

**Regular Meeting of the Board of Trustees
September 23, 2008**

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UNIVERSITY OF CINCINNATI

Official Proceedings of the

Two Hundred and Eighty-Second Meeting of the Board of Trustees

(A Regular Meeting)

September 23, 2008

The Two Hundred and Eighty-Second Session of the Board of Trustees of the University of Cincinnati was opened at 10:30 a.m. on Tuesday, September 23, 2008, in the Russell C. Myers Alumni Center of the University of Cincinnati. Notice of this meeting was given in accordance with Section 121.22 of the Ohio Revised Code. The proceedings of the Board, when not otherwise provided for by its bylaws, are governed by *Robert's Rules of Order*.

H.C. Buck Niehoff, Vice Chairperson of the Board of Trustees, presided. Mr. Niehoff asked that roll be called.

BOARD MEMBERS PRESENT:

C. Francis Barrett, Anant R. Bhati,
Margaret E. Buchanan, Sandra W. Heimann,
Tom Humes, H.C. Buck Niehoff and Robert
E. Richardson, Jr.

BOARD MEMBERS ABSENT:

Gary Heiman and Jeffrey L. Wylar

ALSO PRESENT:

Nancy L. Zimpher, President;
Anthony J. Perzigian, Senior Vice President
for Academic Affairs and Provost;
Michael W. Carroll, Vice President of
Development and Alumni Affairs;
Mitchel D. Livingston, Vice President for
Student Affairs and Chief Diversity Officer;

Mitchell D. McCrate, Interim General Counsel;
James D. Plummer, Vice President for Finance;
Fred Siff, Vice President for Information Technology;
David Stern, Vice President for Health Affairs;
Gregory J. Vehr, Vice President for Governmental Relations and University Communications;
Greg Hand, University of Cincinnati Spokesperson;
Diana Hechavarria, Graduate Student Trustee;
Steve Simendinger, Alumni Representative;
Marla Hall, Faculty Representative;
Andrea Kornbluh, Faculty Representative;
Makram Suidan, Faculty Representative;
Ryan Rosensweig, Student Representative;
Susan Stringer, Executive Assistant to the Board of Trustees and Sr. Vice President for Administration and Finance;
and the public

(Prior to the Board Committee Meetings and the Regular Meeting, Vice Chairperson H.C. Buck Niehoff, began the proceedings at approximately 8:31 a.m.)

Mr. Niehoff:

Good morning everyone. Welcome. We have a number of new faces at the board table today and I'd like to introduce them. First, Steve Simendinger is our new Alumni Association President and representative of the Alumni Association. Steve has worked for the past 22 years as a Portfolio Manager at Johnson Investment Counsel and he has two degrees from the University of Cincinnati. He earned his BS degree in 1974 and received his MBA in 1976. Steve has been a member of the Alumni Association for a number of years, served on its Executive Board for four years and became president of the Alumni Board on July 1, of this year. He is the past president of the UC College of

Business Alumni Board of Governors where he served for two terms and he is still active there in an ex-officio capacity. Steve, we welcome you.

Also joining us today is Makram Suidan. He is one of our new faculty representatives. He joined the University of Cincinnati in January 1990 as the Director of the Environmental Engineering and Science Program. Later he served as head of the Civil and Environmental Engineering Department. He earned his Bachelor of Science degree in Civil Engineering from the American University of Beirut in 1971 and his MS and PhD Degrees in Environmental Engineering from the University of Illinois-Urbana in 1973, and 1975, respectively. He has won the Doctoral Mentoring Award, the Distinguished Research Professor Award, and this year, the George Rieveschl Jr. Award for distinguished scientific research. He has graduated over 34 doctoral students, nine of whom are professors at U.S. universities. We extend to you a very warm welcome.

I would also like to welcome Marla Hall. Dr. Hall is beginning her first year as the Chair of the Faculty of the University of Cincinnati. She is an Associate Professor of Psychology teaching in the College of Applied Science and she has been at UC for 16 years. She has served on the Faculty Senate for almost 14 of those 16 years and she has served on the Faculty Senate Cabinet for 7 years. She received her BS degrees in Biology and Psychology from Montana State University and her MA and PhD degrees from West Virginia University's Behavioral Analysis program. Her area of specialization is Performance Management—applying behavioral principles in the work place with regard to training and motivation. Welcome, Marla.

I'd now like to call on Dr. Perzigian who has a new member of our community that he would like to introduce. Tony?

Dr. Perzigian:

Thank you Mr. Niehoff. I very pleased to introduce Dr. Douglas Knehans who assumed the CCM deanship on September 1. When the board approved this appointment last spring, it was approving someone with outstanding academic and professional

credentials. Dean Knehans brings to us 27 years of experience in academia, 17 of which were in various leadership positions. After completing his Doctorate in Composition at Yale, he earned tenure at the University of Alabama and from there, returned to Australia and assumed the Directorship of the Conservatory of Music at the University of Tasmania, one of Australia's most progressive music institutes. During his tenure as Director, the fundraising, program development, facilities outreach, and outreach to secondary schools were taken to impressive heights. In Dean Knehan's impressive search committee that was chaired by Dean Louis Bilionus, he impressed us all with a vision that when executed will raise CCM's profile among the premiere music programs in the world.

And by way of a footnote, I did a little calculation. In reaching CCM from Hobart, Tasmania, Dean Knehans and his family traveled a mere 9,776 miles. If one measures airport to airport, Doug, it was 10,178 miles. Either way a long trip but one of enormous consequences for CCM and UC. I present Dean Douglas Knehans.

(Applause)

Dean Knehans:

Well thank you all for your warm welcome. I've had a dizzying round of warm welcomes since I've been here and I'm sure they'll continue. I've had an enormous joy meeting all of my colleagues and the administration of the university. We're planning some great stuff at CCM and it's an institution that has such high pedigree that doing great stuff with this institution will be both a joy and an easy joy. So I would just like to say thank you for all of your warm welcome and watch this space. Thank you.

(Applause)

Mr. Niehoff:

Thank you Dean. We have two farewells. I would like to sincerely thank Dr. Richard Harknett and Dr. Ann Welsh for their dedicated service to the Board as the

Faculty Representatives to the Board of Trustees. Richard could not attend today's meeting, however, Ann, if you would come forward – there she is – we have a small token of appreciation for your outstanding service on behalf of the University and the Board of Trustees.

(Applause)

Mr. Niehoff:

President Zimpher.

(Nancy L. Zimpher, Ph.D., President of the University of Cincinnati gave the following report.)

Report of the President

President Zimpher:

Thank you Mr. Niehoff. A little later this morning, I will be presenting the UC|21 Report Card. It's filled with good news as well, but let me begin here:

On Sunday, we opened the new school year with a tremendously successful Convocation, complete with Thane Maynard of the Cincinnati Zoo and his friends, Lucy the bearcat who has grown since I first met her, a Spectacled Owl, Porcupine and a Penguin. And you were here to participate and to witness and there were thousands of new students and parents and family and loved ones on campus. It was truly an exciting opener.

On Friday, Sandy Smith of my office coordinated an impromptu drive to collect flashlights to donate to the University of Dayton to give to their students as UD was still without electricity following our local brush with Hurricane Ike – a small act of kindness but duly appreciated. And so I certainly want to thank Duke Energy who donated 100 of those flashlights, but we, the department of Public Safety, Campus Services and Facilities

psychopharmacology, education, rehabilitation and expert consultations. Paul Keck, vice chair and professor of psychiatry, serves as the center's president and chief executive officer.

And then again, on Sept. 9 and 10, we celebrated the grand opening of the Center for Academic and Research Excellence (CARE)/Crawley Building, ushering in a new era of discovery for UC. Again, many of you participated in this grand opening. The new building at the corner of Eden Avenue and Albert Sabin Way features a nine-story glass atrium bringing the CARE/Crawley Building and providing almost 240,000 square feet of additional space on our medical campus for research and teaching. In addition, the CARE/Crawley is the new home of the health sciences library, named for former Senior Vice President and Provost for Health Affairs, Donald Harrison.

On Wednesday, finally, as classes open, we have a new entrepreneurship/family business major in the College of Business; a new undergraduate major in neuroscience in the College of Arts and Sciences; a new master's in engineering and a minor in sustainable urban engineering in the College of Engineering, and a charter class in a master of public health degree on the health campus. And the geography department - in partnership with Chinese University, Sun Yat-sen University, begins a new undergraduate degree program in Geographic Information Sciences.

So as has become our habit at each of our Board of Trustees meetings, we will lead our reports of the day with a presentation on enrollment from Caroline Miller. Caroline.

(Caroline Miller, Ph.D., Associate Vice President for Enrollment Management, gave the following enrollment update information.)

Dr. Miller:

Good morning. I left a few presents for you at your place this morning so you could experience a little of what our students are experiencing. You do have a Welcome

southeast, basically I-70 South and Indiana, to try and open up some markets where we have not had very many students come. It is clearly a pilot, but we hope to make some significant gains there.

We're also going to be leading our enrollment strategy for fall of 2009 around our STEM disciplines and using two of our three Choose Ohio First grants to attract talented students who want to study in engineering, the sciences, and the teaching of math and science. We have a great opportunity with scholarships to attract not only top notch students but students who have been traditionally underrepresented in the sciences and mathematics. And so we're excited about that.

And our third area of continued focus will be in the attraction and the continuing movement of students from our community college partners and branch campuses—many pathways to a UC degree—places where we've seen roughly 20% gains in this class in terms of incoming freshman and incoming transfer students. So I believe that we have delivered to the University of Cincinnati a terrific freshman class and overall student body and I am excited about the future and where we're headed. Thank you.

Mr. Niehoff:

President Zimpher, can we have a round of applause? I think this is great.

(Applause)

Dr. Miller:

Many hands went into that work, many hands. Thank you.

President Zimpher:

Caroline, thank you. Personally you and the team – recruitment, admissions, and of course what counts the most, confirmations – it’s a long process. It was protracted this year because our students were absolutely considering what the best options were relative to affordability which made them later to commit than typically. So when Caroline says she’s turned the page on ’08 and she’s going into ’09 it is with a great sigh of relief. That big number 37,000 is the most students at the University of Cincinnati in 18 years. So this is really a high watermark for us.

That said, our next presentation will be about the Darwin Sesquicentennial and Provost Tony Perzigian and Professor Ron Millard, Professor of Pharmacology and Cell Biophysics will do the honors. Tony and Ron, welcome.

PRESENTATIONS

(Anthony J. Perzigian, Ph.D., Senior Vice President and Provost, and Ronald W. Millard, Ph.D., Professor and Darwin Program Chair, gave the following presentation on the Darwin Sesquicentennial Celebration, using PowerPoint slides. A copy of the presentation is on file in the Office of the Board of Trustees.)

Dr. Perzigian:

Good morning. I’m pleased to be joined by Professor Ron Millard and as President Zimpher indicated, Professor in the College of Medicine’s Department of Pharmacology and Cell Biophysics.

We’re going to use our time to update the Board on our plans to recognize and celebrate the 150th anniversary of the publication of Charles Darwin’s landmark work *On the Origin of Species*. Published in 1859, Darwin’s monumental work literally ushered in a scientific revolution and now nearly 150 years later, his theory of evolution by natural selection continues to serve as the guiding motif, the organizing principle, and the unifying theory of the life sciences. The impact and influence of his work are now felt

Through the Darwin Sesquicentennial program we intend to showcase UC's diverse scholarly and research strengths across a wide array of academic programs. And we'll be able to assume a prominent leadership position among institutions both in the region and in the state. The program is taking shape across colleges and with its academic and community partners. In fact, as we ramp up to the 2009 program celebration, there was an event this past summer where two faculty at Raymond Walters College led students on an exploration of Darwin's England through the British Summer Study Abroad program. Those courses coincided with the 150th anniversary, on June 30th of 1858, of the reading of the Darwin and Wallace (contemporaries, observers and creators of the evolution idea) papers. Their papers were read before the Linnean Society in London.

UC's state leadership role for the Darwin Sesquicentennial began a year ago, as I mentioned, when we proposed that all the public universities collaborate and form a network of coordinated planning. Soon thereafter, Provost Perzigian appointed this planning committee in early 2008 and I was recruited, to a process that I'm not sure I quite appreciated the complexity of, in April. It's been a joy since then, but a fairly busy one.

Since then we've been taking critical steps to seed and shape ideas and to coordinate a program focused on Darwin and the evolution and the scientific evidence and its impact. The program has attracted enthusiastic interest in partnering on events from members of the Greater Cincinnati Consortium of Colleges and Universities, from the Cincinnati Zoo and Botanical Garden, The Museum Center, and libraries across UC and within the community. UC has established, as you saw on the earlier slides, a website, www.uc.edu/darwin, with a network of Ohio and Greater Cincinnati academic communities to connect, as Tony mentioned, with the global community engaged in the Darwin celebration events.

We've already begun to actively engage the community in evidence-based education. And, in fact, last week some of you may have even been in attendance when

the College of Law and the UC Justice Center cosponsored a continuing law education event that was primarily attended by Ohio and Kentucky attorneys and judges, but many UC law students and a few of the rest of us enjoyed the program which focused on an actor's representation of four key cases by Clarence Darrow. Some of you may remember that Clarence Darrow represented the science teacher in the so-called "Scopes Monkey Trial" which took place in 1925 in Tennessee.

Substantive conversations have been conducted with the leadership of the museum and the zoo. President Zimpher mentioned the convocation yesterday and we'll reference this other event here by Charles Mann upcoming in a second. So we have enduring collaborations between UC and the museum that are starting to galvanize through a project around the Ordovician Sea upon which we all have built all of our institutions in Cincinnati. That will go through an informal science education project that Tony mentioned a minute ago that we'll be proposing to the National Science Foundation for sustaining funding.

UC has really captured the imagination of the digital generation as well. Some other events are shown here, but that capture of the digital generation, the new generation of those incoming students and the current students, will be attracted by a one of a kind Galapagos project on a virtual world called Second Life. Many of you may not have heard this, but boy, it certainly captures the attention of students and in fact some people of even my generation suddenly have raised their hands and said, "Oh, I know about it."

We'll engage UC students in geographic, geologic, and biological design. I invite visitors to explore where Darwin went and what he saw as he recorded the evidence for evolution for natural selection in the Galapagos Archipelago. For those of you who really would prefer a real life experience, the UC Alumni Association has arranged a Galapagos tour in late January. Am I correct in stating that Mr. Niehoff has already made a reservation and invites as many of your to join him on that? That will be in the end of January and beginning of February of 2009. Our Darwin Sesquicentennial events evolve and take shape daily. A Darwin 200th birthday gala is in the planning stages potentially

for February 2009. His birthday is February 12, 1809. Distinguished scholars will be invited to UC and Cincinnati from across North America and Europe. The next public event on campus, which you saw in an earlier slide, will occur on October 9th at 4:30 in the afternoon at Zimmer Auditorium. The noted author Charles Mann will deliver the Taft Rieveschl lecture on 1491, a noted year, a year before Columbus and his title will be “New Revelations of the Americas Before Columbus” and we’ll touch upon Darwin and evolution since.

Beginning in early 2009, the UC community will hear from notable scholars and experts visiting and interacting with the community. These will include philosophers of history, biology, and evolutionary biology hosted by the Taft Research Center for the Humanities and notably a Lichtenstein lecture at the medical school on the human microbiome. UC will host the 2009 North American Paleontological Convention where 700 paleontologists from North America will convene on campus in June. In October, the UC Mini Medical School is slated to offer a community outreach program on “Your Genes and You”. And I might say – I don’t mean Levis.

I leave you with these images of Second Life on the Galapagos project where educational events of the Darwin Celebration Theatre and Gallery will take place in the virtual world for the Ohio academic community. Throughout this venue, we hope to capture the interest and engage a diverse audience of the digital generation and evidence based learning to improve science literacy.

Thank you very much for the opportunity to serve the university. You are welcome to make comments.

(Applause)

President Zimpher:

Well thank you Tony and Ron. This is truly going to be an exciting year whether it’s in real life or Second Life. Get you avatar ready. Does that work?

Dr. Millard:

That's right.

(Nancy L. Zimpher, Ph.D., President of the University of Cincinnati, gave a presentation on the Refinements to the UC|21 Report Card utilizing the report card website at www.uc.edu/reportcard/.)

President Zimpher:

Okay it's my turn. As has been our tradition over the last three years, we will now report on the UC|21 Report Card. It continues to add more bells and whistles and we keep trying to improve it each year. For the Trustees and for many of you in the gallery, we do have a hard copy. This violates our sense of how important the web is because our report card is really expanded upon on the web and you'll see some examples of the web treatment as we go along.

We now have 86 regular metrics and this year added 60 new metrics to expand on Goal 6 which is around creating opportunity as we incorporate metrics from our so-called Diversity Report Card which is sort of a subset of the overall.

We have also added Action Steps which are boldfaced to draw out what it is we are trying to accomplish as we take stock of these metrics. We have target objectives for the year 2010-2011 highlighted in yellow on the print version and marked on our website. And on the online version, we also add factors relative to our aspirational institutions and those are a small set of universities that we most aspire to in terms of our accomplishments across these goals. So we'll show you a little bit of all of that as we move forward.

Last fall and spring, I visited all of the colleges on campus and several units to share last year's Report Card to seek feedback and to expand the indicators. We've added some indicators to the list as a result of that feedback. And we now know that some colleges have their own Report Cards: among them the McMicken College of Arts

and Sciences, the College of Allied Health Sciences, and the College of Education, Criminal Justice and Human Services. And I learned from the College of Law and others that many of these statistics are kept in order to calibrate the rankings of our professional colleges in particular.

Of course I want to thank Lee Mortimer and Nick Frame who lead our office of Institutional Research. Every year they partner with Marianne Kunnen-Jones, the provost's office, the vice presidents, and deans to report the status system. And I would add that with Chancellor Eric Fingerhut's "Ten Year Strategic Plan for the University System of Ohio", we will have a new statewide, so-called score card of 20 metrics and we are in line with those metrics and ready to provide data. And you may recall that we have joined all other public four year institutions in Ohio to document through a Voluntary System of Accountability, an Ohio College Portrait. The University of Cincinnati was the first to display this portrait on our website and I am confident we are a model for other institutions across the state.

That said, let's roll. Goal 1 is placing students at the center. Here we use student satisfaction measures. We have two measures we use - the National Survey of Student Engagement and the Student Satisfaction Inventory. We call them the NSSE and the SSI and every two years we rotate these two instruments. We've shown improvements in 75 out of 82 measures with no areas of decrease.

I might call this the Anant Bhati retention rates report. You have been tireless in asking us about retention and graduation rates. Let's start with retention, which feeds into what we want for our overall students and that's graduation. Our retention rate is up 2%, projected at 84% -- and that is a 7% increase over five years which is pretty extraordinary. And as would follow, a steady increase in our graduation rates now at 55%, again a 7% increase over the past five years and we expect an exponential increase as our freshman to sophomore, sophomore to junior, and junior to graduation rates continue to increase.

Goal 2 is all about research. Our 2008 research data will be shared with you later in the school year by our Vice President for Research, Sandra Degen, but I'll highlight two items. Total Research funding reached a record high in 2007 at \$333.5 million. Although federal funding has been a bit dry, we are expecting good numbers again this year. Federal Research Expenditures, as I want to highlight shows a 9% increase. I know that it gets a bit confusing whether we're counting dollars in or dollars expended. We pay attention to Federal Research Expenditures because it's a true indicator of actual research activity by a university. It measures the actual amount of money spent on research endeavors, not just the dollars coming in. It levels the playing field when we're trying to compare land-grant universities to non-land-grant universities because it excludes funding for agriculture and agricultural research and focuses just on across-the-board research so that is a true measure of our achievements relative to other universities.

Goal 3 is Achieving Academic Excellence, and we will highlight several items relative to UC|21's greatest success so far, and of course that's all about our students:

- National Merit Scholars – our freshman class this year holds a record number of National Merit Scholars at 44. That's a total of 146 National Merit Scholars on campus and sets us on pace to move up the list of institutions with high numbers of National Merit Scholars.
- ACT scores – at the same time we have seen significant increases this year in scores that are considered very difficult to move. Our ACT scores are up seven-tenths from 24.1 to 24.8 and we are told that moving seven-tenths of a percentage in one year is just very extraordinary.

We have a similar story with the SAT scores - up to 1125, from 1109 last fall.

Goal 4, Forging Key Relationships and Partnerships, as we focus on these relationships, it is difficult to pin down metrics. So we have revamped each of them this year because there were many years when we weren't trying to count or calculate our key contribution to relationships and partnerships, but we found a way. And one of the critical ways is to monitor the number of undergraduate students in internships and co-

ops. One item I will highlight then is the great strengths as we continue to grow our co-op program. This year our co-op students earned a record \$35 million in more than 5,000 co-op placements, an historic high. This will be measured eventually on the University System of Ohio scorecard. They are still deciding whether they are going to count undergraduates and graduates together, so we will continue to tweak these numbers as they consider what the true measure of our co-op engagement should be.

In Goal 5, Creating a Sense of Place, again, a tough thing to measure, we will this year introduce a Quality of Life Index, which we will use to measure the quality of life in the seven surrounding neighborhoods that we so happily call Uptown Cincinnati. We'll have a baseline then for 2009. We've added under Creating a Sense of Place, University Athletics and our winning percentages because we think that athletics adds to the quality of life on our campus. We've listed two important metrics for you to consider. One is the Academic Progress Rate, often referred to as the APR, under academics in Goal 3, but under Goal 5, we include the Big East winning percentages and as you know academic success and championships are all a part of "CATAPULT" which is the strategic plan for our Department of Athletics led by Mike Thomas.

In Goal 6, Creating Opportunity, we have a combination of enrollment factors, fiscal and financial factors, revenue strategies and diversity. So let me talk for a moment about institutional liquidity since Caroline has already talked about enrollment. It is a 15 year goal beyond our 2010 mold, however; you can see that we have made enormous progress in the last two years, up to \$105 million -- almost half our goal in institutional liquidity.

And then in diversity, as I've said, we've added 60 metrics thanks to our now all university committee called the Diversity Council. In this instance we don't we have arrows because we don't set a particular target, but we do want to keep a constant eye on the demographics that belie our commitment to a diverse campus.

So it's a lot for your process when you're talking about this large number of metrics. I'll be honest with you. We've been trying to work on a dashboard to peel these hundred metrics down to 20 or so that you can see it at a glance and we know that means we have to put in that dashboard what matters most. We just have had trouble honing down so many metrics that matter to us across-the-board.

So with that, if there are any questions, we have experts in the audience who can unpack some of these statistics. Seeing none, not that that is a measure of your curiosity, I know how much you appreciate these data systems and this report card. Let me move on to our final report before we wade into the substance of our board meeting. In some respects we have save the best to last.

I'm about to introduce Jeff Williams. You all know him as Chairman of our UC Foundation Board of Trustees, but I want to make a couple of observations. We know that we have a powerful membership in our UC Trustees and our Board of Trustees but since we've been working with some national consultants to frame some of our work, we have it validated - this is an objective opinion and from a consultant that's seen a lot of universities and worked with a lot of foundation boards - we have the best. We have the strongest and most committed foundation trustees this consultant and I, myself, have ever met. And we have a leader who had given tirelessly of his time and commitment.

Every big act of this foundation is led not only by the shadow of Jeff Williams' hand, but his personal presence. I can't tell you how many times he's come back to Cincinnati from New York or flown to some other part, not only of the country, but of the world to make contact with key members of the UC family. And, I think most importantly, Jeff Williams has set a standard for quality that is really distinguishing the University of Cincinnati Foundation. So here to give his annual report, is the Chair of our Foundation Board, Jeff Williams. Thank you so much, Jeff.

(Applause)

(Jeffrey P. Williams, Chairman, UC Foundation Board of Trustees, gave the following presentation on The UC Foundation Report on the Progress of UC's Fundraising.)

Thank you Nancy and members of the board, I want to express my appreciation for your support throughout the year and allowing me some time this morning to provide an annual report on the work of the University of Cincinnati Foundation. My fellow UCF Trustee and convening co-chair of the campaign Otto Budig, has been keeping you abreast of the progress of the campaign at each of your meetings. As he couldn't be here this morning, I'll combine his regular campaign report with my annual update.

We are eagerly anticipating next month's public launch of the largest fundraising campaign in the University of Cincinnati's history. The kickoff celebration will take place on Saturday, October 25th at Fifth-Third Arena. We anticipate a spectacular event and I know many of you are planning to join us at that time.

At the celebration we will announce the campaign results to date as well as the total for our nucleus fund. You undoubtedly remember that the nucleus fund represents the total amount given by the UC and Foundation Board of Trustees to the campaign. In my mind, that total is important for at least two reasons. It highlights the leadership and enthusiastic endorsement of all of the members of the two boards and it serves as a meaningful launching pad for the rest of the campaign.

Many of you probably know that the campaign's official name is *Proudly Cincinnati: Tower of Strength, Rock of Truth*. This is so much more than just a simple campaign theme. It speaks to the pride we have in our university and it acknowledges its strong ties to this very vibrant city. We are also paying tribute to six of the words of our alma mater that alumni will remember fondly. Other elements of the campaign's theme-- three words that resonated for everyone throughout the planning process: bold, strong, and ambitious. The campaign materials highlight UC's bold beginnings, its strong record of success, and its ambitious goals for the future.

A website devoted to the campaign is under development and it will serve as a portal for everyone wanting to be informed and involved with the campaign. The site will go live shortly before the campaign's kickoff on October 25th.

One final note about, *Proudly Cincinnati*, our campaign: I'd like to personally thank each UC Board Member who has given to advance this University as well as those of you who have personally encouraged others to contribute. Thank you very much.

And now, let's focus on the results for fiscal year ending June 2008. Through its close work with the academic and administrative communities, the Foundation supports UC's core missions of teaching, research and service. And doing this effectively requires that the foundation staff collaborate with everyone on campus who is involved in raising private support. We thank the President, each of the Vice Presidents, every Dean, every faculty member, coach, and student whose devotion to this great institution and its mission affords us meaningful opportunities to involve alumni and donors in the University's ambitious future.

This past year those combined efforts resulted in what I think everybody would say is an outstanding result.

I'm pleased to report that a new record for private support in a single year was set during the fiscal-year 2008. In all, more than \$196 million was raised in private support for the University of Cincinnati. As I mentioned before, partnerships between academic leaders and fund-raising professionals have been crucial to this success. These partnerships are at the core of the productive relationships between volunteers, board members, donors and their university and have lead to this substantial private support. We should all be proud.

I also am pleased to report that last year's donor count, in tough times I think we'll all admit, was up again, 9% this time to a total of 31,487 people who reached into their pockets and contributed in some way to the private support garnered last year.

As you might expect, we had several major gifts last year that led to such an impressive fundraising total. The largest of these was in-kind gift of advanced software from the industrial consortium known as PACE, which will allow students and faculty in several design disciplines to visualize buildings, vehicles, factories, and innovative products like medical devices. The PACE contribution is the largest in-kind gift ever given the university – it represents a commercial value of \$420 million. Notably, this gift is the result of a formal and intensive vetting process and UC is the only Ohio institution to receive such recognition. UC also received a \$20 million gift from an anonymous donor that will support numerous initiatives in space exploration research including two endowed chairs. The gift is the largest bequest by an individual in UC's history.

Another significant achievement in the past four years, and I always love acknowledging this because I think it's so special, was the 4th annual "We're All UC" faculty/staff campaign. Led by Cynthia Berryman-Fink of the College of Arts & Sciences; Dr. Diya Mutasim, Chair of UC Dermatology; and Darlene Carter of the Alumni Association, the program was again, hugely successful raising more than \$9 million from 2,271 donors for a variety of university needs and initiatives.

Of course while there were several causes for celebration over the past year, we also experienced some sadness. We lost three of this city's most passionate supporters of the university—Dr. George Rieveschl, Patricia Corbett, and Joni Herschede. All three were trustees in the Foundation, in fact George was our founder and he and Joni both served as Chairs of the Foundation during its life. Combined, these three individuals contributed more than \$30 million to the university through personal gifts and through their family foundations.

While 2007 was truly a remarkable year in terms of results and achievements, this success was due in large part to the investments made in prior years to build a professional fundraising organization. “The Chronicle of Higher Education,” which I understand you all receive, recently featured a series about the critical role of private support in public research universities. Perhaps the most interesting aspect of this report, at least to me, was that all of the top rated publics are among an elite group that have seen increased fundraising come on the heels of growth in their fundraising organizations. Schools that we all recognize like Michigan, or Virginia, or Berkeley and know that their all in the midst of \$5 billion campaigns has seen the growth in their fundraising results outstrip the growth of their fundraising staffs. Our own experience echoes these same observations.

Since the conclusion of the last campaign, new gift commitments have added more than \$302 million to the endowment. When added with all other gifts, more than \$689 million has been raised on an investment in support of the foundation of only \$65 million over the same eight years. I’d say that is the kind of leverage we’re all looking for. Obviously such results arise only out of the talented and dedicated leadership of our fundraising professionals and I must say, our current team is the key to these outstanding results. I’ll acknowledge right now that it’s always dangerous to point out or to thank specific individuals, but I can’t let this opportunity go by without acknowledging the efforts of people like Mike Carroll, Bill Mulvihill, John Gillespie, Barbara Tartaglia, Mark Jorgensen, and Bill Henrich. They were all critical to these record setting results.

Once again, many thanks to this board, and our talented, hard-working academic leadership, and the many members of the university staff and student body for allowing the foundation to be your partners in raising private support for the University of Cincinnati. What you all are doing for this institution ensures that there are very exciting times ahead and we look forward to continued success in ’09 and beyond. I’m Jeff Williams and I’m proudly Cincinnati.

(Applause)

Mr. Niehoff:

Thank you Jeff for a great report. Now we will begin the committee meetings. We have two today. The first will be the Academic and Student Affairs Committee and I would like to call upon the chair of that committee, Mr. Humes.

THE BOARD COMMITTEE MEETINGS

(Proceedings of the Board committee meetings are contained in the respective committee meeting minutes, which are on file in the Office of the Board of Trustees.)

The committee meetings began at 9:25 a.m.; the meetings concluded at 10:30 a.m.

THE REGULAR MEETING OF THE BOARD OF TRUSTEES

The Regular Meeting of the Board of Trustees was convened at 10:30 a.m. and, as noted on the first page (page 1) of these minutes, roll call was taken.

Approval of the Minutes of the June 24, 2008 Regular Meeting

Mr. Niehoff called for additions, corrections, or deletions to the minutes of the Regular Meeting of June 24, 2008. Upon motion of Dr. Bhati; seconded by Mr. Richardson, the minutes were approved as distributed.

Report of Summer Powers

Mr. Niehoff:

I would like to report the Summer Powers actions. The Summer Powers Report is in your Board book under the tab that is indicated in the book. The recommendations were approved by the President and the appropriate Board Committee Chairperson or the Board Chairman pursuant to the authority delegated in paragraph (B)(3) of University

1. That the Board approve in principle the goals of the Association of Governing Boards of Universities and Colleges Statement on Board Responsibilities for Intercollegiate Athletics, dated November 16, 2007.
2. That the Board intends to fulfill its responsibilities through mechanisms already in place that fit the university's governance processes. These specifically include roles for the President, the NCAA Faculty Athletics Representative (FAR), the NCAA Certification Liaison, the University's new Athletics Advisory Council (AAC), and committees of the Board that focus on (a) academic and student affairs and (b) finance.
3. That the Board will assure it is kept informed about important aspects of athletics department performance through an annual report presented jointly by the AAC, the FAR, and the Athletics Director, as well as such other reports as the President and Board deem necessary to the Board's oversight role.

08.09.23.02 FACULTY APPOINTMENTS

Synopsis: Appointments for Faculty Members

It is recommended that the Board of Trustees approve the faculty appointments identified in the attached document. These recommendations have been approved by the appropriate departments, colleges, and the offices of the Vice President for Health Affairs and the Senior Vice President for Academic Affairs and Provost.

Appointments

Jannette Collins, MD	Director and Ben Felson Professor with Tenure Department of Radiology College of Medicine Effective: February 1, 2009, through August 31, 2016
Julie A. Gill, PhD	Chair Allied Health Department Raymond Walters College Effective September 1, 2008, through August 31, 2011
Arthur J. Helmicki, PhD	Department Head Department of Electrical and Computer Engineering College of Engineering Effective: September 1, 2008, through August 31, 2013
Jeff A. Loveland, PhD	Department Head Department of Romance Languages and Literatures McMicken College of Arts and Sciences Effective: September 1, 2008, through August 31, 2013
Jennifer A. Wells, DVM	Chair Veterinary Technology Program Raymond Walters College Effective: September 1, 2008, through August 31, 2011

Reappointments

Constance M. Cooper, MBA	Department Head Department of Business and Commerce College of Applied Science Effective: September 1, 2008, through August 31, 2013
Nancy A. Creaghead, PhD	Department Head Department of Communication Sciences and Disorders College of Allied Health Sciences Effective: September 1, 2009, through August 31, 2014
Linda J. Graeter, PhD	Department Head Department of Analytical and Diagnostic Sciences College of Allied Health Sciences Effective: September 1, 2009, through August 31, 2014
Deborah L. Page, MA	Chair Foreign Language Department Raymond Walters College Effective: September 1, 2008, through August 31, 2013
Janelle M. Schierling, EdD	Chair Dental Hygiene Department Raymond Walters College Effective: September 1, 2008, through August 31, 2011

Tenure Appointment

David L. Lentz, PhD	Professor of Biological Sciences with Tenure McMicken College of Arts and Sciences Effective: September 1, 2008
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Administrative Leave

Sophia F. Dziegielewski, PhD	Dean School of Social Work Effective: September 1, 2008, through August 31, 2009
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Emeritus Status

Linda B. Amspaugh, PhD	Professor Emerita of Teacher Education College of Education, Criminal Justice, and Human Services Effective: August 31, 2008
Judy A. Bean, PhD	Professor Emerita in the Department of Pediatrics College of Medicine Effective: September 1, 2008
Robert Burnham, MArch	Professor Emeritus of Architecture College of Design, Architecture, Art, and Planning Effective: July 1, 2007
Harold W. Carter, PhD	Professor Emeritus of Electrical and Computer Engineering

	College of Engineering Effective: August 31, 2008
Lesta J. Cooper-Freytag, MS	Professor Emerita of Biology Raymond Walters College Effective: August 31, 2008
Patrick H. Garrett, PhD	Associate Professor Emeritus of Electrical Engineering College of Engineering Effective: June 30, 2008
Jack Gluckman, MD	Professor Emeritus in the Department of Otolaryngology Head and Neck Surgery College of Medicine Effective: September 1, 2008
Mary Heider, PhD	Assistant Dean Emerita of Medical Education College of Medicine Effective: January 6, 2009
Judith S. Koroscik, PhD	Dean Emerita College of Design, Architecture, Art, and Planning Effective: August 1, 2008
Harold Kotte, MD	Professor Emeritus in the Department of Internal Medicine College of Medicine Effective: July 1, 2008
Christine McHenry, MD	Adjunct Professor Emerita in the Department of Pediatrics College of Medicine Effective: July 1, 2008
Marian Miller, PhD	Professor Emerita in the Department of Environmental Health College of Medicine Effective: October 24, 2008
Kenneth P. Roenker, PhD	Professor Emeritus of Electrical and Computer Engineering College of Engineering Effective: June 30, 2008
Samuel B. Sherrill, PhD	Associate Professor Emeritus of Community Planning College of Design, Architecture, Art, and Planning Effective: September 1, 2008
Richard J. Stevenson, MD	Professor Emeritus in the Department of Surgery College of Medicine Effective: July 1, 2008

The full proposal has been endorsed by the College, University Graduate Council, University Graduate Faculty, Academic Coordinating Committee, Fiscal Coordinating Committee, University Dean of the Graduate School, and the Senior Vice President for Academic Affairs and Provost.

The educational objective of the proposed program is to train clinical professionals (physicians, nurses and other terminal degree clinical professionals) to become independent investigators and to provide them with training in clinical epidemiology, clinical effectiveness, molecular epidemiology, clinical trials, and translational research necessary to prepare successful career development and independent investigator awards. The disciplinary purpose and ultimate goal of the program are to move practitioners from the realm of personal clinical experience to objective evidence.

The main learning outcomes targeted for all graduates of the program are:

- 1) knowledge in clinical epidemiology and clinical effectiveness, biostatistics, molecular epidemiology, clinical trials; and
- 2) ability to be a critical-consumer of the medical literature.

Finance and Administration Committee Recommendations

07.09.25.06 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, KETTERING NORTH WING DEMOLITION/SITE PREPARATION

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Kettering North Wing Demolition/Site Preparation authorizing the issuance of General Receipts Obligations, University of Cincinnati, for the demolition and corresponding site preparation of the north wing of the Kettering Complex, not to exceed \$3,500,000.

The Kettering North Wing Demolition/Site Preparation project will remove the northeast corner of the Kettering Complex. This section of the Kettering Complex was the original building constructed in 1930 and is structurally unsound and is not feasible to renovate. This project entails the relocation of existing site utilities, the demolition of the entire north wing structure, the replacement of the north wall of the Kettering Building with a new exterior masonry wall, and the restoration of site paving and landscaping. The Kettering North Wing Demolition/Site Preparation project was approved within the Fiscal Year 2008-2009 Capital Budget at the June 24, 2008 Board of Trustees meeting. The design for this project will commence in late fall of 2008; construction will be accomplished in phases beginning with utility relocation beginning in the Spring of 2009 and the actual demolition, site preparation and rebuild of the building facade being complete by June 2010.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$3,500,000. The \$3,500,000 total debt authority is sufficient to fund the \$3,000,000 project costs, debt issuance costs and capitalized interest until June 1, 2010. Average annual net debt service for the amount of the debt to be issued is estimated at \$159,500 in FY 2011 and \$255,000 beginning FY 2012 and will be repaid over 20 years by undesignated funds.

07.09.25.07 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, ROOF REPLACEMENTS

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Roof Replacements authorizing the issuance of General Receipts Obligations, University of Cincinnati, for various roof replacements, not to exceed \$6,700,000.

The Roof Replacement project will replace numerous roofs on various buildings throughout the campus. Current roof structures at Kettering (the Kehoe Entrance), Langsam, Lindner Hall, GRI Building A, OCAS Science Building, DAAP Foundry, and French East were prioritized to be in the greatest need for replacement, with additional roofs being added to this list as the project budget will allow. These roofs will be replaced with roofing material that will add both energy efficiencies and sustainable design qualities to the buildings. The roof life expectancy of these new roofs is 20-25 years. The Langsam Roof Replacement was approved at the July 17, 2007 Board Meeting; the remaining roofs were approved or will be approved through the appropriate approval process based on their individual project cost. The design and construction for the roof projects is in various stages, total construction is anticipated to be complete in the spring of 2009.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$6,700,000. The \$6,700,000 total debt authority is sufficient to fund the \$6,000,000 project costs and debt issuance costs. Average annual net debt service for the amount of the debt to be issued is estimated at \$127,000 in FY 2009 and \$500,000 beginning FY 2010 and will be repaid over 20 years by undesignated funds.

07.09.25.08 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, MORGENS RESIDENCE HALL UPGRADES

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Morgens Residence Hall Upgrades authorizing the issuance of General Receipts Obligations, University of Cincinnati, for the safety, fire suppression and other improvements to Morgens Hall, not to exceed \$5,600,000.

The Morgens Residence Hall Upgrades project will install a complete fire suppression system in Morgens Hall as well as upgrade the fire alarms in the building to current code requirements. Morgens Hall is currently in full compliance with all code and safety regulations in place at the time of its original construction. The safety systems have been maintained, but the University has decided to upgrade the level of fire safety in accord with the current Ohio Building Code and within other University buildings. Minor interior improvements as well as the replacement of some furnishings are also included within the scope of the project and will be completed as the budget allows. Studies that are separate from this project are underway to determine the extent of additional work that may be needed to this building. The Morgens Residence Hall Upgrades project was approved within the Fiscal Year 2008-2009 Capital Budget at the June 24, 2008 Board of Trustees meeting. Construction for the project is expected to commence in the fall of 2008, and is anticipated to be complete late in the summer of 2009.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$5,600,000. The \$5,600,000 total debt authority is sufficient to fund the \$5,000,000 project costs, debt issuance costs and capitalized interest until August 31, 2009. Average annual net debt service for the amount of the debt to be issued is estimated at \$200,000 in FY 2010 and \$672,000 each year thereafter over 10 years. Debt service will be funded by housing revenues.

07.09.25.09 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, SCIOTO RESIDENCE HALL UPGRADES

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Scioto Residence Hall Upgrades authorizing the issuance of General Receipts Obligations, University of Cincinnati, for the safety, fire suppression and other improvements to Scioto Hall, not to exceed \$5,600,000.

The Scioto Residence Hall Upgrades project will install a complete fire suppression system in Scioto Hall as well as upgrade the fire alarms in the building to current code requirements. Scioto Hall is currently in full compliance with all code and safety regulations in place at the time of its original construction. The safety systems have been maintained, but the University has decided to upgrade the level of fire safety in accord with the current Ohio Building Code and within other University buildings. Minor interior improvements as well as the replacement of some furnishings are also included within the scope of the project and will be completed as the budget allows. Studies that are separate from this project are underway to determine the extent of additional work that may be needed to this building. The Scioto Residence Hall Upgrades project was approved within the Fiscal Year 2008-2009 Capital Budget at the June 24, 2008 Board of Trustees meeting. Construction for the project is expected to commence in the winter of 2009, and is anticipated to be complete late in the fall of 2010.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$5,600,000. The \$5,600,000 total debt authority is sufficient to fund the \$5,000,000 project costs, debt issuance costs and capitalized interest until August 31, 2010. Average annual net debt service for the amount of the debt to be issued is estimated at \$205,000 in FY 2011 and \$762,000 each year thereafter over 9 years. Debt service will be funded by housing revenues.

07.09.25.10 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, UTILITY ENERGY SAVINGS PROJECTS

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Utility Energy Savings Projects authorizing the issuance of General Receipts Obligations, University of Cincinnati, for various utility energy improvements, not to exceed \$8,800,000.

The Utility Energy Savings projects will replace or upgrade systems within the campus utility plants with the objective of providing significant energy savings. It will also install systems within other buildings which will also allow for a reduction of energy consumption. The annual energy savings as a result of the Utility Plant Energy Improvements projects is estimated at over \$2,000,000 a year, once all projects are completed. The Utility Plant Energy Improvements projects was approved within the Fiscal Year 2007-2008 Capital Budget at the July 17, 2007 Board of Trustees meeting. The design and construction for the projects are in various stages, with total construction anticipated to be complete late in the fall of 2009.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$8,800,000. The \$8,800,000 total debt authority is sufficient to fund the \$8,000,000 project costs, debt issuance costs and capitalized interest through December 1, 2009. Average annual net debt service for the amount of the debt to be issued is estimated at \$210,000 in FY 2010 and \$1,090,000 beginning FY 2011 and will be repaid over 10 years by the Utility Service Center and undesignated funds from annual energy savings. The maturity length for these General Receipt Obligations will be longer than the payback period based on the estimated savings, in order to facilitate the budgeting and implementation of the

second phase of energy savings project recently approved within the Fiscal Year 2008-2009 Capital Budget by the Board of Trustees on June 24, 2008.

07.09.25.11 HEALTHCARE CONTRACT RENEWAL

It is recommended that the Board of Trustees approve a new agreement for the university medical health care contract with Humana, Inc. Humana provides administrative services for the university's self-funded medical (HMO, First 1000, POS, retiree) and prescription drug plans. Administrative services include payment of claims, network access, disease and case management.

The administrative fees negotiated with Humana for 2009 and 2010 are approximately 9% less than the university's current administrative fee. The 2011 administrative fee is 5.5% less than the current administrative fee. The reduction in administrative fees will result in a savings of approximately \$300,000 annually over the three year period. The university also has the option to renew with Humana on an annual basis for an additional three year period.

Additional savings will be realized as the result of Humana's improved pricing of prescription drug administration resulting in an annual savings of \$650,000.

Humana agreed to enhanced performance guarantees for both medical and prescription drug plan administration. For medical plan administration, a total of 20% of the base annual administration fee is at risk for failure to meet performance standards (including telephone response time, claim payment accuracy and account management). For prescription drug plan administration, a total of \$30,000 is at risk for failure to meet certain guarantees.

Humana has also committed financial resources to assist the university in the communication, promotion and implementation of a healthy workplace behaviors program and an enhanced benefit communication strategy.

07.09.25.12 LONG TERM DISABILITY CONTRACT

Synopsis: It is recommended that the Board of Trustees approve a new agreement for its Long Term Disability Plan with Unum.

It is recommended that the Board of Trustees approve a new agreement with the university's long term disability carrier, Unum. Unum provides long term disability claim determination and payment services for the university's fully insured long term disability plan.

The current annual cost of the contract is approximately \$1,020,000. Covered employees pay the majority of the expense for this coverage.

Unum's proposed rates for the contract period beginning January 1, 2009 represent a savings of \$250,000 annually.

The contract term is January 1, 2009 through December 31, 2012 with the option for two one-year renewals.

07.09.25.13 RIEVESCHL 500 LEVEL TEACHING LABS RENOVATION

Synopsis: It is recommended that the Board of Trustees approve \$15.0 million to be funded with local funds for the Rieveschl 500 Level Teaching Labs Renovation.

Description: This project when completed will provide the Chemistry Department of the McMicken College of Arts and Sciences with newly furnished and fully functioning undergraduate teaching labs for chemistry in Rieveschl Hall. There will be four Freshman Chemistry Labs that will be able to serve seventy two students each in one session and one Organic Lab that will serve sixty students in one session. In addition, the Chemical Preparation Room used for chemical dispensing, a small lab for a faculty member's use and a limited number of faculty offices will be renovated.

There are a number of upgrades required to the infrastructure of the building on levels four and five in order to complete the project. This includes installation of a fire suppression system in a limited area of the building and to move surface mounted upgrades to the fire alarm system done in 2001 in a concealed area. To reduce energy consumption, there will be upgrades to the Heating Ventilation and Air Conditioning System including changing to a Variable Air Volume System, new air handlers on the 400 and 500 level and an energy recovery wheel in the new air handlers.

Justification: This project was approved as a multi-year project by the Board of Trustees in the Capital Budget in July. The project was listed as 6 Million for phase 1. Upon completion of the program it was determined the University and the department would benefit from doing Phase 1 and Phase 2 in combination and with the addition of energy improvements with predicted paybacks. Phase 1 will be delayed and Phase 2 will be completed sooner. The funds have been planned for in the University's budget and represent no new requests.

Academically the project will provide much needed upgrades to our undergraduate teaching labs as promised to the Dean of A & S and consistent with the University's academic priorities.

Action: It is recommended that the Board of Trustees approve \$15 Million (12 million from the laboratory projects and 3 Million from the energy projects).

08.09.23.14 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE UNIVERSITY OF CINCINNATI AND THE OHIO NURSES ASSOCIATION

Synopsis: It is recommended that the Board of Trustees approve the Collective Bargaining Agreement between the University of Cincinnati and the Ohio Nurses Association and affirm that the President of the University and the Chairman of the Board of Trustees are empowered to sign the agreement. The agreement has been ratified by the union. A copy of the ratified Agreement¹ is attached.

¹Filed in the Office of the Board of Trustees

08.09.23.15 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE UNIVERSITY OF CINCINNATI AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC.

Synopsis: It is recommended that the Board of Trustees approve the Collective Bargaining Agreement between the University of Cincinnati and the Fraternal Order of Police, Ohio Labor Council, Inc. and affirm that the President of the University and the Chairman of the Board of Trustees are empowered to sign the agreement. A copy and a summary of the ratified Agreement² are attached.

This is the first Agreement between the university and the union. The union was certified as the exclusive representative in Autumn 2007, and negotiations began in December of that year.

A tentative agreement was reached on July 11, 2008, and it was ratified by the union on August 11, 2008.

08.09.23.16 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE UNIVERSITY OF CINCINNATI AND THE SERVICE EMPLOYEES INTERNATIONAL UNION/DISTRICT 1199

Synopsis: It is recommended that the Board of Trustees approve the Collective Bargaining Agreement between the University of Cincinnati and the Service Employees International Union/District 1199 and affirm that the President of the University and the Chairman of the Board of Trustees are empowered to sign the agreement. The agreement has been ratified by the union. A copy of the ratified Agreement³ is attached.

08.09.23.17 APPROVAL OF CHANGES TO BOARD RULES REGARDING PARKING

Synopsis: It is recommended that the Board of Trustees amend University Rules to reflect current operating procedures and equipment upgrades in Parking Services.

It is recommended that the Board of Trustees approve the changes to the University Rules listed below to more accurately reflect current operating procedures as well as the use of improved equipment and technologies.

- 70-5-01 Parking: rules and regulations.
- 70-5-02 Parking: administration.
- 70-5-03 Parking: policies.
- 70-5-04 Parking: decals, permits and key cards.
- 70-5-07 Parking: variances.
- 70-5-08 Parking: towing and impounding of vehicles.
- 70-5-10 Parking: appeal of violations.

Copies of these rules⁴ with the proposed amendments are attached.

^{2, 3 & 4} Filed in the Office of the Board of Trustees

08.09.23.18 JOHN C. COURT ARCHEOLOGICAL RESEARCH FACILITY

Synopsis: It is recommended that the Board of Trustees approve the naming of the new facility at UC's Field Station in Miami Whitewater Forest as the John C. Court Archeological Research Facility.

John and Georgia Court have been very pleased with the work of our faculty and students, and have a great interest in ensuring that quality facilities are in place for future research, teaching, learning and community outreach. To this end, they have indicated a desire to make a gift of \$500,000 to fund 100% of the anticipated construction costs of the Archeological Research Facility. This facility proposes an archeological laboratory on the second floor, with the first floor serving as an archival space for the department's collection of artifacts and soil samples.

08.09.23.19 CARE/Crawley

Synopsis: It is recommended that the Board of Trustees approve the naming of the new facility on the Academic Health Center as CARE/Crawley.

Upon her death in 2003, Edith J. Crawley bequeathed her entire Muncie, Indiana estate valued at approximately \$12 million to the College of Medicine. This was done in an effort to bolster research into eye disease in the elderly and to support medical students and professionals dedicated to eye research.

Per the letter of agreement it was decided that half of her gift would be designated to the construction of a new research building. The CARE Building which began construction in 2004 was the target for this portion of her gift. The other half would be used to establish the Edith J. Crawley Memorial Scholars Program to support medical students, fellows, residents and other medical professionals involved in eye research.

08.09.23.20 DELEGATION OF AUTHORITY TO APPROVE FINAL SEPARATION AGREEMENT FOR THE TERMINATION OF THE ST. LUKE HOSPITALS, INC. IN THE HEALTH ALLIANCE OF GREATER CINCINNATI AND TO APPROVE AMENDMENTS TO THE JOINT OPERATING AGREEMENT TO REFLECT THE DEPARTURE OF ST. LUKE AS A PARTICIPATING ENTITY

Synopsis: It is recommended that the Board delegate to the Chairperson of the Board, or in his absence the Vice Chairperson, the authority to execute and deliver on behalf of the Board the Final Separation Agreement for the Termination of the St. Luke Hospitals, Inc. in the Health Alliance of Greater Cincinnati and to approve amendments to the Joint operating Agreement to reflect the departure of St. Luke as a Participating Entity in the Health Alliance

The St. Luke Hospitals and the Health Alliance of Greater Cincinnati have agreed to and signed a confidential memorandum of understanding (MOU) that establishes the financial terms under which the two organizations will separate and the mechanics of how that separation will occur. Any final settlement agreement of the litigation involving St. Luke Hospital's attempts to depart from the Health Alliance is subject to the preparation of final documents, principally a Final Separation Agreement for the Termination of the St. Luke Hospitals, Inc. in the Health Alliance of Greater Cincinnati ("Separation Agreement") and board approvals including those of the Participating Entities. Both parties anticipate the execution of those documents and approvals

within the next several weeks, necessitating approval by the University Board of Trustees well before the next Board meeting.

The departure of St. Luke Hospital will also necessitate changes to the Joint Operating Agreement. A draft of these proposed amendments is attached. These changes will also require University Board approval.

In order to facilitate the end of this aspect of the protracted litigation involving attempts by the St. Luke Hospital and the Christ Hospital to depart from the Health Alliance, it is recommended that the Board of Trustees authorize the Chairperson of the Board, or in his absence the Vice Chairperson of the Board, together with such other Board members and officers of the University as the Chairperson or Vice Chairperson may designate, to negotiate on behalf of the University the terms of the Separation Agreement and to delegate to the Chairperson of the Board, or in his absence the Vice Chairperson, the authority to review, approve, execute and deliver the Separation Agreement and the proposed amendments to the Joint Operating Agreement.

Comments from Vice Chairman Niehoff

Mr. Niehoff:

The full Board has been present at the Committee Meetings held today and has received the recommendations of the Academic and Student Affairs and the Finance and Administration Committees. The items reviewed and recommended by the Committees are named in the Action Items list at your place.

In addition to those items recommended by the committees, we have a recommendation for the Honorary Degrees and the Award for Excellence. A copy of that recommendation is at everyone's place.

Regular Session (Non-Committee) Recommendation

**08.09.23.21 HONORARY DEGREE AND AWARD FOR EXCELLENCE
 CANDIDATES**

It is recommended that the Board of Trustees approve the nominations of the individuals named below for the Honorary Degree or Award for Excellence. These nominations have been reviewed and recommended by the University of Cincinnati Honors Committee.

Nominees for the Honorary Degree

- Lois R. Rosenthal**
Richard H. Rosenthal
Dale Warland
Jeffrey P. Williams

Nominee for the Award for Excellence
Cheryll A. Dunn

Mr. Niehoff:

The nominees for the Honorary Degree are Richard Rosenthal, Lois Rosenthal, Dale Warland and the one and only Jeff Williams. The nominee for the Award for Excellence is Cheryll A. Dunn. President Zimpher would you make some comments please?

President Zimpher:

Well I have the great privilege of speaking personally with these individuals to ask them to accept the honor of honorary degree or award of excellence. It is a cherished moment because it always seems to catch these extraordinary individuals by surprise. They are a little breathless, sometimes speechless and really ecstatic about the honor, but the honor is really all ours. We have a very thorough review process, an honorary degree committee that culminates in today's recommendation. There are individuals on this campus and in our larger community who celebrate the contributions of these five individuals who take time to bring documentation forward. It is duly reviewed and I on behalf of the honorary degree committee and those who were recommending these individuals celebrate the acceptance of these individuals and their willingness, not only to be so honored, but to be with us at our December 13 commencement.

Mr. Niehoff:

Thank you. Any comments? Great. Thank you. May I have a motion to approve all of the recommended items with the exception of the last item listed under the Finance and Administration Committee which is the Delegation of Authority to Approve Final Separation Agreement for the Termination of The St. Luke Hospitals, Inc. in the Health Alliance of Greater Cincinnati and to Approve Amendments to the Joint Operating Agreement to Reflect the Departure of St. Luke as a Participating Entity?

Mr. Humes:

So moved.

Mr. Niehoff:

Is there a second?

Dr. Bhati:

Second.

Mr. Niehoff:

Please call the roll.

The roll was called by Ms. Stringer.

Recommendation Nos. 08-09-23-01 through 08-09-23-19 and 08-09-23-21

AYE: Dr. Bhati, Mr. Niehoff, Mrs. Heimann, Mr. Barrett, Mrs. Buchanan, Mr. Humes and Mr. Richardson

NAY: None

ABSENT: Mr. Heiman and Mr. Wyler

ABSTAIN: Mr. Niehoff abstained from voting on Recommendations 08-09-23-06 through 08-09-23-10

Collective Bargaining Agreement Comments

Mr. Niehoff:

The next item is the Collective Bargaining Agreements and I'd like to make a couple of comments on that. Three of the items which were just approved relate to the Collective Bargaining Agreements. On behalf of the Board of Trustees, I would like to take a moment to thank everyone who has been involved with those negotiations. It was an excellent process and the Board expresses its deep appreciation to the many people who participated in that endeavor and I'd like to add, this is not in my script. I am ad-libbing which I don't normally do. I'd like to add that there has just been a very

remarkable change in the atmosphere in these negotiations in the last few years and it has become a very positive process and a very collaborative undertaking between everyone in involved with it and I celebrate that change. I think it's a wonderful reflection of the leadership here at the university. So that's my ad-lib. It is impossible to mention everyone who contributed, but I would like to mention a few of the people. On the SEIU Team: Al Bacon, Marjorie Moseley, Carolyn Schwier who was president, Ted Richmond, Kiana Million, Donna Samuels, and Deborah Schildknecht; On the ONA Team: Sara Baker, Julie Holtman who was a chief steward, and Cheryl Prater; On the FOP Union Team: Tom Fehr, Doug Barge, Dave Henson, Mike Blake, Rodney Chatman, Sherry Drescher and Jim Vestring.

I also want to thank the UC negotiating team: Gene Ferrara, Karen Patterson, Peggy Rose, Lauren Lantz, Melissa Berling, Deborah Degroot-Osswald, Shawn Gregory, Martine Hodges, Alecia Trammer, Gloria Woods and Bill Johnson.

Maybe if any of those people are here I'd like to ask you all to stand. Great.

Unfinished Business and New Business

Mr. Niehoff:

The next item is unfinished business. Is there any unfinished business? Hearing none we'll go on to the next item which is new business and that is reports from our board representatives and student trustees. First of all from the Faculty Senate, Marla.

Faculty Senate Report

Dr. Hall:

Thank you Mr. Niehoff and good morning members of the Board. On behalf of the University faculty and the Faculty Senate, I have two main activities to report. The first involves a Semester Conversion Resolution passed by the Faculty Senate at its June

- (a) The Vice President of Finance and Administration, in consultation with the Office of the Provost, should be charged with developing a specific draft budget plan for Semester Conversion with clear identification of the budget shifts necessary to cover the conversion before any final decision on whether to proceed with conversion is made. This could include the possibility of a multi-year accumulation of funds to build the budget necessary for conversion and a decision to be rendered when such funds have been accumulated;

- (b) Upon completion of the budget plan, the Office of the Provost should provide the Faculty with a strategic academic plan update that would include the possible budgetary prioritization of conversion over other university goals;

- (c) Upon receipt of this update, the Faculty Senate should convene a special All-University Faculty meeting to consider the budgetary prioritization of conversion over other objectives of the strategic academic plan and provide the results of that meeting to the offices of the Provost and President;

- (d) Final University transmittal to the University of Cincinnati's Board of Trustees of a recommendation to approve conversion to semester, if such a recommendation were to occur through this process, should include a clear articulation of the aforementioned budget and strategic academic plan prioritization analysis from all relevant university decision-making, advisory and shared governance committees.”

The Faculty Senate is already back in action for the 2009 academic year. We held a retreat yesterday where the main outcome of the meeting was a list of agenda items to be addressed by the Faculty Senate standing committees and the Faculty Senate during the upcoming year. Agenda items were identified for each of the standing committees as well as for the Senate as a whole. The three topics heading the list were (1) Semester Conversion, no surprise; (2) Performance Based Budgeting; and (3) Collegiate restructuring. This concludes my report for the September 23rd meeting of the Board of Trustees. Respectfully submitted, Marla Hall. Chair of the University of Cincinnati Faculty.

Mr. Niehoff:

Thank you Marla. Alumni Association, Steve?

Alumni Association Report

Mr. Simendinger:

Thank you, Mr. Chairman. I am proud to officially join this group and represent the UC Alumni Association as president of our volunteer Board of Governors. This is an exciting time for your Alumni Association, as it is for the university overall.

Intensive work by our staff, board and other volunteers culminated in our new Strategic Plan. A copy is in your materials. This plan was created in a truly collaborative and inclusive manner. It depicts an organization aligned with the direction of the university and the needs of our alumni constituency.

In executing against this plan, we have reformulated our committee structure and recruited many alumni and friends who have something special to offer. The new committees are: Membership; Marketing & Communication; Board Development; Programs & Services; Finance; Strategic Planning; Fundraising; Nominating; and Audit.

It is important to keep bringing new blood and new ideas to the table. We are staffing our committees with over fifty volunteers, many of whom are engaging meaningfully in the Alumni Association for the first time. Our building is used quite heavily here by students, alumni, guests, and the Board of Trustees. We will be renovating selected areas of this building over the next year.

Beyond what you'll find in our formal Strategic Plan document, we have redefined our membership model, migrating to a more philanthropic approach. Going forward, gifts in support of the Alumni Association translate to membership, which offers a new and improved family of benefits. We're in the engagement business, so it's been important to connect with all UC alumni, and the "first tier" of services and communications will do that. We call this, "The Graduates". We want to acknowledge anyone who gives to the university in any amount, so in the next tier; we are calling "The Donors" to the university in any amount and to any cause. They are automatically UC Alumni Association members.

Finally, the full range of member benefits is available to those who give directly to the UC Alumni Association at a minimum level annually, as well as those 6,000 alumni who had previously purchased Life Memberships. These are our new "Sustaining Members." By supporting our organization just as they would support their college or UCATS, for example, they will enable us to continue filling our valuable and unique role in the UC community.

While much is being done at the strategic level, it's also a busy time in terms of our programs and events. With school back in session, we'll be working closely with the students again to create more of an alumni culture on campus. For the second year in a row, all members of the new freshman class who attended Sunday's Convocation ceremonies received a copy of *The Red & Black*. This is a student-produced book about UC, its traditions, and "how to be a Bearcat." A copy of this year's edition is in your materials and for your reading pleasure. We salute our Student Alumni Council for creating this new UC tradition. Student Alumni Council is also working closely with our

staff on our All-American Homecoming, which is set for the weekend of October 11. The theme reflects many good news stories: the patriotic feeling coming out of the Olympics and throughout the election season; our Homecoming Parade grand marshal, Miss America — otherwise known as CCM student Kirsten Haglund; our trio of football All-Americans who will look to lead the Bearcats to a big win over Rutgers; and the All-American quality of UC itself.

Beyond that, we have a full calendar of events this fall, both here in Cincinnati, across the country, and around the world. In recent weeks and months, alumni all over the U.S. have attended dozens of events involving community service, social networking, Reds and Bearcats games, “Summer Sendoffs” to our new incoming freshmen, and more. We also had about 30 people attend our first-ever alumni network event in Beijing, China, and there continues to be a lot of activity in UC’s India Alumni Association. In fact, next month’s economic development trade mission to India by the Cincinnati USA Partnership will include hosting a dinner for UC alumni. So we are truly elevating our international presence right along with the university.

In closing, it’s definitely a new era at your UC Alumni Association, and I ask for this board’s help as we seek greater alumni engagement. All of us need to be ambassadors in this cause, because when we succeed in our work, our entire UC community prospers.

Thank you for your ongoing interest and support for the work of your UC Alumni Association.

Mr. Niehoff:

Thank you Steve. That’s an excellent report. Now we get to hear from our students and the students of course, are why we are here. The first report is from our Student Trustee. Diana? Oh, by the way, you know that they’re students because they’re the only ones with laptops.

Graduate Student Report

Ms. Hechavarria:

Good morning. The Graduate Student Governance Association, also known as the GSGA has worked very hard to collect and establish the longitudinal assessment of graduate student attitudes to address and represent graduate student issues by compiling survey initiatives during the school year 2007/2008. This has been an unprecedented event for our student government. We believe that these statistics are quite valuable and reflect the state of our graduate students here at UC and should be compared against other data collection endeavors undertaken by the office of institutional research and by the university.

Specifically we have done two large surveys. One of about 75 questions and these results were released in May 2008 and they were answered by about 1900 graduate students. The supplemental survey was sent to UC graduate departments to compile data on graduate student research, teaching, and publishing. For example, our findings illustrate out of the 14 total PhD programs that ANS offers, only 3 programs require their students to submit a paper for publication during their PhD studies as of 2008. So in turn we are working to better launch a new website that is more technologically advanced and it will help graduate students upload their research papers and posters for peer review and academic review through a login process which will also allow graduate students to communicate through forums to buy and sell furniture, buy books, and also facilitate in searching for housing.

Additionally students will be able to follow up on their conference and research travel grant applications which is administered by the GSGA online.

In other news about 180 applications were submitted for the University Research Council's Summer Graduate Student Research Fellowship program. Sixty-five students from 10 UC colleges received stipends to support their continued work through the 2008 summer months.

The Graduate Students award ceremony was held June 3rd. Among the recognized individuals and groups were: The Chemistry GSGA which was awarded Association of the year and about 8 graduate students from various colleges were recognized in the area of teaching and research. Furthermore, some very exciting news: Five UC graduate students received the honor as being recognized as a Fulbright Scholars. The Fulbright Scholar Program sends 800 U.S. faculty and professionals abroad each year, through short-term grants aimed at promoting international research.

Furthermore in news, we will continue to address throughout this school year, the graduate apartment complex, located on the northwest corner of West Campus was closed Aug. 31' 2008 to complete essential upgrades to conform to the standard life-safety program for the university's residence halls. As a result, there are currently no exclusive on campus housing options for the graduate student community. Currently, the GSGA is working with the student faculty committees to develop a strategy for the future of on campus graduate housing. Our goal is to explore possibilities for short term and long term solutions through the initiation of student questionnaires and student/faculty focus groups overseen by our Graduate Housing Committee. For instance we are also currently also serving graduate students on issues related to housing and hope to report results at our next meeting.

Also last year the pending coverage of UC health insurance was removed. Our current survey initiative is also collecting data on healthcare expenditures and dependent status for current UC grad students. Again, we hope to report these findings on characteristics of health insurance spending for these two groups next meeting. We also hope to develop new options for the upcoming year to also encumber the needs of the UC grad community with dependents of the options currently held in our health insurance provider.

Looking forward to this year, the graduate student government will work on these two very important areas; graduate student housing and graduate health insurance which

impact graduate students directly here at UC. In addition to our continued dedication to address the issues related to graduate student research and publishing. This concludes my report for today and as always you can always see me after the meeting if you have any addition questions.

Mr. Niehoff:

Thank you for an excellent report. Our next item is from the President from the Student Government Association, President Ryan.

Student Government Association Report

Mr. Rosensweig:

Thank you very much Mr. Chairman. Let me pull out my report here. I tend to wear my pins with purpose and today my pin is UC|21. This is something that I didn't submit with my report because it's something that is still developing up to today and I wanted to briefly talk and recognize the partnerships that we have had with student government this summer with different offices and different levels of the administration within the university. This is a long list but I think that it should be recognized because I think through our cooperation with these groups we are accomplishing all six goals.

We've partnered with faculty, student affairs, UCIT, the Provost's office, different student groups, UC Athletics, Administration and Finance, the President's Office, Governmental Relations and Communications, Facilities Management, Alumni Association, the Foundation, and different colleges including the College of Business, and Engineering, the GSGA, University Honors, the Diversity Council, UC International, the University of Cincinnati Police Department, Resident's Life, Parking, Branding Committee, Hoxworth Blood Center, University Dining, Main Street, Campus Recreation Center, Co-op, Career Development Center, Center for Community Engagement and

Civic Engagement, Higher Learning Commission, and Legal Council, as well as the Office of Admissions. And this was only in three months. I think it says a lot to just the open lines that our administration, our student groups, and our different offices have in working together with us to really accomplish great things. Now let me share a few of the great items that we are very proud to have accomplished this summer that we will be looking forward to.

Firstly as Dr. Zimpher mentioned, “It’s Your Call” is a student led non-partisan voter registration campaign. We have a goal of registering 3,000 new voters. We’re partnering with student organizations, offices, MTV, as well as the Ohio PERG. On Sunday, September 28th, MTV Rock the Vote which is a really great event for students within our age demographic – we’re having performing artist Ben Taylor, Q-Tip the rapper, and Bootsie Collins will perform as well as our very own host of Homecoming and Miss America—Kirsten Haglund will be there as well to say some words about the campaign.

Also, we have a Sustainability Initiative going on. We’re very excited where this is something really rooted from students’ passion and interest. This was started in June and this has blown into something wonderful and we are having our first Farmer’s Market during Homecoming where we’re bringing in locally sourced organic food to campus. This plays a role as well where we’re working together with faculty from the sustainable engineering department as well as the President’s Advisory Committee for Environmental Sustainability. It’s just fantastic because this is a dream that became a

reality very quickly and it will be a great way to show and introduce students to this concept and promote our different academic outlets for learning about sustainability. Also at all of our football games and especially homecoming, we've worked with the Alumni Association to have areas for people to recycle at the tailgating areas and also get student groups involved.

And finally, my last highlight will be our newsletter. We've worked with the Office of Communication to create a newsletter that is going to go out to all 30,000 undergraduate students. That includes everything from a video, which you're welcome to checkout at <http://www.youtube.com/UCStudentGovernment> and it also will include podcasts. We're trying to find different ways to reach and inform students about everything going on. That concludes my report and as always, I'm available if you want to catch me afterwards. Thank you Mr. Chairman.

Mr. Niehoff:

Thank you Ryan. Is there any other new business?

Mr. Humes:

Mr. Chairman, two quick points; one, I'd like to welcome the new board members and representatives. Thank you very much and excellent reports. I'd especially like to welcome Steve Simendinger. You've taken over a huge job and you and your team are doing a superb job of rejuvenating the Alumni Association. I've had the pleasure of knowing Steve for about 35 years and his family. His family has supported this university for over 50 years so I know how proud your family is of you being in this position and we congratulate you and welcome you.

Mr. Simendinger:

Thank you.

Mr. Humes:

Speaking of congratulations, we have so many things to celebrate at this university, but about two months ago, two of our former students achieved a phenomenal thing for themselves and on behalf of their university. We had two Olympians that were former athletes of the university, one achieving a gold medal and the other a silver medal. And I think it would be appropriate, Mr. Chairman, if the board could send a letter via you and Chairman Wyler to Mary Wineberg and also David Payne for their great accomplishments and also for carrying the flag of the university throughout the world

Mr. Niehoff:

That's a very good idea. Thank you. Any other new business?

Recognition of Trustee Anant R. Bhati, MD.

Mr. Niehoff:

I now have the pleasure, on behalf of the board, of recognizing a Trustee whom we all hold in the highest esteem and upon whom the Board has relied for wise counsel for a period of nine years.

Anant Bhati's term as a member of the Board comes to a close at the end of this year. Anant, on behalf of the Board and the University, I want to thank you for your dedication, compassion, and your outstanding service. I would like to read a commendation reflecting the Board's deepest appreciation for a job superbly executed and very much appreciated.

In expressing its appreciation, the Board of Trustees of the University of Cincinnati commends DR. ANANT R. BHATI for his outstanding service to the University of Cincinnati.

WHEREAS, DR. ANANT R. BHATI was selected by Ohio Governor Bob Taft to fill a nine-year term as a Trustee of the University of Cincinnati beginning in the year 2000, and

WHEREAS, this board and this University have benefited immeasurably from his fiduciary acumen, commitment to excellence in education, and unceasing concern for the needs of our students, and

WHEREAS, his dedication to the community is well known through his decade of service on the State Medical Board of Ohio as well as long-term advisory positions with the Provident Bank, Aetna Medical Advisory Board and the Salvation Army, and

WHEREAS, DR. ANANT R. BHATI, director of gynecology at Good Samaritan Hospital, is widely recognized as an innovator in endoscopic gynecological surgery and as a compassionate doctor who has taught medical students for more than 30 years at the University of Cincinnati,

WHEREAS, the official records cannot begin to fully encompass his wide-ranging endeavors on behalf of the citizens of the Cincinnati community, a tally of good works that is inspiring to all of us,

NOW, THEREFORE, let it be it resolved that the Board of Trustees of the University of Cincinnati, a State University organized under Chapter 3361 of the Ohio Revised Code, commends and expresses its appreciation to ANANT R. BHATI, M.D. for all of his dedicated efforts on behalf of the University and our City, and wishes him well on his retirement from the Board of Trustees.

BE IT FURTHER RESOLVED, that this Resolution be spread upon the minutes of said Board and that a certified copy be presented to ANANT R. BHATI, M.D.

I have the pleasure of doing that with my friend right now. Thank you.

(Applause)

As you all know we will have an additional celebration following the conclusion of our meeting for our good friend Dr. Bhati.

Dr. Bhati:

Thank you.

Mr. Niehoff:

I will now call for an Executive Session. May I have a motion to enter Executive Session for the purpose of litigation conferring with council concerning disputes involving the university? We will reconvene after the executive session.

Upon motion of Mr. Barrett, seconded by Dr. Bhati, the Board voted to enter Executive Session by the following roll call vote:

AYE: Dr. Bhati, Mr. Niehoff, Mrs. Heiman, Mr. Barrett, Mrs. Buchanan, Mr. Humes and Mr. Richardson

NAY: None

ABSENT: Mr. Heiman and Mr. Wyler

Upon proper motion and second, the Executive Session adjourned at 11:20 a.m.

NAY: None

ABSENT: Mr. Heiman, and Mr. Wyler

Adjournment

The motion is approved. Our next regular board meeting will be held here on Tuesday November 18th. I'd like to thank you all for being here. As I mentioned earlier everyone is invited to participate in the reception honoring our distinguished friend, Dr. Bhati, which will be held in the Atrium after our meeting. There being no further business before the Board, upon proper motion and second, the meeting adjourned at 11:25 a.m.

H.C. BUCK NIEHOFF
VICE CHAIRPERSON

ANANT R. BHATI, M.D.
SECRETARY

UNIVERSITY OF CINCINNATI

Official Proceedings of the

Two Hundred and Eighty-Second Meeting of the Board of Trustees

(A Regular Meeting)

September 23, 2008

The Two Hundred and Eighty-Second Session of the Board of Trustees of the University of Cincinnati was opened at 10:30 a.m. on Tuesday, September 23, 2008, in the Russell C. Myers Alumni Center of the University of Cincinnati. Notice of this meeting was given in accordance with Section 121.22 of the Ohio Revised Code. The proceedings of the Board, when not otherwise provided for by its bylaws, are governed by *Robert's Rules of Order*.

H.C. Buck Niehoff, Vice Chairperson of the Board of Trustees, presided. Mr. Niehoff asked that roll be called.

BOARD MEMBERS PRESENT:

C. Francis Barrett, Anant R. Bhati,
Margaret E. Buchanan, Sandra W. Heimann,
Tom Humes, H.C. Buck Niehoff and Robert
E. Richardson, Jr.

BOARD MEMBERS ABSENT:

Gary Heiman and Jeffrey L. Wylar

ALSO PRESENT:

Nancy L. Zimpher, President;
Anthony J. Perzigian, Senior Vice President
for Academic Affairs and Provost;
Michael W. Carroll, Vice President of
Development and Alumni Affairs;
Mitchel D. Livingston, Vice President for
Student Affairs and Chief Diversity Officer;

Mitchell D. McCrate, Interim General
Counsel;
James D. Plummer, Vice President for
Finance;
Fred Siff, Vice President for Information
Technology;
David Stern, Vice President for Health
Affairs;
Gregory J. Vehr, Vice President for
Governmental Relations and
University Communications;
Greg Hand, University of Cincinnati
Spokesperson;
Diana Hechavarria, Graduate Student
Trustee;
Steve Simendinger, Alumni Representative;
Marla Hall, Faculty Representative;
Andrea Kornbluh, Faculty Representative;
Makram Suidan, Faculty Representative;
Ryan Rosensweig, Student Representative;
Susan Stringer, Executive Assistant to the
Board of Trustees and Sr. Vice
President for Administration and
Finance;
and the public

*(Prior to the Board Committee Meetings and the Regular Meeting, Vice
Chairperson H.C. Buck Niehoff, began the proceedings at approximately 8:31 a.m.)*

Mr. Niehoff:

Good morning everyone. Welcome. We have a number of new faces at the board table today and I'd like to introduce them. First, Steve Simendinger is our new Alumni Association President and representative of the Alumni Association. Steve has worked for the past 22 years as a Portfolio Manager at Johnson Investment Counsel and he has two degrees from the University of Cincinnati. He earned his BS degree in 1974 and received his MBA in 1976. Steve has been a member of the Alumni Association for a number of years, served on its Executive Board for four years and became president of the Alumni Board on July 1, of this year. He is the past president of the UC College of

credentials. Dean Knehans brings to us 27 years of experience in academia, 17 of which were in various leadership positions. After completing his Doctorate in Composition at Yale, he earned tenure at the University of Alabama and from there, returned to Australia and assumed the Directorship of the Conservatory of Music at the University of Tasmania, one of Australia's most progressive music institutes. During his tenure as Director, the fundraising, program development, facilities outreach, and outreach to secondary schools were taken to impressive heights. In Dean Knehan's impressive search committee that was chaired by Dean Louis Bilionus, he impressed us all with a vision that when executed will raise CCM's profile among the premiere music programs in the world.

And by way of a footnote, I did a little calculation. In reaching CCM from Hobart, Tasmania, Dean Knehans and his family traveled a mere 9,776 miles. If one measures airport to airport, Doug, it was 10,178 miles. Either way a long trip but one of enormous consequences for CCM and UC. I present Dean Douglas Knehans.

(Applause)

Dean Knehans:

Well thank you all for your warm welcome. I've had a dizzying round of warm welcomes since I've been here and I'm sure they'll continue. I've had an enormous joy meeting all of my colleagues and the administration of the university. We're planning some great stuff at CCM and it's an institution that has such high pedigree that doing great stuff with this institution will be both a joy and an easy joy. So I would just like to say thank you for all of your warm welcome and watch this space. Thank you.

(Applause)

Mr. Niehoff:

Thank you Dean. We have two farewells. I would like to sincerely thank Dr. Richard Harknett and Dr. Ann Welsh for their dedicated service to the Board as the

Faculty Representatives to the Board of Trustees. Richard could not attend today's meeting, however, Ann, if you would come forward – there she is – we have a small token of appreciation for your outstanding service on behalf of the University and the Board of Trustees.

(Applause)

Mr. Niehoff:

President Zimpher.

(Nancy L. Zimpher, Ph.D., President of the University of Cincinnati gave the following report.)

Report of the President

President Zimpher:

Thank you Mr. Niehoff. A little later this morning, I will be presenting the UC|21 Report Card. It's filled with good news as well, but let me begin here:

On Sunday, we opened the new school year with a tremendously successful Convocation, complete with Thane Maynard of the Cincinnati Zoo and his friends, Lucy the bearcat who has grown since I first met her, a Spectacled Owl, Porcupine and a Penguin. And you were here to participate and to witness and there were thousands of new students and parents and family and loved ones on campus. It was truly an exciting opener.

On Friday, Sandy Smith of my office coordinated an impromptu drive to collect flashlights to donate to the University of Dayton to give to their students as UD was still without electricity following our local brush with Hurricane Ike – a small act of kindness but duly appreciated. And so I certainly want to thank Duke Energy who donated 100 of those flashlights, but we, the department of Public Safety, Campus Services and Facilities

Management, everybody got in the game late on Friday afternoon: Gene Ferrara, Felicia Cruise, Jeff Polly, Steve Sayers, Rick Wiggins, Cheryl McDonald, Ron Mays and Linda Schoenhof and CEO Sandra Meyer who took time out of everything that must have been happening to help us help UD, Tony Platz, Kenny Smith, Nancy Plaetz, Glen Storer and Teresa Hill. You wouldn't have to name all those names, but on Friday afternoon people are pretty much done in the week and to rise to the challenge and be able to help our sister institution was a real nice thing for us to do.

On the rankings front, The Princeton Review has recognized UC in three significant ways, first, the overall university ranking as one the nation's best colleges and universities. In addition, UC was identified as No. 19 on the list of the nation's most diverse schools. And thirdly, The Princeton Review teamed with Entrepreneur Magazine to do a ranking, placing our undergraduate entrepreneurship program in the College of Business among the top 25. We love The Princeton Review.

Reduced energy usage at UC over the last four years has held energy costs steady, avoiding an estimated \$10 million in costs. As global energy prices continue to rise, UC has implemented an energy plan to reduce its energy usage for the next six years, building on the efforts of the past few decades.

Ryan Rosensweig may have more to tell about this later, but Student Government has worked with the university administration to launch "It's Your Call," a non-partisan campaign to register 3,000 new voters at UC. This program includes a partnership with university offices and student groups to offer debate watching events and other major events during this campaign period.

Two openings I would like to mention. On August 18, the Lindner Center of HOPE officially opened its doors to patients. The center, staffed by our College of Medicine faculty, provides mental health diagnostic and treatment services. Located in Mason, it features 64 beds for adolescents, adults and senior adults and is fully integrated with outpatient services, including psychiatric evaluation, psychotherapy,

psychopharmacology, education, rehabilitation and expert consultations. Paul Keck, vice chair and professor of psychiatry, serves as the center's president and chief executive officer.

And then again, on Sept. 9 and 10, we celebrated the grand opening of the Center for Academic and Research Excellence (CARE)/Crawley Building, ushering in a new era of discovery for UC. Again, many of you participated in this grand opening. The new building at the corner of Eden Avenue and Albert Sabin Way features a nine-story glass atrium bringing the CARE/Crawley Building and providing almost 240,000 square feet of additional space on our medical campus for research and teaching. In addition, the CARE/Crawley is the new home of the health sciences library, named for former Senior Vice President and Provost for Health Affairs, Donald Harrison.

On Wednesday, finally, as classes open, we have a new entrepreneurship/family business major in the College of Business; a new undergraduate major in neuroscience in the College of Arts and Sciences; a new master's in engineering and a minor in sustainable urban engineering in the College of Engineering, and a charter class in a master of public health degree on the health campus. And the geography department - in partnership with Chinese University, Sun Yat-sen University, begins a new undergraduate degree program in Geographic Information Sciences.

So as has become our habit at each of our Board of Trustees meetings, we will lead our reports of the day with a presentation on enrollment from Caroline Miller. Caroline.

(Caroline Miller, Ph.D., Associate Vice President for Enrollment Management, gave the following enrollment update information.)

Dr. Miller:

Good morning. I left a few presents for you at your place this morning so you could experience a little of what our students are experiencing. You do have a Welcome

Week brochure, not that you will probably have the opportunity to do that, but I'd like for you to see the experience that our students are having as they start with us. Also at your place, and I hope you saw in your Enquirer this morning, our tradition of the first day ad, celebrating this year's student success, the improvement in our retention and graduation rates.

I'd like to lead my remarks this morning with a big number and that big number is 37,000 bearcats. I'm not exactly sure how long it's been since we've had 37, 000 bearcats, but we do and so Mike, they need room in the stands. You will also find at your place something that I think speaks to the fact that I had no power for much of the week last week. And it's a little way to help you remember many of our enrollment successes for this class and a peek at what we'll be doing for 2009. And since many of these successes are in the report card, I'm not going to be redundant, but I would like to leave you with a few nuggets here.

First of all, we surveyed our incoming students to learn more about their choices and also students that we made offers to that made other choices this summer. We learned that of that group, 88% said UC was their first choice institution – no more back up school – 88%.

I'd also like to celebrate the fact that when we look at our overall retention gains, that they are led by a 10 point improvement for our African American students with the retention rate of our African American students approaching that of our traditional white students. As it should be, not as it has been at UC.

I'd also like to talk a bit about where we are headed for 2009, because I am quite frankly done with 2008. We are going to lead our enrollment efforts, particularly with the freshman class, with some new initiatives centering around the Colleges of Engineering and Business in some very different ways. The College of Engineering is going to be our partner in a new admissions process around holistic review. The College of Business is our partner in piloting a new metro rate deep into Kentucky and into

southeast, basically I-70 South and Indiana, to try and open up some markets where we have not had very many students come. It is clearly a pilot, but we hope to make some significant gains there.

We're also going to be leading our enrollment strategy for fall of 2009 around our STEM disciplines and using two of our three Choose Ohio First grants to attract talented students who want to study in engineering, the sciences, and the teaching of math and science. We have a great opportunity with scholarships to attract not only top notch students but students who have been traditionally underrepresented in the sciences and mathematics. And so we're excited about that.

And our third area of continued focus will be in the attraction and the continuing movement of students from our community college partners and branch campuses—many pathways to a UC degree—places where we've seen roughly 20% gains in this class in terms of incoming freshman and incoming transfer students. So I believe that we have delivered to the University of Cincinnati a terrific freshman class and overall student body and I am excited about the future and where we're headed. Thank you.

Mr. Niehoff:

President Zimpher, can we have a round of applause? I think this is great.

(Applause)

Dr. Miller:

Many hands went into that work, many hands. Thank you.

President Zimpher:

Caroline, thank you. Personally you and the team – recruitment, admissions, and of course what counts the most, confirmations – it’s a long process. It was protracted this year because our students were absolutely considering what the best options were relative to affordability which made them later to commit than typically. So when Caroline says she’s turned the page on ’08 and she’s going into ’09 it is with a great sigh of relief. That big number 37,000 is the most students at the University of Cincinnati in 18 years. So this is really a high watermark for us.

That said, our next presentation will be about the Darwin Sesquicentennial and Provost Tony Perzigian and Professor Ron Millard, Professor of Pharmacology and Cell Biophysics will do the honors. Tony and Ron, welcome.

PRESENTATIONS

(Anthony J. Perzigian, Ph.D., Senior Vice President and Provost, and Ronald W. Millard, Ph.D., Professor and Darwin Program Chair, gave the following presentation on the Darwin Sesquicentennial Celebration, using PowerPoint slides. A copy of the presentation is on file in the Office of the Board of Trustees.)

Dr. Perzigian:

Good morning. I’m pleased to be joined by Professor Ron Millard and as President Zimpher indicated, Professor in the College of Medicine’s Department of Pharmacology and Cell Biophysics.

We’re going to use our time to update the Board on our plans to recognize and celebrate the 150th anniversary of the publication of Charles Darwin’s landmark work *On the Origin of Species*. Published in 1859, Darwin’s monumental work literally ushered in a scientific revolution and now nearly 150 years later, his theory of evolution by natural selection continues to serve as the guiding motif, the organizing principle, and the unifying theory of the life sciences. The impact and influence of his work are now felt

Through the Darwin Sesquicentennial program we intend to showcase UC's diverse scholarly and research strengths across a wide array of academic programs. And we'll be able to assume a prominent leadership position among institutions both in the region and in the state. The program is taking shape across colleges and with its academic and community partners. In fact, as we ramp up to the 2009 program celebration, there was an event this past summer where two faculty at Raymond Walters College led students on an exploration of Darwin's England through the British Summer Study Abroad program. Those courses coincided with the 150th anniversary, on June 30th of 1858, of the reading of the Darwin and Wallace (contemporaries, observers and creators of the evolution idea) papers. Their papers were read before the Linnean Society in London.

UC's state leadership role for the Darwin Sesquicentennial began a year ago, as I mentioned, when we proposed that all the public universities collaborate and form a network of coordinated planning. Soon thereafter, Provost Perzigian appointed this planning committee in early 2008 and I was recruited, to a process that I'm not sure I quite appreciated the complexity of, in April. It's been a joy since then, but a fairly busy one.

Since then we've been taking critical steps to seed and shape ideas and to coordinate a program focused on Darwin and the evolution and the scientific evidence and its impact. The program has attracted enthusiastic interest in partnering on events from members of the Greater Cincinnati Consortium of Colleges and Universities, from the Cincinnati Zoo and Botanical Garden, The Museum Center, and libraries across UC and within the community. UC has established, as you saw on the earlier slides, a website, www.uc.edu/darwin, with a network of Ohio and Greater Cincinnati academic communities to connect, as Tony mentioned, with the global community engaged in the Darwin celebration events.

We've already begun to actively engage the community in evidence-based education. And, in fact, last week some of you may have even been in attendance when

the College of Law and the UC Justice Center cosponsored a continuing law education event that was primarily attended by Ohio and Kentucky attorneys and judges, but many UC law students and a few of the rest of us enjoyed the program which focused on an actor's representation of four key cases by Clarence Darrow. Some of you may remember that Clarence Darrow represented the science teacher in the so-called "Scopes Monkey Trial" which took place in 1925 in Tennessee.

Substantive conversations have been conducted with the leadership of the museum and the zoo. President Zimpher mentioned the convocation yesterday and we'll reference this other event here by Charles Mann upcoming in a second. So we have enduring collaborations between UC and the museum that are starting to galvanize through a project around the Ordovician Sea upon which we all have built all of our institutions in Cincinnati. That will go through an informal science education project that Tony mentioned a minute ago that we'll be proposing to the National Science Foundation for sustaining funding.

UC has really captured the imagination of the digital generation as well. Some other events are shown here, but that capture of the digital generation, the new generation of those incoming students and the current students, will be attracted by a one of a kind Galapagos project on a virtual world called Second Life. Many of you may not have heard this, but boy, it certainly captures the attention of students and in fact some people of even my generation suddenly have raised their hands and said, "Oh, I know about it."

We'll engage UC students in geographic, geologic, and biological design. I invite visitors to explore where Darwin went and what he saw as he recorded the evidence for evolution for natural selection in the Galapagos Archipelago. For those of you who really would prefer a real life experience, the UC Alumni Association has arranged a Galapagos tour in late January. Am I correct in stating that Mr. Niehoff has already made a reservation and invites as many of your to join him on that? That will be in the end of January and beginning of February of 2009. Our Darwin Sesquicentennial events evolve and take shape daily. A Darwin 200th birthday gala is in the planning stages potentially

for February 2009. His birthday is February 12, 1809. Distinguished scholars will be invited to UC and Cincinnati from across North America and Europe. The next public event on campus, which you saw in an earlier slide, will occur on October 9th at 4:30 in the afternoon at Zimmer Auditorium. The noted author Charles Mann will deliver the Taft Rieveschl lecture on 1491, a noted year, a year before Columbus and his title will be “New Revelations of the Americas Before Columbus” and we’ll touch upon Darwin and evolution since.

Beginning in early 2009, the UC community will hear from notable scholars and experts visiting and interacting with the community. These will include philosophers of history, biology, and evolutionary biology hosted by the Taft Research Center for the Humanities and notably a Lichtenstein lecture at the medical school on the human microbiome. UC will host the 2009 North American Paleontological Convention where 700 paleontologists from North America will convene on campus in June. In October, the UC Mini Medical School is slated to offer a community outreach program on “Your Genes and You”. And I might say – I don’t mean Levis.

I leave you with these images of Second Life on the Galapagos project where educational events of the Darwin Celebration Theatre and Gallery will take place in the virtual world for the Ohio academic community. Throughout this venue, we hope to capture the interest and engage a diverse audience of the digital generation and evidence based learning to improve science literacy.

Thank you very much for the opportunity to serve the university. You are welcome to make comments.

(Applause)

President Zimpher:

Well thank you Tony and Ron. This is truly going to be an exciting year whether it’s in real life or Second Life. Get you avatar ready. Does that work?

Dr. Millard:

That's right.

(Nancy L. Zimpher, Ph.D., President of the University of Cincinnati, gave a presentation on the Refinements to the UC|21 Report Card utilizing the report card website at www.uc.edu/reportcard/.)

President Zimpher:

Okay it's my turn. As has been our tradition over the last three years, we will now report on the UC|21 Report Card. It continues to add more bells and whistles and we keep trying to improve it each year. For the Trustees and for many of you in the gallery, we do have a hard copy. This violates our sense of how important the web is because our report card is really expanded upon on the web and you'll see some examples of the web treatment as we go along.

We now have 86 regular metrics and this year added 60 new metrics to expand on Goal 6 which is around creating opportunity as we incorporate metrics from our so-called Diversity Report Card which is sort of a subset of the overall.

We have also added Action Steps which are boldfaced to draw out what it is we are trying to accomplish as we take stock of these metrics. We have target objectives for the year 2010-2011 highlighted in yellow on the print version and marked on our website. And on the online version, we also add factors relative to our aspirational institutions and those are a small set of universities that we most aspire to in terms of our accomplishments across these goals. So we'll show you a little bit of all of that as we move forward.

Last fall and spring, I visited all of the colleges on campus and several units to share last year's Report Card to seek feedback and to expand the indicators. We've added some indicators to the list as a result of that feedback. And we now know that some colleges have their own Report Cards: among them the McMicken College of Arts

and Sciences, the College of Allied Health Sciences, and the College of Education, Criminal Justice and Human Services. And I learned from the College of Law and others that many of these statistics are kept in order to calibrate the rankings of our professional colleges in particular.

Of course I want to thank Lee Mortimer and Nick Frame who lead our office of Institutional Research. Every year they partner with Marianne Kunnen-Jones, the provost's office, the vice presidents, and deans to report the status system. And I would add that with Chancellor Eric Fingerhut's "Ten Year Strategic Plan for the University System of Ohio", we will have a new statewide, so-called score card of 20 metrics and we are in line with those metrics and ready to provide data. And you may recall that we have joined all other public four year institutions in Ohio to document through a Voluntary System of Accountability, an Ohio College Portrait. The University of Cincinnati was the first to display this portrait on our website and I am confident we are a model for other institutions across the state.

That said, let's roll. Goal 1 is placing students at the center. Here we use student satisfaction measures. We have two measures we use - the National Survey of Student Engagement and the Student Satisfaction Inventory. We call them the NSSE and the SSI and every two years we rotate these two instruments. We've shown improvements in 75 out of 82 measures with no areas of decrease.

I might call this the Anant Bhati retention rates report. You have been tireless in asking us about retention and graduation rates. Let's start with retention, which feeds into what we want for our overall students and that's graduation. Our retention rate is up 2%, projected at 84% -- and that is a 7% increase over five years which is pretty extraordinary. And as would follow, a steady increase in our graduation rates now at 55%, again a 7% increase over the past five years and we expect an exponential increase as our freshman to sophomore, sophomore to junior, and junior to graduation rates continue to increase.

Goal 2 is all about research. Our 2008 research data will be shared with you later in the school year by our Vice President for Research, Sandra Degen, but I'll highlight two items. Total Research funding reached a record high in 2007 at \$333.5 million. Although federal funding has been a bit dry, we are expecting good numbers again this year. Federal Research Expenditures, as I want to highlight shows a 9% increase. I know that it gets a bit confusing whether we're counting dollars in or dollars expended. We pay attention to Federal Research Expenditures because it's a true indicator of actual research activity by a university. It measures the actual amount of money spent on research endeavors, not just the dollars coming in. It levels the playing field when we're trying to compare land-grant universities to non-land-grant universities because it excludes funding for agriculture and agricultural research and focuses just on across-the-board research so that is a true measure of our achievements relative to other universities.

Goal 3 is Achieving Academic Excellence, and we will highlight several items relative to UC|21's greatest success so far, and of course that's all about our students:

- National Merit Scholars – our freshman class this year holds a record number of National Merit Scholars at 44. That's a total of 146 National Merit Scholars on campus and sets us on pace to move up the list of institutions with high numbers of National Merit Scholars.
- ACT scores – at the same time we have seen significant increases this year in scores that are considered very difficult to move. Our ACT scores are up seven-tenths from 24.1 to 24.8 and we are told that moving seven-tenths of a percentage in one year is just very extraordinary.

We have a similar story with the SAT scores - up to 1125, from 1109 last fall.

Goal 4, Forging Key Relationships and Partnerships, as we focus on these relationships, it is difficult to pin down metrics. So we have revamped each of them this year because there were many years when we weren't trying to count or calculate our key contribution to relationships and partnerships, but we found a way. And one of the critical ways is to monitor the number of undergraduate students in internships and co-

ops. One item I will highlight then is the great strengths as we continue to grow our co-op program. This year our co-op students earned a record \$35 million in more than 5,000 co-op placements, an historic high. This will be measured eventually on the University System of Ohio scorecard. They are still deciding whether they are going to count undergraduates and graduates together, so we will continue to tweak these numbers as they consider what the true measure of our co-op engagement should be.

In Goal 5, Creating a Sense of Place, again, a tough thing to measure, we will this year introduce a Quality of Life Index, which we will use to measure the quality of life in the seven surrounding neighborhoods that we so happily call Uptown Cincinnati. We'll have a baseline then for 2009. We've added under Creating a Sense of Place, University Athletics and our winning percentages because we think that athletics adds to the quality of life on our campus. We've listed two important metrics for you to consider. One is the Academic Progress Rate, often referred to as the APR, under academics in Goal 3, but under Goal 5, we include the Big East winning percentages and as you know academic success and championships are all a part of "CATAPULT" which is the strategic plan for our Department of Athletics led by Mike Thomas.

In Goal 6, Creating Opportunity, we have a combination of enrollment factors, fiscal and financial factors, revenue strategies and diversity. So let me talk for a moment about institutional liquidity since Caroline has already talked about enrollment. It is a 15 year goal beyond our 2010 mold, however; you can see that we have made enormous progress in the last two years, up to \$105 million -- almost half our goal in institutional liquidity.

And then in diversity, as I've said, we've added 60 metrics thanks to our now all university committee called the Diversity Council. In this instance we don't we have arrows because we don't set a particular target, but we do want to keep a constant eye on the demographics that belie our commitment to a diverse campus.

So it's a lot for your process when you're talking about this large number of metrics. I'll be honest with you. We've been trying to work on a dashboard to peel these hundred metrics down to 20 or so that you can see it at a glance and we know that means we have to put in that dashboard what matters most. We just have had trouble honing down so many metrics that matter to us across-the-board.

So with that, if there are any questions, we have experts in the audience who can unpack some of these statistics. Seeing none, not that that is a measure of your curiosity, I know how much you appreciate these data systems and this report card. Let me move on to our final report before we wade into the substance of our board meeting. In some respects we have save the best to last.

I'm about to introduce Jeff Williams. You all know him as Chairman of our UC Foundation Board of Trustees, but I want to make a couple of observations. We know that we have a powerful membership in our UC Trustees and our Board of Trustees but since we've been working with some national consultants to frame some of our work, we have it validated - this is an objective opinion and from a consultant that's seen a lot of universities and worked with a lot of foundation boards - we have the best. We have the strongest and most committed foundation trustees this consultant and I, myself, have ever met. And we have a leader who had given tirelessly of his time and commitment.

Every big act of this foundation is led not only by the shadow of Jeff Williams' hand, but his personal presence. I can't tell you how many times he's come back to Cincinnati from New York or flown to some other part, not only of the country, but of the world to make contact with key members of the UC family. And, I think most importantly, Jeff Williams has set a standard for quality that is really distinguishing the University of Cincinnati Foundation. So here to give his annual report, is the Chair of our Foundation Board, Jeff Williams. Thank you so much, Jeff.

(Applause)

(Jeffrey P. Williams, Chairman, UC Foundation Board of Trustees, gave the following presentation on The UC Foundation Report on the Progress of UC's Fundraising.)

Thank you Nancy and members of the board, I want to express my appreciation for your support throughout the year and allowing me some time this morning to provide an annual report on the work of the University of Cincinnati Foundation. My fellow UCF Trustee and convening co-chair of the campaign Otto Budig, has been keeping you abreast of the progress of the campaign at each of your meetings. As he couldn't be here this morning, I'll combine his regular campaign report with my annual update.

We are eagerly anticipating next month's public launch of the largest fundraising campaign in the University of Cincinnati's history. The kickoff celebration will take place on Saturday, October 25th at Fifth-Third Arena. We anticipate a spectacular event and I know many of you are planning to join us at that time.

At the celebration we will announce the campaign results to date as well as the total for our nucleus fund. You undoubtedly remember that the nucleus fund represents the total amount given by the UC and Foundation Board of Trustees to the campaign. In my mind, that total is important for at least two reasons. It highlights the leadership and enthusiastic endorsement of all of the members of the two boards and it serves as a meaningful launching pad for the rest of the campaign.

Many of you probably know that the campaign's official name is *Proudly Cincinnati: Tower of Strength, Rock of Truth*. This is so much more than just a simple campaign theme. It speaks to the pride we have in our university and it acknowledges its strong ties to this very vibrant city. We are also paying tribute to six of the words of our alma mater that alumni will remember fondly. Other elements of the campaign's theme-- three words that resonated for everyone throughout the planning process: bold, strong, and ambitious. The campaign materials highlight UC's bold beginnings, its strong record of success, and its ambitious goals for the future.

A website devoted to the campaign is under development and it will serve as a portal for everyone wanting to be informed and involved with the campaign. The site will go live shortly before the campaign's kickoff on October 25th.

One final note about, *Proudly Cincinnati*, our campaign: I'd like to personally thank each UC Board Member who has given to advance this University as well as those of you who have personally encouraged others to contribute. Thank you very much.

And now, let's focus on the results for fiscal year ending June 2008. Through its close work with the academic and administrative communities, the Foundation supports UC's core missions of teaching, research and service. And doing this effectively requires that the foundation staff collaborate with everyone on campus who is involved in raising private support. We thank the President, each of the Vice Presidents, every Dean, every faculty member, coach, and student whose devotion to this great institution and its mission affords us meaningful opportunities to involve alumni and donors in the University's ambitious future.

This past year those combined efforts resulted in what I think everybody would say is an outstanding result.

I'm pleased to report that a new record for private support in a single year was set during the fiscal-year 2008. In all, more than \$196 million was raised in private support for the University of Cincinnati. As I mentioned before, partnerships between academic leaders and fund-raising professionals have been crucial to this success. These partnerships are at the core of the productive relationships between volunteers, board members, donors and their university and have lead to this substantial private support. We should all be proud.

While 2007 was truly a remarkable year in terms of results and achievements, this success was due in large part to the investments made in prior years to build a professional fundraising organization. “The Chronicle of Higher Education,” which I understand you all receive, recently featured a series about the critical role of private support in public research universities. Perhaps the most interesting aspect of this report, at least to me, was that all of the top rated publics are among an elite group that have seen increased fundraising come on the heels of growth in their fundraising organizations. Schools that we all recognize like Michigan, or Virginia, or Berkeley and know that their all in the midst of \$5 billion campaigns has seen the growth in their fundraising results outstrip the growth of their fundraising staffs. Our own experience echoes these same observations.

Since the conclusion of the last campaign, new gift commitments have added more than \$302 million to the endowment. When added with all other gifts, more than \$689 million has been raised on an investment in support of the foundation of only \$65 million over the same eight years. I’d say that is the kind of leverage we’re all looking for. Obviously such results arise only out of the talented and dedicated leadership of our fundraising professionals and I must say, our current team is the key to these outstanding results. I’ll acknowledge right now that it’s always dangerous to point out or to thank specific individuals, but I can’t let this opportunity go by without acknowledging the efforts of people like Mike Carroll, Bill Mulvihill, John Gillespie, Barbara Tartaglia, Mark Jorgensen, and Bill Henrich. They were all critical to these record setting results.

Once again, many thanks to this board, and our talented, hard-working academic leadership, and the many members of the university staff and student body for allowing the foundation to be your partners in raising private support for the University of Cincinnati. What you all are doing for this institution ensures that there are very exciting times ahead and we look forward to continued success in ’09 and beyond. I’m Jeff Williams and I’m proudly Cincinnati.

(Applause)

Mr. Niehoff:

Thank you Jeff for a great report. Now we will begin the committee meetings. We have two today. The first will be the Academic and Student Affairs Committee and I would like to call upon the chair of that committee, Mr. Humes.

THE BOARD COMMITTEE MEETINGS

(Proceedings of the Board committee meetings are contained in the respective committee meeting minutes, which are on file in the Office of the Board of Trustees.)

The committee meetings began at 9:25 a.m.; the meetings concluded at 10:30 a.m.

THE REGULAR MEETING OF THE BOARD OF TRUSTEES

The Regular Meeting of the Board of Trustees was convened at 10:30 a.m. and, as noted on the first page (page 1) of these minutes, roll call was taken.

Approval of the Minutes of the June 24, 2008 Regular Meeting

Mr. Niehoff called for additions, corrections, or deletions to the minutes of the Regular Meeting of June 24, 2008. Upon motion of Dr. Bhati; seconded by Mr. Richardson, the minutes were approved as distributed.

Report of Summer Powers

Mr. Niehoff:

I would like to report the Summer Powers actions. The Summer Powers Report is in your Board book under the tab that is indicated in the book. The recommendations were approved by the President and the appropriate Board Committee Chairperson or the Board Chairman pursuant to the authority delegated in paragraph (B)(3) of University

Rule 3361:10-1-01, which provides for approval of actions during the summer recess of the Board.

Those recommendations are:

- Faculty Appointments – Emeriti Status for College of Medicine Faculty Michael Behbehani, MD and Patricia Brown
- Memorandum of Understanding – Principal Financial Terms to be included in the Final Separation Agreement for the Termination of The St. Luke Hospitals, Inc. in The Health Alliance of Greater Cincinnati.

Approval of the Items Recommended by the Board Committees

Listed below are the items recommended to the Board of Trustees for approval by the Academic and Student Affairs Committee, the Finance and Administration Committee, at their respective meetings held on September 23, 2008, prior to the Regular Meeting of the Board of Trustees.

Academic and Student Affairs Committee Recommendations

**08.09.23.01 ASSOCIATION OF GOVERNING BOARD OF UNIVERSITIES AND
COLELGES STATEMENT OF BOARD REPONSIBILITIES FOR
INTERCOLLEGIATE ATHLETICS**

Whereas, the University of Cincinnati and its Board of Trustees understand and acknowledge the important and appropriate role athletics play in University life, and

Whereas, the University completed in 2007 the NCAA's detailed and elaborate Ten Year Recertification Process, receiving very high remarks from the NCAA Review Committee, and

Whereas, based on the knowledge gained both internally and externally from this NCAA Recertification Process, the University has adopted multiple new processes and procedures to insure that UC's Athletic Department operates at, and is held to the highest standards of professional performance, and

Whereas, the University is committed to the highest quality athletic program achievable, to serve the best interest of our student athletes and the entire University Community,

Now, therefore, let it be resolved that the Board of Trustees of the University of Cincinnati hereby adopts the following resolution:

1. That the Board approve in principle the goals of the Association of Governing Boards of Universities and Colleges Statement on Board Responsibilities for Intercollegiate Athletics, dated November 16, 2007.
2. That the Board intends to fulfill its responsibilities through mechanisms already in place that fit the university's governance processes. These specifically include roles for the President, the NCAA Faculty Athletics Representative (FAR), the NCAA Certification Liaison, the University's new Athletics Advisory Council (AAC), and committees of the Board that focus on (a) academic and student affairs and (b) finance.
3. That the Board will assure it is kept informed about important aspects of athletics department performance through an annual report presented jointly by the AAC, the FAR, and the Athletics Director, as well as such other reports as the President and Board deem necessary to the Board's oversight role.

08.09.23.02 FACULTY APPOINTMENTS

Synopsis: Appointments for Faculty Members

It is recommended that the Board of Trustees approve the faculty appointments identified in the attached document. These recommendations have been approved by the appropriate departments, colleges, and the offices of the Vice President for Health Affairs and the Senior Vice President for Academic Affairs and Provost.

Appointments

Jannette Collins, MD	Director and Ben Felson Professor with Tenure Department of Radiology College of Medicine Effective: February 1, 2009, through August 31, 2016
Julie A. Gill, PhD	Chair Allied Health Department Raymond Walters College Effective September 1, 2008, through August 31, 2011
Arthur J. Helmicki, PhD	Department Head Department of Electrical and Computer Engineering College of Engineering Effective: September 1, 2008, through August 31, 2013
Jeff A. Loveland, PhD	Department Head Department of Romance Languages and Literatures McMicken College of Arts and Sciences Effective: September 1, 2008, through August 31, 2013
Jennifer A. Wells, DVM	Chair Veterinary Technology Program Raymond Walters College Effective: September 1, 2008, through August 31, 2011

Reappointments

Constance M. Cooper, MBA Department Head
Department of Business and Commerce
College of Applied Science
Effective: September 1, 2008, through August 31, 2013

Nancy A. Creaghead, PhD Department Head
Department of Communication Sciences and Disorders
College of Allied Health Sciences
Effective: September 1, 2009, through August 31, 2014

Linda J. Graeter, PhD Department Head
Department of Analytical and Diagnostic Sciences
College of Allied Health Sciences
Effective: September 1, 2009, through August 31, 2014

Deborah L. Page, MA Chair
Foreign Language Department
Raymond Walters College
Effective: September 1, 2008, through August 31, 2013

Janelle M. Schierling, EdD Chair
Dental Hygiene Department
Raymond Walters College
Effective: September 1, 2008, through August 31, 2011

Tenure Appointment

David L. Lentz, PhD Professor of Biological Sciences with Tenure
McMicken College of Arts and Sciences
Effective: September 1, 2008

Administrative Leave

Sophia F. Dziegielewski, PhD Dean
School of Social Work
Effective: September 1, 2008, through August 31, 2009

Emeritus Status

Linda B. Amspaugh, PhD Professor Emerita of Teacher Education
College of Education, Criminal Justice, and Human
Services
Effective: August 31, 2008

Judy A. Bean, PhD Professor Emerita in the Department of Pediatrics
College of Medicine
Effective: September 1, 2008

Robert Burnham, MArch Professor Emeritus of Architecture
College of Design, Architecture, Art, and Planning
Effective: July 1, 2007

Harold W. Carter, PhD Professor Emeritus of Electrical and Computer Engineering

	College of Engineering Effective: August 31, 2008
Lesta J. Cooper-Freytag, MS	Professor Emerita of Biology Raymond Walters College Effective: August 31, 2008
Patrick H. Garrett, PhD	Associate Professor Emeritus of Electrical Engineering College of Engineering Effective: June 30, 2008
Jack Gluckman, MD	Professor Emeritus in the Department of Otolaryngology Head and Neck Surgery College of Medicine Effective: September 1, 2008
Mary Heider, PhD	Assistant Dean Emerita of Medical Education College of Medicine Effective: January 6, 2009
Judith S. Koroscik, PhD	Dean Emerita College of Design, Architecture, Art, and Planning Effective: August 1, 2008
Harold Kotte, MD	Professor Emeritus in the Department of Internal Medicine College of Medicine Effective: July 1, 2008
Christine McHenry, MD	Adjunct Professor Emerita in the Department of Pediatrics College of Medicine Effective: July 1, 2008
Marian Miller, PhD	Professor Emerita in the Department of Environmental Health College of Medicine Effective: October 24, 2008
Kenneth P. Roenker, PhD	Professor Emeritus of Electrical and Computer Engineering College of Engineering Effective: June 30, 2008
Samuel B. Sherrill, PhD	Associate Professor Emeritus of Community Planning College of Design, Architecture, Art, and Planning Effective: September 1, 2008
Richard J. Stevenson, MD	Professor Emeritus in the Department of Surgery College of Medicine Effective: July 1, 2008

The full proposal has been endorsed by the College, University Graduate Council, University Graduate Faculty, Academic Coordinating Committee, Fiscal Coordinating Committee, University Dean of the Graduate School, and the Senior Vice President for Academic Affairs and Provost.

The educational objective of the proposed program is to train clinical professionals (physicians, nurses and other terminal degree clinical professionals) to become independent investigators and to provide them with training in clinical epidemiology, clinical effectiveness, molecular epidemiology, clinical trials, and translational research necessary to prepare successful career development and independent investigator awards. The disciplinary purpose and ultimate goal of the program are to move practitioners from the realm of personal clinical experience to objective evidence.

The main learning outcomes targeted for all graduates of the program are:

- 1) knowledge in clinical epidemiology and clinical effectiveness, biostatistics, molecular epidemiology, clinical trials; and
- 2) ability to be a critical-consumer of the medical literature.

Finance and Administration Committee Recommendations

07.09.25.06 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, KETTERING NORTH WING DEMOLITION/SITE PREPARATION

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Kettering North Wing Demolition/Site Preparation authorizing the issuance of General Receipts Obligations, University of Cincinnati, for the demolition and corresponding site preparation of the north wing of the Kettering Complex, not to exceed \$3,500,000.

The Kettering North Wing Demolition/Site Preparation project will remove the northeast corner of the Kettering Complex. This section of the Kettering Complex was the original building constructed in 1930 and is structurally unsound and is not feasible to renovate. This project entails the relocation of existing site utilities, the demolition of the entire north wing structure, the replacement of the north wall of the Kettering Building with a new exterior masonry wall, and the restoration of site paving and landscaping. The Kettering North Wing Demolition/Site Preparation project was approved within the Fiscal Year 2008-2009 Capital Budget at the June 24, 2008 Board of Trustees meeting. The design for this project will commence in late fall of 2008; construction will be accomplished in phases beginning with utility relocation beginning in the Spring of 2009 and the actual demolition, site preparation and rebuild of the building facade being complete by June 2010.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$3,500,000. The \$3,500,000 total debt authority is sufficient to fund the \$3,000,000 project costs, debt issuance costs and capitalized interest until June 1, 2010. Average annual net debt service for the amount of the debt to be issued is estimated at \$159,500 in FY 2011 and \$255,000 beginning FY 2012 and will be repaid over 20 years by undesignated funds.

07.09.25.07 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, ROOF REPLACEMENTS

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Roof Replacements authorizing the issuance of General Receipts Obligations, University of Cincinnati, for various roof replacements, not to exceed \$6,700,000.

The Roof Replacement project will replace numerous roofs on various buildings throughout the campus. Current roof structures at Kettering (the Kehoe Entrance), Langsam, Lindner Hall, GRI Building A, OCAS Science Building, DAAP Foundry, and French East were prioritized to be in the greatest need for replacement, with additional roofs being added to this list as the project budget will allow. These roofs will be replaced with roofing material that will add both energy efficiencies and sustainable design qualities to the buildings. The roof life expectancy of these new roofs is 20-25 years. The Langsam Roof Replacement was approved at the July 17, 2007 Board Meeting; the remaining roofs were approved or will be approved through the appropriate approval process based on their individual project cost. The design and construction for the roof projects is in various stages, total construction is anticipated to be complete in the spring of 2009.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$6,700,000. The \$6,700,000 total debt authority is sufficient to fund the \$6,000,000 project costs and debt issuance costs. Average annual net debt service for the amount of the debt to be issued is estimated at \$127,000 in FY 2009 and \$500,000 beginning FY 2010 and will be repaid over 20 years by undesignated funds.

07.09.25.08 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, MORGENS RESIDENCE HALL UPGRADES

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Morgens Residence Hall Upgrades authorizing the issuance of General Receipts Obligations, University of Cincinnati, for the safety, fire suppression and other improvements to Morgens Hall, not to exceed \$5,600,000.

The Morgens Residence Hall Upgrades project will install a complete fire suppression system in Morgens Hall as well as upgrade the fire alarms in the building to current code requirements. Morgens Hall is currently in full compliance with all code and safety regulations in place at the time of its original construction. The safety systems have been maintained, but the University has decided to upgrade the level of fire safety in accord with the current Ohio Building Code and within other University buildings. Minor interior improvements as well as the replacement of some furnishings are also included within the scope of the project and will be completed as the budget allows. Studies that are separate from this project are underway to determine the extent of additional work that may be needed to this building. The Morgens Residence Hall Upgrades project was approved within the Fiscal Year 2008-2009 Capital Budget at the June 24, 2008 Board of Trustees meeting. Construction for the project is expected to commence in the fall of 2008, and is anticipated to be complete late in the summer of 2009.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$5,600,000. The \$5,600,000 total debt authority is sufficient to fund the \$5,000,000 project costs, debt issuance costs and capitalized interest until August 31, 2009. Average annual net debt service for the amount of the debt to be issued is estimated at \$200,000 in FY 2010 and \$672,000 each year thereafter over 10 years. Debt service will be funded by housing revenues.

07.09.25.09 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, SCIOTO RESIDENCE HALL UPGRADES

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Scioto Residence Hall Upgrades authorizing the issuance of General Receipts Obligations, University of Cincinnati, for the safety, fire suppression and other improvements to Scioto Hall, not to exceed \$5,600,000.

The Scioto Residence Hall Upgrades project will install a complete fire suppression system in Scioto Hall as well as upgrade the fire alarms in the building to current code requirements. Scioto Hall is currently in full compliance with all code and safety regulations in place at the time of its original construction. The safety systems have been maintained, but the University has decided to upgrade the level of fire safety in accord with the current Ohio Building Code and within other University buildings. Minor interior improvements as well as the replacement of some furnishings are also included within the scope of the project and will be completed as the budget allows. Studies that are separate from this project are underway to determine the extent of additional work that may be needed to this building. The Scioto Residence Hall Upgrades project was approved within the Fiscal Year 2008-2009 Capital Budget at the June 24, 2008 Board of Trustees meeting. Construction for the project is expected to commence in the winter of 2009, and is anticipated to be complete late in the fall of 2010.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$5,600,000. The \$5,600,000 total debt authority is sufficient to fund the \$5,000,000 project costs, debt issuance costs and capitalized interest until August 31, 2010. Average annual net debt service for the amount of the debt to be issued is estimated at \$205,000 in FY 2011 and \$762,000 each year thereafter over 9 years. Debt service will be funded by housing revenues.

07.09.25.10 GENERAL RECEIPTS OBLIGATIONS, UNIVERSITY OF CINCINNATI, UTILITY ENERGY SAVINGS PROJECTS

Synopsis: It is recommended that the Board of Trustees approve the attached resolution, known as Utility Energy Savings Projects authorizing the issuance of General Receipts Obligations, University of Cincinnati, for various utility energy improvements, not to exceed \$8,800,000.

The Utility Energy Savings projects will replace or upgrade systems within the campus utility plants with the objective of providing significant energy savings. It will also install systems within other buildings which will also allow for a reduction of energy consumption. The annual energy savings as a result of the Utility Plant Energy Improvements projects is estimated at over \$2,000,000 a year, once all projects are completed. The Utility Plant Energy Improvements projects was approved within the Fiscal Year 2007-2008 Capital Budget at the July 17, 2007 Board of Trustees meeting. The design and construction for the projects are in various stages, with total construction anticipated to be complete late in the fall of 2009.

The purpose of this recommendation is to request the authorization of the issuance of general receipts obligations in the amount of \$8,800,000. The \$8,800,000 total debt authority is sufficient to fund the \$8,000,000 project costs, debt issuance costs and capitalized interest through December 1, 2009. Average annual net debt service for the amount of the debt to be issued is estimated at \$210,000 in FY 2010 and \$1,090,000 beginning FY 2011 and will be repaid over 10 years by the Utility Service Center and undesignated funds from annual energy savings. The maturity length for these General Receipt Obligations will be longer than the payback period based on the estimated savings, in order to facilitate the budgeting and implementation of the

second phase of energy savings project recently approved within the Fiscal Year 2008-2009 Capital Budget by the Board of Trustees on June 24, 2008.

07.09.25.11 HEALTHCARE CONTRACT RENEWAL

It is recommended that the Board of Trustees approve a new agreement for the university medical health care contract with Humana, Inc. Humana provides administrative services for the university's self-funded medical (HMO, First 1000, POS, retiree) and prescription drug plans. Administrative services include payment of claims, network access, disease and case management.

The administrative fees negotiated with Humana for 2009 and 2010 are approximately 9% less than the university's current administrative fee. The 2011 administrative fee is 5.5% less than the current administrative fee. The reduction in administrative fees will result in a savings of approximately \$300,000 annually over the three year period. The university also has the option to renew with Humana on an annual basis for an additional three year period.

Additional savings will be realized as the result of Humana's improved pricing of prescription drug administration resulting in an annual savings of \$650,000.

Humana agreed to enhanced performance guarantees for both medical and prescription drug plan administration. For medical plan administration, a total of 20% of the base annual administration fee is at risk for failure to meet performance standards (including telephone response time, claim payment accuracy and account management). For prescription drug plan administration, a total of \$30,000 is at risk for failure to meet certain guarantees.

Humana has also committed financial resources to assist the university in the communication, promotion and implementation of a healthy workplace behaviors program and an enhanced benefit communication strategy.

07.09.25.12 LONG TERM DISABILITY CONTRACT

Synopsis: It is recommended that the Board of Trustees approve a new agreement for its Long Term Disability Plan with Unum.

It is recommended that the Board of Trustees approve a new agreement with the university's long term disability carrier, Unum. Unum provides long term disability claim determination and payment services for the university's fully insured long term disability plan.

The current annual cost of the contract is approximately \$1,020,000. Covered employees pay the majority of the expense for this coverage.

Unum's proposed rates for the contract period beginning January 1, 2009 represent a savings of \$250,000 annually.

The contract term is January 1, 2009 through December 31, 2012 with the option for two one-year renewals.

08.09.23.15 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE UNIVERSITY OF CINCINNATI AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC.

Synopsis: It is recommended that the Board of Trustees approve the Collective Bargaining Agreement between the University of Cincinnati and the Fraternal Order of Police, Ohio Labor Council, Inc. and affirm that the President of the University and the Chairman of the Board of Trustees are empowered to sign the agreement. A copy and a summary of the ratified Agreement² are attached.

This is the first Agreement between the university and the union. The union was certified as the exclusive representative in Autumn 2007, and negotiations began in December of that year.

A tentative agreement was reached on July 11, 2008, and it was ratified by the union on August 11, 2008.

08.09.23.16 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE UNIVERSITY OF CINCINNATI AND THE SERVICE EMPLOYEES INTERNATIONAL UNION/DISTRICT 1199

Synopsis: It is recommended that the Board of Trustees approve the Collective Bargaining Agreement between the University of Cincinnati and the Service Employees International Union/District 1199 and affirm that the President of the University and the Chairman of the Board of Trustees are empowered to sign the agreement. The agreement has been ratified by the union. A copy of the ratified Agreement³ is attached.

08.09.23.17 APPROVAL OF CHANGES TO BOARD RULES REGARDING PARKING

Synopsis: It is recommended that the Board of Trustees amend University Rules to reflect current operating procedures and equipment upgrades in Parking Services.

It is recommended that the Board of Trustees approve the changes to the University Rules listed below to more accurately reflect current operating procedures as well as the use of improved equipment and technologies.

- 70-5-01 Parking: rules and regulations.
- 70-5-02 Parking: administration.
- 70-5-03 Parking: policies.
- 70-5-04 Parking: decals, permits and key cards.
- 70-5-07 Parking: variances.
- 70-5-08 Parking: towing and impounding of vehicles.
- 70-5-10 Parking: appeal of violations.

Copies of these rules⁴ with the proposed amendments are attached.

^{2, 3 & 4} Filed in the Office of the Board of Trustees

08.09.23.18 JOHN C. COURT ARCHEOLOGICAL RESEARCH FACILITY

Synopsis: It is recommended that the Board of Trustees approve the naming of the new facility at UC's Field Station in Miami Whitewater Forest as the John C. Court Archeological Research Facility.

John and Georgia Court have been very pleased with the work of our faculty and students, and have a great interest in ensuring that quality facilities are in place for future research, teaching, learning and community outreach. To this end, they have indicated a desire to make a gift of \$500,000 to fund 100% of the anticipated construction costs of the Archeological Research Facility. This facility proposes an archeological laboratory on the second floor, with the first floor serving as an archival space for the department's collection of artifacts and soil samples.

08.09.23.19 CARE/Crawley

Synopsis: It is recommended that the Board of Trustees approve the naming of the new facility on the Academic Health Center as CARE/Crawley.

Upon her death in 2003, Edith J. Crawley bequeathed her entire Muncie, Indiana estate valued at approximately \$12 million to the College of Medicine. This was done in an effort to bolster research into eye disease in the elderly and to support medical students and professionals dedicated to eye research.

Per the letter of agreement it was decided that half of her gift would be designated to the construction of a new research building. The CARE Building which began construction in 2004 was the target for this portion of her gift. The other half would be used to establish the Edith J. Crawley Memorial Scholars Program to support medical students, fellows, residents and other medical professionals involved in eye research.

08.09.23.20 DELEGATION OF AUTHORITY TO APPROVE FINAL SEPARATION AGREEMENT FOR THE TERMINATION OF THE ST. LUKE HOSPITALS, INC. IN THE HEALTH ALLIANCE OF GREATER CINCINNATI AND TO APPROVE AMENDMENTS TO THE JOINT OPERATING AGREEMENT TO REFLECT THE DEPARTURE OF ST. LUKE AS A PARTICIPATING ENTITY

Synopsis: It is recommended that the Board delegate to the Chairperson of the Board, or in his absence the Vice Chairperson, the authority to execute and deliver on behalf of the Board the Final Separation Agreement for the Termination of the St. Luke Hospitals, Inc. in the Health Alliance of Greater Cincinnati and to approve amendments to the Joint operating Agreement to reflect the departure of St. Luke as a Participating Entity in the Health Alliance

The St. Luke Hospitals and the Health Alliance of Greater Cincinnati have agreed to and signed a confidential memorandum of understanding (MOU) that establishes the financial terms under which the two organizations will separate and the mechanics of how that separation will occur. Any final settlement agreement of the litigation involving St. Luke Hospital's attempts to depart from the Health Alliance is subject to the preparation of final documents, principally a Final Separation Agreement for the Termination of the St. Luke Hospitals, Inc. in the Health Alliance of Greater Cincinnati ("Separation Agreement") and board approvals including those of the Participating Entities. Both parties anticipate the execution of those documents and approvals

Nominee for the Award for Excellence
Cheryll A. Dunn

Mr. Niehoff:

The nominees for the Honorary Degree are Richard Rosenthal, Lois Rosenthal, Dale Warland and the one and only Jeff Williams. The nominee for the Award for Excellence is Cheryll A. Dunn. President Zimpher would you make some comments please?

President Zimpher:

Well I have the great privilege of speaking personally with these individuals to ask them to accept the honor of honorary degree or award of excellence. It is a cherished moment because it always seems to catch these extraordinary individuals by surprise. They are a little breathless, sometimes speechless and really ecstatic about the honor, but the honor is really all ours. We have a very thorough review process, an honorary degree committee that culminates in today's recommendation. There are individuals on this campus and in our larger community who celebrate the contributions of these five individuals who take time to bring documentation forward. It is duly reviewed and I on behalf of the honorary degree committee and those who were recommending these individuals celebrate the acceptance of these individuals and their willingness, not only to be so honored, but to be with us at our December 13 commencement.

Mr. Niehoff:

Thank you. Any comments? Great. Thank you. May I have a motion to approve all of the recommended items with the exception of the last item listed under the Finance and Administration Committee which is the Delegation of Authority to Approve Final Separation Agreement for the Termination of The St. Luke Hospitals, Inc. in the Health Alliance of Greater Cincinnati and to Approve Amendments to the Joint Operating Agreement to Reflect the Departure of St. Luke as a Participating Entity?

Mr. Humes:

So moved.

Mr. Niehoff:

Is there a second?

Dr. Bhati:

Second.

Mr. Niehoff:

Please call the roll.

The roll was called by Ms. Stringer.

Recommendation Nos. 08-09-23-01 through 08-09-23-19 and 08-09-23-21

AYE: Dr. Bhati, Mr. Niehoff, Mrs. Heimann, Mr. Barrett, Mrs. Buchanan, Mr. Humes and Mr. Richardson

NAY: None

ABSENT: Mr. Heiman and Mr. Wyler

ABSTAIN: Mr. Niehoff abstained from voting on Recommendations 08-09-23-06 through 08-09-23-10

Collective Bargaining Agreement Comments

Mr. Niehoff:

The next item is the Collective Bargaining Agreements and I'd like to make a couple of comments on that. Three of the items which were just approved relate to the Collective Bargaining Agreements. On behalf of the Board of Trustees, I would like to take a moment to thank everyone who has been involved with those negotiations. It was an excellent process and the Board expresses its deep appreciation to the many people who participated in that endeavor and I'd like to add, this is not in my script. I am ad-libbing which I don't normally do. I'd like to add that there has just been a very

remarkable change in the atmosphere in these negotiations in the last few years and it has become a very positive process and a very collaborative undertaking between everyone in involved with it and I celebrate that change. I think it's a wonderful reflection of the leadership here at the university. So that's my ad-lib. It is impossible to mention everyone who contributed, but I would like to mention a few of the people. On the SEIU Team: Al Bacon, Marjorie Moseley, Carolyn Schwier who was president, Ted Richmond, Kiana Million, Donna Samuels, and Deborah Schildknecht; On the ONA Team: Sara Baker, Julie Holtman who was a chief steward, and Cheryl Prater; On the FOP Union Team: Tom Fehr, Doug Barge, Dave Henson, Mike Blake, Rodney Chatman, Sherry Drescher and Jim Vestring.

I also want to thank the UC negotiating team: Gene Ferrara, Karen Patterson, Peggy Rose, Lauren Lantz, Melissa Berling, Deborah Degroot-Osswald, Shawn Gregory, Martine Hodges, Alecia Trammer, Gloria Woods and Bill Johnson.

Maybe if any of those people are here I'd like to ask you all to stand. Great.

Unfinished Business and New Business

Mr. Niehoff:

The next item is unfinished business. Is there any unfinished business? Hearing none we'll go on to the next item which is new business and that is reports from our board representatives and student trustees. First of all from the Faculty Senate, Marla.

Faculty Senate Report

Dr. Hall:

Thank you Mr. Niehoff and good morning members of the Board. On behalf of the University faculty and the Faculty Senate, I have two main activities to report. The first involves a Semester Conversion Resolution passed by the Faculty Senate at its June

The Faculty Senate is already back in action for the 2009 academic year. We held a retreat yesterday where the main outcome of the meeting was a list of agenda items to be addressed by the Faculty Senate standing committees and the Faculty Senate during the upcoming year. Agenda items were identified for each of the standing committees as well as for the Senate as a whole. The three topics heading the list were (1) Semester Conversion, no surprise; (2) Performance Based Budgeting; and (3) Collegiate restructuring. This concludes my report for the September 23rd meeting of the Board of Trustees. Respectfully submitted, Marla Hall. Chair of the University of Cincinnati Faculty.

Mr. Niehoff:

Thank you Marla. Alumni Association, Steve?

Alumni Association Report

Mr. Simendinger:

Thank you, Mr. Chairman. I am proud to officially join this group and represent the UC Alumni Association as president of our volunteer Board of Governors. This is an exciting time for your Alumni Association, as it is for the university overall.

Intensive work by our staff, board and other volunteers culminated in our new Strategic Plan. A copy is in your materials. This plan was created in a truly collaborative and inclusive manner. It depicts an organization aligned with the direction of the university and the needs of our alumni constituency.

In executing against this plan, we have reformulated our committee structure and recruited many alumni and friends who have something special to offer. The new committees are: Membership; Marketing & Communication; Board Development; Programs & Services; Finance; Strategic Planning; Fundraising; Nominating; and Audit.

It is important to keep bringing new blood and new ideas to the table. We are staffing our committees with over fifty volunteers, many of whom are engaging meaningfully in the Alumni Association for the first time. Our building is used quite heavily here by students, alumni, guests, and the Board of Trustees. We will be renovating selected areas of this building over the next year.

Beyond what you'll find in our formal Strategic Plan document, we have redefined our membership model, migrating to a more philanthropic approach. Going forward, gifts in support of the Alumni Association translate to membership, which offers a new and improved family of benefits. We're in the engagement business, so it's been important to connect with all UC alumni, and the "first tier" of services and communications will do that. We call this, "The Graduates". We want to acknowledge anyone who gives to the university in any amount, so in the next tier; we are calling "The Donors" to the university in any amount and to any cause. They are automatically UC Alumni Association members.

Finally, the full range of member benefits is available to those who give directly to the UC Alumni Association at a minimum level annually, as well as those 6,000 alumni who had previously purchased Life Memberships. These are our new "Sustaining Members." By supporting our organization just as they would support their college or UCATS, for example, they will enable us to continue filling our valuable and unique role in the UC community.

While much is being done at the strategic level, it's also a busy time in terms of our programs and events. With school back in session, we'll be working closely with the students again to create more of an alumni culture on campus. For the second year in a row, all members of the new freshman class who attended Sunday's Convocation ceremonies received a copy of *The Red & Black*. This is a student-produced book about UC, its traditions, and "how to be a Bearcat." A copy of this year's edition is in your materials and for your reading pleasure. We salute our Student Alumni Council for creating this new UC tradition. Student Alumni Council is also working closely with our

staff on our All-American Homecoming, which is set for the weekend of October 11. The theme reflects many good news stories: the patriotic feeling coming out of the Olympics and throughout the election season; our Homecoming Parade grand marshal, Miss America — otherwise known as CCM student Kirsten Haglund; our trio of football All-Americans who will look to lead the Bearcats to a big win over Rutgers; and the All-American quality of UC itself.

Beyond that, we have a full calendar of events this fall, both here in Cincinnati, across the country, and around the world. In recent weeks and months, alumni all over the U.S. have attended dozens of events involving community service, social networking, Reds and Bearcats games, “Summer Sendoffs” to our new incoming freshmen, and more. We also had about 30 people attend our first-ever alumni network event in Beijing, China, and there continues to be a lot of activity in UC’s India Alumni Association. In fact, next month’s economic development trade mission to India by the Cincinnati USA Partnership will include hosting a dinner for UC alumni. So we are truly elevating our international presence right along with the university.

In closing, it’s definitely a new era at your UC Alumni Association, and I ask for this board’s help as we seek greater alumni engagement. All of us need to be ambassadors in this cause, because when we succeed in our work, our entire UC community prospers.

Thank you for your ongoing interest and support for the work of your UC Alumni Association.

Mr. Niehoff:

Thank you Steve. That’s an excellent report. Now we get to hear from our students and the students of course, are why we are here. The first report is from our Student Trustee. Diana? Oh, by the way, you know that they’re students because they’re the only ones with laptops.

Graduate Student Report

Ms. Hechavarria:

Good morning. The Graduate Student Governance Association, also known as the GSGA has worked very hard to collect and establish the longitudinal assessment of graduate student attitudes to address and represent graduate student issues by compiling survey initiatives during the school year 2007/2008. This has been an unprecedented event for our student government. We believe that these statistics are quite valuable and reflect the state of our graduate students here at UC and should be compared against other data collection endeavors undertaken by the office of institutional research and by the university.

Specifically we have done two large surveys. One of about 75 questions and these results were released in May 2008 and they were answered by about 1900 graduate students. The supplemental survey was sent to UC graduate departments to compile data on graduate student research, teaching, and publishing. For example, our findings illustrate out of the 14 total PhD programs that ANS offers, only 3 programs require their students to submit a paper for publication during their PhD studies as of 2008. So in turn we are working to better launch a new website that is more technologically advanced and it will help graduate students upload their research papers and posters for peer review and academic review through a login process which will also allow graduate students to communicate through forums to buy and sell furniture, buy books, and also facilitate in searching for housing.

Additionally students will be able to follow up on their conference and research travel grant applications which is administered by the GSGA online.

In other news about 180 applications were submitted for the University Research Council's Summer Graduate Student Research Fellowship program. Sixty-five students from 10 UC colleges received stipends to support their continued work through the 2008 summer months.

impact graduate students directly here at UC. In addition to our continued dedication to address the issues related to graduate student research and publishing. This concludes my report for today and as always you can always see me after the meeting if you have any addition questions.

Mr. Niehoff:

Thank you for an excellent report. Our next item is from the President from the Student Government Association, President Ryan.

Student Government Association Report

Mr. Rosensweig:

Thank you very much Mr. Chairman. Let me pull out my report here. I tend to wear my pins with purpose and today my pin is UC|21. This is something that I didn't submit with my report because it's something that is still developing up to today and I wanted to briefly talk and recognize the partnerships that we have had with student government this summer with different offices and different levels of the administration within the university. This is a long list but I think that it should be recognized because I think through our cooperation with these groups we are accomplishing all six goals.

We've partnered with faculty, student affairs, UCIT, the Provost's office, different student groups, UC Athletics, Administration and Finance, the President's Office, Governmental Relations and Communications, Facilities Management, Alumni Association, the Foundation, and different colleges including the College of Business, and Engineering, the GSGA, University Honors, the Diversity Council, UC International, the University of Cincinnati Police Department, Resident's Life, Parking, Branding Committee, Hoxworth Blood Center, University Dining, Main Street, Campus Recreation Center, Co-op, Career Development Center, Center for Community Engagement and

reality very quickly and it will be a great way to show and introduce students to this concept and promote our different academic outlets for learning about sustainability. Also at all of our football games and especially homecoming, we've worked with the Alumni Association to have areas for people to recycle at the tailgating areas and also get student groups involved.

And finally, my last highlight will be our newsletter. We've worked with the Office of Communication to create a newsletter that is going to go out to all 30,000 undergraduate students. That includes everything from a video, which you're welcome to checkout at <http://www.youtube.com/UCStudentGovernment> and it also will include podcasts. We're trying to find different ways to reach and inform students about everything going on. That concludes my report and as always, I'm available if you want to catch me afterwards. Thank you Mr. Chairman.

Mr. Niehoff:

Thank you Ryan. Is there any other new business?

Mr. Humes:

Mr. Chairman, two quick points; one, I'd like to welcome the new board members and representatives. Thank you very much and excellent reports. I'd especially like to welcome Steve Simendinger. You've taken over a huge job and you and your team are doing a superb job of rejuvenating the Alumni Association. I've had the pleasure of knowing Steve for about 35 years and his family. His family has supported this university for over 50 years so I know how proud your family is of you being in this position and we congratulate you and welcome you.

Mr. Simendinger:

Thank you.

Mr. Humes:

Speaking of congratulations, we have so many things to celebrate at this university, but about two months ago, two of our former students achieved a phenomenal thing for themselves and on behalf of their university. We had two Olympians that were former athletes of the university, one achieving a gold medal and the other a silver medal. And I think it would be appropriate, Mr. Chairman, if the board could send a letter via you and Chairman Wyler to Mary Wineberg and also David Payne for their great accomplishments and also for carrying the flag of the university throughout the world

Mr. Niehoff:

That's a very good idea. Thank you. Any other new business?

Recognition of Trustee Anant R. Bhati, MD.

Mr. Niehoff:

I now have the pleasure, on behalf of the board, of recognizing a Trustee whom we all hold in the highest esteem and upon whom the Board has relied for wise counsel for a period of nine years.

Anant Bhati's term as a member of the Board comes to a close at the end of this year. Anant, on behalf of the Board and the University, I want to thank you for your dedication, compassion, and your outstanding service. I would like to read a commendation reflecting the Board's deepest appreciation for a job superbly executed and very much appreciated.

In expressing its appreciation, the Board of Trustees of the University of Cincinnati commends DR. ANANT R. BHATI for his outstanding service to the University of Cincinnati.

BE IT FURTHER RESOLVED, that this Resolution be spread upon the minutes of said Board and that a certified copy be presented to ANANT R. BHATI, M.D.

I have the pleasure of doing that with my friend right now. Thank you.

(Applause)

As you all know we will have an additional celebration following the conclusion of our meeting for our good friend Dr. Bhati.

Dr. Bhati:

Thank you.

Mr. Niehoff:

I will now call for an Executive Session. May I have a motion to enter Executive Session for the purpose of litigation conferring with council concerning disputes involving the university? We will reconvene after the executive session.

Upon motion of Mr. Barrett, seconded by Dr. Bhati, the Board voted to enter Executive Session by the following roll call vote:

AYE: Dr. Bhati, Mr. Niehoff, Mrs. Heiman, Mr. Barrett, Mrs. Buchanan, Mr. Humes and Mr. Richardson

NAY: None

ABSENT: Mr. Heiman and Mr. Wyler

Upon proper motion and second, the Executive Session adjourned at 11:20 a.m.

