



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

The first meeting in 2015 of the Board of Trustees of Grand Valley State University was held in the Multi-Purpose Room 1008B, 1st floor, L. William Seidman Center, on the Pew Grand Rapids Campus of Grand Valley State University on Friday, February 13, 2015.

The following members of the Board were present:

Victor M. Cardenas
David S. Hooker, Chair
John C. Kennedy, Vice Chair
Mary L. Kramer
John G. Russell
Megan S. Sall
David L. Way
Kate Pew Wolters
Thomas J. Haas, President, Ex Officio

The following Executive and Board officers were present:

Jim Bachmeier, Vice President for Finance and Administration,
and Treasurer, Board of Trustees
Thomas A. Butcher, Vice President and General 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
Wendy J. Wenner, Acting Vice President for Inclusion and Equity

The meeting was called to order at 11:03 a.m.

I. SECRETARY'S REPORT

15-1-1 (1) Approval of Minutes of Prior Meeting

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

RESOLVED, that the minutes of the meeting, held December 9, 2014, are approved as distributed.

15-1-2 (2) Motion to Adopt Agenda

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

RESOLVED, that the Board of Trustees agenda for the February 13, 2015, meeting is approved as distributed.

15-1-3 (3) Personnel Actions

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

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

II. GENERAL REPORTS

15-1-4 (4) Development Division Report

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

RESOLVED, that the Board of Trustees gratefully accepts the gifts and pledge payments of \$3,281,671.06 from the University presented at this meeting for October 1, 2014 through December 31, 2014.

15-1-5 (5) Master of Science in Medical Dosimetry Proposal

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

RESOLVED, that the Board of Trustees approve the change to Chapter 3, Section C.2 of the *Administrative Manual* to add the MS Medical Dosimetry program.

II. GENERAL REPORTS cont'd.

15-1-6 (6) Russian Studies – Discontinue BA Program

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

RESOLVED, that the Board of Trustees approve the change to Chapter 3, Section C.1, Undergraduate Degree Programs, of the *Administrative Manual* to delete the BA in Russian Studies program.

15-1-7 (7) Revisions to *Administrative Manual* – Chapter 4, Section 2.7 – Faculty – Probationary Appointments

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

RESOLVED, that the Board of Trustees approve the change to Chapter 4, Section 2.7 of the *Administrative Manual* as presented at this meeting.

15-1-8 (8) Audit Firm for Fiscal Year 2015

On motion by Ms. Kramer and second by Ms. Sall, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approve the selection of Plante & Moran, PLLC as the audit firm for fiscal year 2015 as presented at this meeting.

15-1-9 (9) 2015-2016 Housing Budget and Room & Board Rates

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

RESOLVED, that the Board of Trustees approves the 2015-2016 Housing Budget and Room & Board rates as presented at this meeting.

15-1-10 (10) Housing 2016

On motion by Ms. Kramer and second by Mr. Cardenas, 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 Erhardt Construction as construction manager/constructor,

II. GENERAL REPORTS cont'd.

3. the budget of \$37,000,000; the source of funds to be University-issued bonds, University General Fund, and the Housing Capital Reserve Fund,
4. the schedule established for the project,
5. the site plan as presented,
6. the floor plans as presented,
7. authorizing the University administration to submit required documents to the state of Michigan, and
8. authorizing the University administration to award additional contracts, as necessary, to complete the project.

15-1-11 (11) Student Recreation Center Addition

On motion by Ms. Kramer and second by Ms. Sall, the following resolution was adopted unanimously:

RESOLVED, that the Board of Trustees approves:

1. the selection of Integrated Architecture, LLC as the project architect and engineer,
2. the selection of Hastings+Chivetta Architects as the project design architect,
3. the selection of Erhardt Construction as the construction manager/constructor for the project,
4. the budget of \$7,800,000 established for this project; the source of funds to be the Campus Development Fund,
5. the schedule established for the project,
6. the site plan as presented,
7. the floor plans as presented,
8. authorizing the University administration to submit required documents to the state of Michigan,
9. authorizing the University administration to award additional contracts, as necessary, to complete the project.

II. GENERAL REPORTS, cont'd.

15-1-12 (12) Charter Schools Report

Authorization of Augusta Academy 6a Contract

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

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 Augusta Academy ("Academy"), located at 600 West Michigan Avenue, Augusta, MI 49012, 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.

II. GENERAL REPORTS cont'd.

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 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.

II. GENERAL REPORTS cont'd.

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 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:

II. GENERAL REPORTS cont'd.

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

Valerie A. Gilbert	2 year term expiring June 30, 2017
Jerry A. Harmon, II	2 year term expiring June 30, 2017
Anthony T. Ratti	3 year term expiring June 30, 2018
Marcea C. Schwartz	3 year term expiring June 30, 2018

13. The Board of Trustees approves and authorizes the execution of a contract to charter a public school academy to the Academy and

II. GENERAL REPORTS cont'd.

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 Preparatory High School 6a Contract

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

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 Grand River Preparatory High School ("Academy"), located at 650 52nd Street SE, Kentwood, MI 49548, 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

III. 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 final year of

II. GENERAL REPORTS cont'd.

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:

John D. Booy	2 year term expiring June 30, 2017
Pamela Cuthbertson	3 year term expiring June 30, 2018
Andrew J. DeVries Jr.	3 year term expiring June 30, 2018

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

II. GENERAL REPORTS cont'd.

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 Ms. Sall, the following resolution was adopted unanimously:

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

15-1-13 (13) President's Report

15-1-14 (14) Motion to Adjourn

RESOLVED, on motion by Ms. Sall and second by Mr. Russell, the meeting was adjourned at 11:55 a.m.

David S. Hooker, Chair
Board of Trustees

Teri L. Losey, Secretary
Board of Trustees