



MINUTES
FOR MEETING
OF THE BOARD OF TRUSTEES
OF GRAND VALLEY STATE UNIVERSITY

The fourth meeting in 2013 of the Board of Trustees of Grand Valley State University was held at GVSU's Detroit Center in Detroit, Michigan, on Friday, November 1, 2013.

The following members of the Board were present:

David S. Hooker
John C. Kennedy
Mary L. Kramer
Shelley E. Padnos, Chair
John G. Russell
Michael D. Thomas, Vice Chair
David L. Way
Kate Pew Wolters
Thomas J. Haas, President, Ex Officio

The following Executive and Board officers were present:

Jeanne J. Arnold, Vice President for Inclusion and Equity
Jim Bachmeier, Vice President for Finance and Administration,
and Treasurer, Board of Trustees
Thomas A. Butcher, University Counsel
Gayle R. Davis, Provost and Vice President for Academic and Student Affairs
Teri L. Losey, Executive Associate to the President and Secretary, Board of Trustees
Karen M. Loth, Vice President for Development
Matthew E. McLogan, Vice President for University Relations

The meeting was called to order at 12:03 p.m.

I. SECRETARY'S REPORT

13-4-1 (1) Approval of Minutes of Prior Meeting

On motion by Mr. Russell and second by Mrs. Wolters, the following resolution was adopted unanimously:

RESOLVED, that the minutes of the meeting, held July 12, 2013, are approved as distributed.

13-4-2 (2) Motion to Adopt Agenda

On motion by Mrs. Wolters and second by Mr. Kennedy, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees agenda for the November 1, 2013, meeting is approved as distributed.

13-4-3 (3) Personnel Actions

On motion by Mr. Russell and second by Mr. Thomas, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approves the personnel actions as reported at this meeting.

II. GENERAL REPORTS

13-4-4 (4) Development Division Report

On motion by Mrs. Wolters and second by Mr. Way, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees gratefully accepts the gifts and pledge payments of \$4,906,871.94 from the University presented at this meeting for June 1, 2013 through September 30, 2013.

13-4-5 (5) GVU Foundation Ratification of Governor/Board Members

On motion by Mr. Hooker and second by Mr. Russell, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approve with appreciation the Grand Valley University Foundation Governor/Board Members as presented at this meeting.

13-4-6 (6) Alumni Association Report

II. GENERAL REPORTS cont'd.

- 13-4-7 (7) Enrollment Report - Winter, Summer, Fall 2013
- 13-4-8 (8) Financial Aid Report – Fall 2013
- 13-4-9 (9) Housing and Dining Report – Fall 2013
- 13-4-10 (10) New Program Proposal – School Psychology Program

On motion by Mr. Russell and second by Mr. Hooker, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approve the changes to Chapter 3 of the *Administrative Manual* to include the School Psychology Program.

Section A – Psy.S. Psychological Specialist

Section C.2 Graduate Degree Programs – School Psychology M.S.

Section C.3 Special Degree Programs – Psychological Specialist Psy.S.

- 13-4-11 (11) Revisions to the Administrative Manual, Chapter 4, Section 2.30.10.C (Faculty) and Section 4.9.10.C (Executive, Administrative and Professional Staff), Medical Insurance for Retirees

On motion by Mr. Hooker and second by Mr. Russell, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approves the changes to Chapter 4, Section 2.30.10.C (Faculty) and Section 4.9.10.C (Executive, Administrative and Professional Staff), Medical Insurance for Retirees of the *Administrative Manual* as presented at this meeting.

- 13-4-12 (12) FY 2015 Capital Outlay Budget Request and Five-Year Plan

On motion by Mrs. Wolters and second by Mr. Thomas, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approve the Capital Outlay Budget Request for Fiscal Year 2015 and the Five-Year Capital Outlay Plan as presented at this meeting.

- 13-4-13 (13) 2012-2013 Annual Financial Statements

On motion by Mr. Hooker and second by Mr. Kennedy, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approves the 2012-2013 Annual Financial Statements as presented at this meeting.

II. GENERAL REPORTS cont'd.

13-4-14 (14) 2012-2013 Annual Endowment Fund Report

On motion by Mr. Kennedy and second by Mr. Russell, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approves the 2012-2013 Annual Endowment Fund Report as presented at this meeting.

13-4-15 (15) Allendale Classroom/Labs Building, Laker Marketplace and Au Sable Hall Addition Debt Financing

On motion by Mr. Kennedy and second by Mrs. Wolters, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approves the Allendale Classroom/Labs Building, Laker Marketplace and Au Sable Hall Addition Debt Financing as presented at this meeting.

13-4-16 (16) Robert Kleiner Commons Dining Expansion

On motion by Mr. Hooker and second by Mr. Way, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approves:

1. the selection of Fishbeck, Thompson, Carr and Huber, Inc., as the project architect and engineer,
2. the selection of Triangle Associates, Inc., as construction manager for the project,
3. the budget of \$7,500,000 established for this project; the source of funds to be existing University General Funds and proceeds from Aramark,
4. the schedule established for the project,
5. authorizing the University administration to submit required documents to the State of Michigan, and
6. authorizing the University administration to award additional contracts, as necessary, to complete the project.

13-4-17 (17) Strategic Water Quality Initiative (SAW) Grant Application

On motion by Mrs. Wolters and second by Mr. Way, the following resolution was adopted unanimously:

II. GENERAL REPORTS cont'd.

WHEREAS, Part 52 (strategic water quality initiatives) of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended ("Part 52"), provides at MCL 324.5204e that the Michigan Finance Authority (the "MFA") in consultation with the Michigan Department of Environmental Quality (the "DEQ") shall establish a strategic water quality initiatives grant program; and

WHEREAS, in accordance with the provisions of 2012 PA 511, which provides grants to municipalities for sewage collection and treatment systems or storm water or nonpoint source pollution control; and

WHEREAS, in accordance with the provisions of 1985 PA 227, as amended, Part 52, and other applicable provisions of law, the MFA, the DEQ, and the Municipality that is a grant recipient shall enter into a grant agreement (the "SAW Grant Agreement") that requires the Municipality to repay the grant under certain conditions as set forth in MCL 324.5204e, as amended; and

WHEREAS, the Municipality does hereby determine it necessary to (*select one or more*) ☒ establish an asset management plan, ☒ establish a stormwater management plan, ☐ establish a plan for wastewater/stormwater, ☐ establish a design of wastewater/stormwater, ☐ pursue innovative technology, or ☐ initiate construction activities (up to \$500,000 for disadvantaged community).

WHEREAS, it is the determination of the Municipality that at this time, a grant in the aggregate principal amount not to exceed \$200,000 ("Grant") be requested from the MFA and the DEQ to pay for the above-mentioned undertaking(s); and

WHEREAS, the Municipality shall obtain this Grant by entering into the SAW Grant Agreement with the MFA and the DEQ.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Associate Vice President for Facilities Planning (*title of the designee's position*), a position currently held by James R. Moyer (*name of the designee*), is designated as the Authorized Representative for purposes of the SAW Grant Agreement.

2. The proposed form of the SAW Grant Agreement between the Municipality, the MFA and DEQ (attached Sample Grant Agreement) is hereby approved and the Authorized Representative is authorized and directed to execute the SAW Grant Agreement with such revisions as are permitted by law and agreed to by the Authorized Representative.

II. GENERAL REPORTS cont'd.

3. The Municipality shall repay the Grant, within 90 days of being informed to do so, with interest at a rate not to exceed 8 percent per year, to the Authority if the Municipality is unable to, or decides not to, proceed with constructing the project or implementing the asset management program for which the funding is provided within 3 years of the Grant award.

4. The Grant, if repayable, shall be a first budget obligation of the Municipality, and the Municipality is required, if necessary, to levy ad valorem taxes on all taxable property in the Municipality for the payment thereof, subject to applicable constitutional, statutory and Municipality tax rate limitations.

5. The Municipality shall not invest, reinvest or accumulate any moneys deemed to be Grant funds, nor shall it use Grant funds for the general local government administration activities or activities performed by municipal employees that are unrelated to the project.

6. The Authorized Representative is hereby jointly or severally authorized to take any actions necessary to comply with the requirements of the MFA and the DEQ in connection with the issuance of the Grant. The Authorized Representative is hereby jointly or severally authorized to execute and deliver such other contracts, certificates, documents, instruments, applications and other papers as may be required by the MFA or the DEQ or as may be otherwise necessary to effect the approval and delivery of the Grant.

7. The Municipality acknowledges that the SAW Grant Agreement is a contract between the Municipality, the MFA and the DEQ.

8. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution are rescinded.

13-4-18 (18) Real Estate

(18a) Expanded Health-Related Campus

On motion by Mrs. Wolters and second by Mr. Way, the following resolution was adopted unanimously:

WHEREAS, Grand Valley State University is the premier provider of health education in west Michigan;

AND WHEREAS, the University has already acquired some property toward the expansion of its health-related campus;

AND WHEREAS, eighty-three parcels of land owned by various parties within city blocks in Grand Rapids bounded by Hastings Street, Trowbridge

II. GENERAL REPORTS cont'd.

Street, Clancy Avenue and College Avenue have been assembled are available for purchase;

AND WHEREAS, the University will continue the development of its planning for its health-related programs and space needs to support those programs;

AND WHEREAS, the University desires to have the properties managed during the planning phase.

THEREFORE LET IT BE RESOLVED:

That the Grand Valley State University Board of Trustees ("Board") authorizes the purchase of the properties as presented at this meeting for the price of \$18,900,000, which is exclusive of transactional costs. The properties are as follows:

Parcel Numbers:

41-14-19-377-001	41-14-19-379-032	41-14-19-451-023
41-14-19-377-005	41-14-19-379-009	41-14-19-451-022
41-14-19-377-006	41-14-19-379-033	41-14-19-451-021
41-14-19-377-008	41-14-19-379-034	41-14-19-451-020
41-14-19-377-009	41-14-19-379-044	41-14-19-451-019
41-14-19-377-010	41-14-19-379-024	41-14-19-451-018
41-14-19-377-027	41-14-19-379-043	41-14-19-451-017
41-14-19-377-026	41-14-19-379-042	41-14-19-377-002
41-14-19-377-024	41-14-19-379-041	41-14-19-377-003
41-14-19-377-028	41-14-19-379-040	41-14-19-452-001
41-14-19-377-023	41-14-19-379-039	41-14-19-452-002
41-14-19-377-021	41-14-19-379-038	41-14-19-452-003
41-14-19-377-020	41-14-19-379-037	41-14-19-452-004
41-14-19-377-019	41-14-19-379-036	41-14-19-452-005
41-14-19-377-018	41-14-19-451-028	41-14-19-379-014
41-14-19-377-017	41-14-19-451-006	41-14-19-379-035
41-14-19-377-016	41-14-19-451-007	41-14-19-452-006
41-14-19-377-015	41-14-19-451-008	41-14-19-452-007
41-14-19-377-014	41-14-19-451-009	41-14-19-452-008
41-14-19-377-004	41-14-19-451-010	41-14-19-452-009
41-14-19-377-028	41-14-19-451-011	41-14-19-452-019
41-14-19-379-025	41-14-19-451-012	41-14-19-451-016
41-14-19-379-026	41-14-19-451-013	-----
41-14-19-379-027	41-14-19-451-014	41-14-19-452-020
41-14-19-379-028	41-14-19-451-015	41-14-19-452-018
41-14-19-379-029	41-14-19-451-025	41-14-19-452-017
41-14-19-379-030	41-14-19-451-026	41-14-19-452-016
41-14-19-379-031	41-14-19-451-024	41-14-19-452-015

II. GENERAL REPORTS cont'd.

FURTHER RESOLVED, that the Board authorizes the Treasurer and Assistant Treasurer to execute any and all documents to effectuate the transaction and that the source of funds for the acquisition of the property shall be Campus Development Fund.

FURTHER RESOLVED, that the Board authorizes the management of the properties until such time as deemed necessary for development of the health campus as determined by the Treasurer.

(18b) Real Estate - Allendale

On motion by Mrs. Wolters and second by Mr. Hooker, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees of Grand Valley State University authorizes the purchase of real estate (Parcel #70-10-31-200-018) from the Grand Rapids District Board of Missions and Church Extension of the United Methodist Church for the price of \$136,000, exclusive of closing costs, subject to the terms and conditions acceptable to the President.

FURTHER RESOLVED, that the Board authorizes the Treasurer and Assistant Treasurer to execute any and all documents to effectuate the transaction and that the source of funds for the acquisition of the property shall be the Campus Development Fund.

13-4-19 (19) 2012-2013 Department of Intercollegiate Athletics Annual Report

13-4-20 (20) Charter Schools Report

On motion by Mr. Russell and second by Mr. Hooker, the following resolution was adopted unanimously:

Authorization of Eagle's Nest Academy 6a Contract

WHEREAS, the Michigan Legislature has provided for the establishment of public school academies as part of the Michigan public school system by enacting Act No. 362 of the Public Acts of 1993; and

WHEREAS, according to this legislation, the Grand Valley State University Board of Trustees (the "Board of Trustees"), as the governing body of a state public university, is an authorizing body empowered to issue contracts to organize and operate public school academies; and

WHEREAS, the Michigan Legislature has mandated that public school academy contracts be issued on a competitive basis taking into consideration the resources available for the proposed public school academy, the population to be served by the proposed public school academy, and the educational goals to be achieved by the proposed public school academy; and

II. GENERAL REPORTS cont'd.

WHEREAS, the Grand Valley State University Board of Trustees, having requested applications for organizing public school academies and having reviewed the applications according to the provisions set forth by the Michigan Legislature;

NOW, THEREFORE, BE IT RESOLVED:

1. That the application for Eagle's Nest Academy ("Academy"), located at 1159 E. Foss Avenue, Flint, MI 48505, submitted under Section 502 of the Revised School Code, meets the Board of Trustees' requirements and the requirements of applicable law, is therefore approved;
2. That the Board of Trustees establishes the method of selection, length of term and number of members of the Academy's Board of Directors as follows:

Method of Selection and Appointment of Academy Board Members:

- a. Initial Academy Board Member Nominations and Appointments: As part of the public school academy application, the public school academy applicant shall propose to the Director of the University Charter Schools Office ("Director"), the names of proposed individuals to serve on the initial board of directors of the proposed public school academy. When the Director recommends an initial contract for approval to the Board of Trustees, he/she shall include recommendations for initial Academy Board members. These recommendations may, but are not required to, include individuals proposed by the public school academy applicant. To be considered for appointment, the nominees must have completed the required board member candidate application materials, including at least (i) the Academy Board Member Questionnaire prescribed by the University Charter Schools Office; and (ii) the Criminal Background Check Report prescribed by the University Charter Schools Office.
- b. Subsequent Academy Board Member Nominations and Appointments: Except as provided in paragraph (2) below, the Academy Board may nominate individuals for subsequent Academy Board of Director positions. As part of the appointment process, the Academy Board may submit to the Director: (i) the name of the nominee; (ii) the board member candidate application materials identified in paragraph (a) above; and (iii) a copy of the Academy Board nominating resolution. The Director may or may not recommend the proposed nominee submitted by the Academy Board. If the

II. GENERAL REPORTS cont'd.

Director does not recommend a nominee submitted by the Academy Board, the Director shall select a nominee and forward that recommendation to the Board of Trustees for appointment. The Board of Trustees shall have the sole and exclusive right to appoint members to the Academy Board.

- c. Exigent Appointments: When the Director determines an “exigent condition” exists which requires him/her to make an appointment to a public school academy’s board of directors, the Director, with University President approval, may immediately appoint a person to serve as a public school academy board member for the time specified, but not longer than the next meeting held by the Board of Trustees when a regular appointment may be made by the Board of Trustees. The Director shall make the appointment in writing and notify the public school academy’s board of directors of the appointment. Exigent conditions include, but are not limited to when an Academy Board seat is vacant, when a Academy Board cannot reach a quorum, when the Board of Trustees determines that an Academy Board member’s service is no longer required, when an Academy Board member is removed, when an Academy Board fails to fill a vacancy, or other reasons which would prohibit the Academy Board from taking action without such an appointment.
3. Qualifications of Academy Board Members: To be qualified to serve on the Academy Board, a person shall: (a) be a citizen of the United States; (b) reside in the State of Michigan; (c) submit all materials requested by the GVSU Charter Schools Office including, but not limited to, a GVSU Academy Board Member Questionnaire and a release for criminal history background check; (d) not be an employee of the Academy; (e) not be a director, officer, or employee of a company or other entity that contracts with the Academy; and (f) not be an employee or representative of GVSU or be a member of the Board of Trustees.
4. Oath /Acceptance of Office / Voting Rights: Following appointment by the Board of Trustees, Academy Board Appointees may begin their legal duties, including the right to vote, after they have signed an Acceptance of Public Office form and taken the Oath or Affirmation of Public Office administered by a member of the Academy Board, other public official or notary public.
5. Length of Term; Removal: An appointed Academy Board member is an “at will” board member who shall serve at the pleasure of the Board of Trustees for a term of office not to exceed three (3) years. Regardless of the length of term, terms shall end on June 30 of the

II. GENERAL REPORTS cont'd.

final year of service, unless shorter due to other provisions of this resolution. A person appointed to serve as an Academy Board member may be reappointed to serve additional terms. When an Academy Board member is appointed to complete the term of service of another Academy Board member, their service ends at the end of the previous Academy Board member's term.

If the Board of Trustees determines that an Academy Board member's service in office is no longer required, then the Board of Trustees may remove an Academy board member with or without cause and shall specify the date when the Academy Board member's service ends. An Academy Board member may be removed from office by a two-thirds (2/3) vote of the Academy's Board for cause.

6. Resignations: A member of the Academy Board may resign from office by submitting a written resignation or by notifying the Director. The resignation is effective upon receipt by the Director, unless a later date is specified in the resignation. A written notice of resignation is not required. If no such written notification is provided, then the Director shall confirm a resignation in writing. The resignation shall be effective upon the date the Director sends confirmation to the resigning Academy Board member.
7. Vacancy: An Academy Board position shall be considered vacant when an Academy Board member:
 - a. Resigns
 - b. Dies
 - c. Is removed from Office
 - d. Is convicted of a felony
 - e. Ceases to be qualified
 - f. Is incapacitated
8. Filling a Vacancy: The Academy Board may nominate and the Director shall recommend or temporarily appoint persons to fill a vacancy as outlined in the "Subsequent Appointments" and "Exigent Appointments" procedures in this resolution.
9. Number of Academy Board Member Positions: The number of member positions of the Academy Board of Directors shall be five (5), seven (7) or nine (9), as determined from time to time by the Academy Board.
10. Quorum: In order to legally transact business the Academy Board shall have a quorum physically present at a duly called meeting of the Academy Board. A "quorum" shall be defined as follows:

II. GENERAL REPORTS cont'd.

# of Academy Board positions	# required for Quorum
Five (5)	Three (3)
Seven (7)	Four (4)
Nine (9)	Five (5)

11. Manner of Acting: The Academy Board shall be considered to have “acted,” when a duly called meeting of the Academy Board has a quorum present and the number of board members voting in favor of an action is as follows:

# of Academy Board positions	# for Quorum	# required to act
Five (5)	Three (3)	Three (3)
Seven (7)	Four (4)	Four (4)
Nine (9)	Five (5)	Five (5)

12. Initial Members of the Board of Directors: The Grand Valley State University Board of Trustees appoints the following persons to serve as the initial members of the Academy’s Board of Directors for the designated term of office set forth below:

Nathel Burtley	1 year term expiring June 30, 2014
Glenn M.D. Cotton	2 year term expiring June 30, 2015
Patrick McNeal	2 year term expiring June 30, 2015
LaShanda R. Osborn	3 year term expiring June 30, 2016
Blake D. Strozier	3 year term expiring June 30, 2016

13. The Board of Trustees approves and authorizes the execution of a contract to charter a public school academy to the Academy and authorizes the University President or designee to issue a contract to charter a public school academy and related documents (“Contract”) to the Academy, provided that, before execution of the Contract, the University President or designee affirms that all terms of the contract have been agreed upon and the Academy is able to comply with all terms and conditions of the Contract and Applicable Law. This resolution shall be incorporated in and made part of the Contract.
14. Within ten days after the Board of Trustees issues the Contract, the Director will submit the Contract to the Michigan Department of Education. Pursuant to the State School Aid Act of 1979, the Michigan Department of Education shall, within thirty days after the Contract is submitted to the Michigan Department of Education, issue a district code number to each public school academy that is authorized under the Revised School Code and is eligible to receive funding under the State School Aid Act. By approving and issuing the Contract, the Board of Trustees is not responsible for the Michigan Department of Education’s issuance or non-issuance of a district code number. As a condition precedent to the Board of Trustees’ issuance

II. GENERAL REPORTS cont'd.

of the Contract, the Applicant, the Academy and the Academy's Board of Directors shall acknowledge and agree that the Board of Trustees, Grand Valley State University, its officers, employees and agents are not responsible for any action taken by the Academy in reliance upon the Michigan Department of Education's issuance of a district code number to the Academy, or for any Michigan Department of Education's decision resulting in the non-issuance of a district code number to the Academy.

Authorization of Early Career Academy 6a Contract

WHEREAS, the Michigan Legislature has provided for the establishment of public school academies as part of the Michigan public school system by enacting Act No. 362 of the Public Acts of 1993; and

WHEREAS, according to this legislation, the Grand Valley State University Board of Trustees (the "Board of Trustees"), as the governing body of a state public university, is an authorizing body empowered to issue contracts to organize and operate public school academies; and

WHEREAS, the Michigan Legislature has mandated that public school academy contracts be issued on a competitive basis taking into consideration the resources available for the proposed public school academy, the population to be served by the proposed public school academy, and the educational goals to be achieved by the proposed public school academy; and

WHEREAS, the Grand Valley State University Board of Trustees, having requested applications for organizing public school academies and having reviewed the applications according to the provisions set forth by the Michigan Legislature;

NOW, THEREFORE, BE IT RESOLVED:

1. That the application for Early Career Academy ("Academy"), located at 1522 East Big Beaver Road, Troy, MI 48303, submitted under Section 502 of the Revised School Code, meets the Board of Trustees' requirements and the requirements of applicable law, is therefore approved;
2. That the Board of Trustees establishes the method of selection, length of term and number of members of the Academy's Board of Directors as follows:

II. GENERAL REPORTS cont'd.

Method of Selection and Appointment of Academy Board Members:

- a. Initial Academy Board Member Nominations and Appointments: As part of the public school academy application, the public school academy applicant shall propose to the Director of the University Charter Schools Office ("Director"), the names of proposed individuals to serve on the initial board of directors of the proposed public school academy. When the Director recommends an initial contract for approval to the Board of Trustees, he/she shall include recommendations for initial Academy Board members. These recommendations may, but are not required to, include individuals proposed by the public school academy applicant. To be considered for appointment, the nominees must have completed the required board member candidate application materials, including at least (i) the Academy Board Member Questionnaire prescribed by the University Charter Schools Office; and (ii) the Criminal Background Check Report prescribed by the University Charter Schools Office.
- b. Subsequent Academy Board Member Nominations and Appointments: Except as provided in paragraph (2) below, the Academy Board may nominate individuals for subsequent Academy Board of Director positions. As part of the appointment process, the Academy Board may submit to the Director: (i) the name of the nominee; (ii) the board member candidate application materials identified in paragraph (a) above; and (iii) a copy of the Academy Board nominating resolution. The Director may or may not recommend the proposed nominee submitted by the Academy Board. If the Director does not recommend a nominee submitted by the Academy Board, the Director shall select a nominee and forward that recommendation to the Board of Trustees for appointment. The Board of Trustees shall have the sole and exclusive right to appoint members to the Academy Board.
- c. Exigent Appointments: When the Director determines an "exigent condition" exists which requires him/her to make an appointment to a public school academy's board of directors, the Director, with University President approval, may immediately appoint a person to serve as a public school academy board member for the time specified, but not longer than the next meeting held by the Board of Trustees when a regular appointment may be made by the Board of Trustees. The Director shall make the appointment in writing and notify the public school academy's board of directors of the appointment. Exigent conditions include, but are not limited to

II. GENERAL REPORTS cont'd.

when an Academy Board seat is vacant, when a Academy Board cannot reach a quorum, when the Board of Trustees determines that an Academy Board member's service is no longer required, when an Academy Board member is removed, when an Academy Board fails to fill a vacancy, or other reasons which would prohibit the Academy Board from taking action without such an appointment.

3. Qualifications of Academy Board Members: To be qualified to serve on the Academy Board, a person shall: (a) be a citizen of the United States; (b) reside in the State of Michigan; (c) submit all materials requested by the GVSU Charter Schools Office including, but not limited to, a GVSU Academy Board Member Questionnaire and a release for criminal history background check; (d) not be an employee of the Academy; (e) not be a director, officer, or employee of a company or other entity that contracts with the Academy; and (f) not be an employee or representative of GVSU or be a member of the Board of Trustees.
4. Oath /Acceptance of Office / Voting Rights: Following appointment by the Board of Trustees, Academy Board Appointees may begin their legal duties, including the right to vote, after they have signed an Acceptance of Public Office form and taken the Oath or Affirmation of Public Office administered by a member of the Academy Board, other public official or notary public.
5. Length of Term; Removal: An appointed Academy Board member is an "at will" board member who shall serve at the pleasure of the Board of Trustees for a term of office not to exceed three (3) years. Regardless of the length of term, terms shall end on June 30 of the final year of service, unless shorter due to other provisions of this resolution. A person appointed to serve as an Academy Board member may be reappointed to serve additional terms. When an Academy Board member is appointed to complete the term of service of another Academy Board member, their service ends at the end of the previous Academy Board member's term.

If the Board of Trustees determines that an Academy Board member's service in office is no longer required, then the Board of Trustees may remove an Academy board member with or without cause and shall specify the date when the Academy Board member's service ends. An Academy Board member may be removed from office by a two-thirds (2/3) vote of the Academy's Board for cause.

6. Resignations: A member of the Academy Board may resign from office by submitting a written resignation or by notifying the Director. The resignation is effective upon receipt by the Director, unless a later

II. GENERAL REPORTS cont'd.

date is specified in the resignation. A written notice of resignation is not required. If no such written notification is provided, then the Director shall confirm a resignation in writing. The resignation shall be effective upon the date the Director sends confirmation to the resigning Academy Board member.

7. Vacancy: An Academy Board position shall be considered vacant when an Academy Board member:
 - a. Resigns
 - b. Dies
 - c. Is removed from Office
 - d. Is convicted of a felony
 - e. Ceases to be qualified
 - f. Is incapacitated
8. Filling a Vacancy: The Academy Board may nominate and the Director shall recommend or temporarily appoint persons to fill a vacancy as outlined in the “Subsequent Appointments” and “Exigent Appointments” procedures in this resolution.
9. Number of Academy Board Member Positions: The number of member positions of the Academy Board of Directors shall be five (5), seven (7) or nine (9), as determined from time to time by the Academy Board.
10. Quorum: In order to legally transact business the Academy Board shall have a quorum physically present at a duly called meeting of the Academy Board. A “quorum” shall be defined as follows:

# of Academy Board positions	# required for Quorum
Five (5)	Three (3)
Seven (7)	Four (4)
Nine (9)	Five (5)

11. Manner of Acting: The Academy Board shall be considered to have “acted,” when a duly called meeting of the Academy Board has a quorum present and the number of board members voting in favor of an action is as follows:

# of Academy Board positions	# for Quorum	# required to act
Five (5)	Three (3)	Three (3)
Seven (7)	Four (4)	Four (4)
Nine (9)	Five (5)	Five (5)

12. Initial Members of the Board of Directors: The Grand Valley State University Board of Trustees appoints the following persons to serve

II. GENERAL REPORTS cont'd.

as the initial members of the Academy's Board of Directors for the designated term of office set forth below:

George Corser	1 year term expiring June 30, 2014
Brian J. Fifelski	2 year term expiring June 30, 2015
Joyce L. Memminger	2 year term expiring June 30, 2015
Jennifer L. Meyers	3 year term expiring June 30, 2016
Elisabeth B. Nevitt	3 year term expiring June 30, 2016

13. The Board of Trustees approves and authorizes the execution of a contract to charter a public school academy to the Academy and authorizes the University President or designee to issue a contract to charter a public school academy and related documents ("Contract") to the Academy, provided that, before execution of the Contract, the University President or designee affirms that all terms of the contract have been agreed upon and the Academy is able to comply with all terms and conditions of the Contract and Applicable Law. This resolution shall be incorporated in and made part of the Contract.
14. Within ten days after the Board of Trustees issues the Contract, the Director will submit the Contract to the Michigan Department of Education. Pursuant to the State School Aid Act of 1979, the Michigan Department of Education shall, within thirty days after the Contract is submitted to the Michigan Department of Education, issue a district code number to each public school academy that is authorized under the Revised School Code and is eligible to receive funding under the State School Aid Act. By approving and issuing the Contract, the Board of Trustees is not responsible for the Michigan Department of Education's issuance or non-issuance of a district code number. As a condition precedent to the Board of Trustees' issuance of the Contract, the Applicant, the Academy and the Academy's Board of Directors shall acknowledge and agree that the Board of Trustees, Grand Valley State University, its officers, employees and agents are not responsible for any action taken by the Academy in reliance upon the Michigan Department of Education's issuance of a district code number to the Academy, or for any Michigan Department of Education's decision resulting in the non-issuance of a district code number to the Academy.

Authorization of Grand River Academy 6a Contract

WHEREAS, the Michigan Legislature has provided for the establishment of public school academies as part of the Michigan public school system by enacting Act No. 362 of the Public Acts of 1993; and

WHEREAS, according to this legislation, the Grand Valley State University Board of Trustees (the "Board of Trustees"), as the governing body of a state

II. GENERAL REPORTS cont'd.

public university, is an authorizing body empowered to issue contracts to organize and operate public school academies; and

WHEREAS, the Michigan Legislature has mandated that public school academy contracts be issued on a competitive basis taking into consideration the resources available for the proposed public school academy, the population to be served by the proposed public school academy, and the educational goals to be achieved by the proposed public school academy; and

WHEREAS, the Grand Valley State University Board of Trustees, having requested applications for organizing public school academies and having reviewed the applications according to the provisions set forth by the Michigan Legislature;

NOW, THEREFORE, BE IT RESOLVED:

1. That the application for Grand River Academy ("Academy"), located at 28111 Eight Mile Road, Livonia, MI 48152, submitted under Section 502 of the Revised School Code, meets the Board of Trustees' requirements and the requirements of applicable law, is therefore approved;
2. That the Board of Trustees establishes the method of selection, length of term and number of members of the Academy's Board of Directors as follows:

Method of Selection and Appointment of Academy Board Members:

- a. Initial Academy Board Member Nominations and Appointments: As part of the public school academy application, the public school academy applicant shall propose to the Director of the University Charter Schools Office ("Director"), the names of proposed individuals to serve on the initial board of directors of the proposed public school academy. When the Director recommends an initial contract for approval to the Board of Trustees, he/she shall include recommendations for initial Academy Board members. These recommendations may, but are not required to, include individuals proposed by the public school academy applicant. To be considered for appointment, the nominees must have completed the required board member candidate application materials, including at least (i) the Academy Board Member Questionnaire prescribed by the University Charter Schools Office; and (ii) the Criminal Background Check Report prescribed by the University Charter Schools Office.

II. GENERAL REPORTS cont'd.

- b. Subsequent Academy Board Member Nominations and Appointments: Except as provided in paragraph (2) below, the Academy Board may nominate individuals for subsequent Academy Board of Director positions. As part of the appointment process, the Academy Board may submit to the Director: (i) the name of the nominee; (ii) the board member candidate application materials identified in paragraph (a) above; and (iii) a copy of the Academy Board nominating resolution. The Director may or may not recommend the proposed nominee submitted by the Academy Board. If the Director does not recommend a nominee submitted by the Academy Board, the Director shall select a nominee and forward that recommendation to the Board of Trustees for appointment. The Board of Trustees shall have the sole and exclusive right to appoint members to the Academy Board.
 - c. Exigent Appointments: When the Director determines an “exigent condition” exists which requires him/her to make an appointment to a public school academy’s board of directors, the Director, with University President approval, may immediately appoint a person to serve as a public school academy board member for the time specified, but not longer than the next meeting held by the Board of Trustees when a regular appointment may be made by the Board of Trustees. The Director shall make the appointment in writing and notify the public school academy’s board of directors of the appointment. Exigent conditions include, but are not limited to when an Academy Board seat is vacant, when a Academy Board cannot reach a quorum, when the Board of Trustees determines that an Academy Board member’s service is no longer required, when an Academy Board member is removed, when an Academy Board fails to fill a vacancy, or other reasons which would prohibit the Academy Board from taking action without such an appointment.
3. Qualifications of Academy Board Members: To be qualified to serve on the Academy Board, a person shall: (a) be a citizen of the United States; (b) reside in the State of Michigan; (c) submit all materials requested by the GVSU Charter Schools Office including, but not limited to, a GVSU Academy Board Member Questionnaire and a release for criminal history background check; (d) not be an employee of the Academy; (e) not be a director, officer, or employee of a company or other entity that contracts with the Academy; and (f) not be an employee or representative of GVSU or be a member of the Board of Trustees.

II. GENERAL REPORTS cont'd.

4. Oath /Acceptance of Office / Voting Rights: Following appointment by the Board of Trustees, Academy Board Appointees may begin their legal duties, including the right to vote, after they have signed an Acceptance of Public Office form and taken the Oath or Affirmation of Public Office administered by a member of the Academy Board, other public official or notary public.
5. Length of Term; Removal: An appointed Academy Board member is an "at will" board member who shall serve at the pleasure of the Board of Trustees for a term of office not to exceed three (3) years. Regardless of the length of term, terms shall end on June 30 of the final year of service, unless shorter due to other provisions of this resolution. A person appointed to serve as an Academy Board member may be reappointed to serve additional terms. When an Academy Board member is appointed to complete the term of service of another Academy Board member, their service ends at the end of the previous Academy Board member's term.

If the Board of Trustees determines that an Academy Board member's service in office is no longer required, then the Board of Trustees may remove an Academy board member with or without cause and shall specify the date when the Academy Board member's service ends. An Academy Board member may be removed from office by a two-thirds (2/3) vote of the Academy's Board for cause.

6. Resignations: A member of the Academy Board may resign from office by submitting a written resignation or by notifying the Director. The resignation is effective upon receipt by the Director, unless a later date is specified in the resignation. A written notice of resignation is not required. If no such written notification is provided, then the Director shall confirm a resignation in writing. The resignation shall be effective upon the date the Director sends confirmation to the resigning Academy Board member.
7. Vacancy: An Academy Board position shall be considered vacant when an Academy Board member:
 - a. Resigns
 - b. Dies
 - c. Is removed from Office
 - d. Is convicted of a felony
 - e. Ceases to be qualified
 - f. Is incapacitated
8. Filling a Vacancy: The Academy Board may nominate and the Director shall recommend or temporarily appoint persons to fill a

II. GENERAL REPORTS cont'd.

vacancy as outlined in the “Subsequent Appointments” and “Exigent Appointments” procedures in this resolution.

9. Number of Academy Board Member Positions: The number of member positions of the Academy Board of Directors shall be five (5), seven (7) or nine (9), as determined from time to time by the Academy Board.
10. Quorum: In order to legally transact business the Academy Board shall have a quorum physically present at a duly called meeting of the Academy Board. A “quorum” shall be defined as follows:

# of Academy Board positions	# required for Quorum
Five (5)	Three (3)
Seven (7)	Four (4)
Nine (9)	Five (5)

11. Manner of Acting: The Academy Board shall be considered to have “acted,” when a duly called meeting of the Academy Board has a quorum present and the number of board members voting in favor of an action is as follows:

# of Academy Board positions	# for Quorum	# required to act
Five (5)	Three (3)	Three (3)
Seven (7)	Four (4)	Four (4)
Nine (9)	Five (5)	Five (5)

12. Initial Members of the Board of Directors: The Grand Valley State University Board of Trustees appoints the following persons to serve as the initial members of the Academy’s Board of Directors for the designated term of office set forth below:

Jideofor N. Dallah	2 year term expiring June 30, 2015
Laura Dikeman	3 year term expiring June 30, 2016
Beauty C. Ikeri	3 year term expiring June 30, 2016

13. The Board of Trustees approves and authorizes the execution of a contract to charter a public school academy to the Academy and authorizes the University President or designee to issue a contract to charter a public school academy and related documents (“Contract”) to the Academy, provided that, before execution of the Contract, the University President or designee affirms that all terms of the contract have been agreed upon and the Academy is able to comply with all terms and conditions of the Contract and Applicable Law. This resolution shall be incorporated in and made part of the Contract.

II. GENERAL REPORTS cont'd.

14. Within ten days after the Board of Trustees issues the Contract, the Director will submit the Contract to the Michigan Department of Education. Pursuant to the State School Aid Act of 1979, the Michigan Department of Education shall, within thirty days after the Contract is submitted to the Michigan Department of Education, issue a district code number to each public school academy that is authorized under the Revised School Code and is eligible to receive funding under the State School Aid Act. By approving and issuing the Contract, the Board of Trustees is not responsible for the Michigan Department of Education's issuance or non-issuance of a district code number. As a condition precedent to the Board of Trustees' issuance of the Contract, the Applicant, the Academy and the Academy's Board of Directors shall acknowledge and agree that the Board of Trustees, Grand Valley State University, its officers, employees and agents are not responsible for any action taken by the Academy in reliance upon the Michigan Department of Education's issuance of a district code number to the Academy, or for any Michigan Department of Education's decision resulting in the non-issuance of a district code number to the Academy.

Appointment of Charter School Board of Directors

On motion by Mrs. Wolters and second by Mr. Thomas, the following resolution was adopted unanimously:

RESOLVED, the Board of Trustees appoints the Charter School Board of Directors as presented at this meeting.

- 13-4-21 (21) Accountability Report
- 13-4-22 (22) President's Report
- 13-4-23 (23) Motion to Adjourn

RESOLVED, on motion by Mr. Thomas and second by Mr. Kennedy, the meeting was adjourned at 1:27 p.m.

Shelley E. Padnos, Chair
Board of Trustees

Teri L. Losey, Secretary
Board of Trustees