmouth Rotary Club, Board of Directors, 1989-90  
Scioto Valley Habitat for Humanity, Board of Directors, 1992-  
1994, and 1999-2001  
Member, Chillicothe City Board of Education, January, 1994  
through December, 1997 (Vice President, 1997)  
Chillicothe--Ross Chamber of Commerce, Board of Directors,  
July 1998--Present

**Family:** Wife--Ruth, native of Marion, NC, graduate of University of North  
Carolina, Homemaker and Sales Associate, Bath and Body  
Works

**Children--**Robert, 11, Student at Smith Middle School  
Grace, 8, Student at Allen Elementary School

### **C. EDUCATIONAL POLICIES COMMITTEE**

No separate action taken.

## VIII. GENERAL DISCUSSION - CALL OF MEMBERS

Mr. Snyder noted the very positive morning spent with the Vice President for Finance and his staff and that he is excited about the ERP System being developed and the enhanced functionality of our financial systems.

Ms. Miller indicated she and Student Trustee Basora are coordinating a statewide Student Trustee conference in Athens, April 8 and 9, 2000 and invited Trustees to join them if possible. She also mentioned that she and two other university student trustees would be presenting at the Association of Governing Boards March 2000 meeting in New Orleans, Louisiana.

Mr. Grover commented he enjoyed visiting areas of the University and expressed his appreciation for those making the University the good place it is. He also thanked those dedicated people responsible for making the campus so attractive. He asked the Chairman to continue the schedule of visiting campus units.

Mr. Susany noted the promise the Appalachian Ohio Development Fund holds for Southeastern Ohio. He encouraged the Trustees to respond quickly to the multicultural recruitment and retention strategy being led by Assistant Vice President Christine Taylor.

Mrs. Ong stated she liked the format of the meeting and that the issue of student refunds (loan refunds) needed additional review and study.

Mr. Emrick indicated he appreciated the presentations of Vice Presidents Raley and Siemer and their staffs and welcomed Leesa Brown, assistant vice president for communications. He thanked President Glidden for his excellent presentation on technology at the City Club of Cleveland, November 19, 1999.

Mr. Basora stated he, too, liked the Appalachian Ohio Development Fund and noted the opportunity this presented for students.

Mr. Browning indicated the Trustee meetings continue to be a great reorientation to the University for him. He stated that while the Trustees face many compelling issues, the reconsideration of the curriculum seems critical.

Dr. Ackerman stated each segment of the Trustees' meeting had been meaningful to her. She encouraged the administration to consider standardizing our "mark" and thanked Vice President Siemer for his presentation of financial information. She asked Trustees to seriously consider the multicultural issues discussed during their meetings and to seek meaningful institutional solutions.

President Glidden noted the meeting was an excellent and productive one and thanked those responsible for its organization and presentations. He stated our athletics program had just been granted certification by the NCAA and thanked William Smith, assistant to the president for institutional equity, for his leadership of this effort.

He commented he was delighted with the reorganization changes in the new Vice President for Advancement Area, welcomed Leesa Brown, assistant vice president for communications, and noted we were placing "on hold" the retaining of a public relations consultant in order to give the new area time to assess critical needs. The President stated early efforts of our capital campaign were going well and that totals may reach \$50 million by the end of the year.

Chairman Goodman thanked all Trustees for taking to heart the meeting format of visiting campus units. He thanked President Glidden and Secretary Geiger for the organization of the meeting and responding to Trustees' suggestions. He reminded Trustees of the March 3, 2000 retreat to be held in Columbus and commented strategic planning issues will be considered. The Chairman stated he would appoint a small committee to study and report back to the Trustees the possibility of developing a Trustees meeting area at The Ridges.

## **IX. ANNOUNCEMENT OF NEXT STATED MEETING**

Chairman Goodman announced the Board of Trustees would meet next on the Eastern Campus, Thursday, January 27, 2000, for committee/study sessions and Friday, January 28, 2000, for the formal board meeting.

## **X. ADJOURNMENT**

Determining there was no further business to come before the Board, Chairman Goodman adjourned the meeting at 4:30 p.m. and the Trustees voted to move to an executive session.

## EXECUTIVE SESSION

4:30 p.m. Friday, December 3, 1999  
McGuffey Hall Trustees Room  
Ohio University, Athens Campus

On a motion by Mr. Goodman and a second by Mr. Snyder, the Ohio University Trustees resolved to hold an executive session to consider personnel under Section 121.22(G)(1), real estate matters under Section 121.22(G)(2), and litigation or the threat thereof under Section 121.22(G)(3) and preparation for collective bargaining sessions under Section 121.22 (G)(4) of the Ohio Revised Code and for meeting with the External Auditors as permitted by the Code on this the third day of December 1999.

On a roll call vote Dr. Ackerman, Mr. Browning, Mr. Emrick, Mr. Grover, Mr. Goodman, Mrs. Ong, and Mr. Snyder voted aye. This constituted a quorum. President Robert Glidden and Board Secretary Alan Geiger attended the session.

### Personnel

No personnel matters were considered.

### Real Estate

No real estate matters were considered.

### Litigation

Chairman Goodman reported that University Counsel John Burns and the University have been asked to enter into a memorandum of understanding with the State of Ohio Attorney General regarding his, or for that matter any university counsel's, conditions of employment and termination. The chairman reported Mr. Burns generally supports the memorandum as now drafted. Trustees expressed some reservation about the agreement and the possibility it creates for the politicizing of our counselor's office. Mr. Goodman will report at the January 2000 meetings on the outcome of this matter.

### **External Auditor Meeting**

External Auditors KPMG represented by Dave Weaver, engagement partner, and Scott Heitkamp, engagement manager, presented findings of their audit and responded to questions from Trustees. The changing nature of the audit was reviewed and the fact the audit was a clean one was noted and appreciated. When specifically asked, Mr. Weaver commented there was nothing they knew that Trustees should be aware of. Mr. Weaver commented the institution's developing financial system will assist them as well as provide financial performance measures to the administration and Trustees. The auditors thanked Vice President Siemer and his staff for their support.

### **Preparation for Collective Bargaining**

No matters were considered.

Determining there was no further business to come before the Board, Chairman Goodman adjourned the Executive Session at 5:05 p.m.



## **XI. CERTIFICATION OF SECRETARY**

Notice of this meeting and its conduct was in accordance with Resolution 1975 - 240 of the Board, which resolution was adopted on November 5, 1975, in accordance with Section 121.22(F) of the Ohio Revised Code and of the State Administration Procedures Act.

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N. Victor Goodman  
Chairman

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Alan H. Geiger  
Secretary