2014

Board of Regents Meeting Materials, March 25, 2014

Eastern Michigan University

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EASTERN MICHIGAN UNIVERSITY
Board of Regents
201 Welch Hall
(734) 487-2410
March 25, 2014

MEETING SCHEDULE

8:30 AM – 9:15 AM Athletic Affairs Committee Room 201
8:30 AM – 9:15 AM Educational Policies Committee Room 205
9:30 AM – 10:15 AM Faculty Affairs Committee Room 205
10:30 AM – 11:15 AM Student Affairs Committee Room 205
11:30 AM – 12:15 PM Finance and Investment Committee Room 201
1:30 PM Regular Board Meeting Room 201

AGENDA

Call to Order
Roll Call Attendance
Tab A Open Communications
Tab B President’s Report
Tab C Proposed Minutes of the December 10, 2013 Regular Board Meeting
Tab D Resolution: EMU-ACE Woman of the Year
Tab E Presentation: 2014 Affirmative Action Audit Review

CONSENT AGENDA

Section 1 Staff Appointments
Section 2 Staff Separations/Retirements
Section 3  Emeritus Staff Recommendations  
Section 4  Academic Separations/Retirements  
Section 5  New Faculty Appointment  
Section 6  Emeritus Faculty Recommendations

REGULAR AGENDA

Student Affairs Committee  
Section 7  Report and Minutes

Athletic Affairs Committee  
Section 8  Report and Minutes  
Section 9  Head Football Coach Employment Contract - Chris Creighton

Faculty Affairs Committee  
Section 10  Report and Minutes

Educational Policies Committee  
Section 11  Report and Minutes  
Section 12  Undergraduate Research Stimulus Program Awards Winter 2014  
Section 13  2014-15 Provost's New Faculty Research Awards  
Section 14  Program Phase Out: MA Elementary Education  
Section 15  Program Phase Out: MA Secondary Education  
Section 16  Program Phase Out: Polymers and Coatings Major  
Section 17  New Academic Program: International Affairs Minor  
Section 18  Charter Schools: Reappointment of Board Members  
Section 19  2012-13 Charter Schools Annual Report  
Section 20  Commencement Speakers and Honorary Degree Recipients

Finance and Investment Committee  
Section 21  Report and Minutes  
Section 22  FY2014-15 Room, Board and Apartment Rates  
Section 23  Contract for Investment Advisory Services  
Section 24  WEMU Financial Statements as of June 30, 2013  
Section 25  Approval of Purchase Agreement for Sale of the Cooper Building  
Section 26  Cellular Antenna Lease Agreement

NEW BUSINESS

Section 27  Bylaws Revisions  
Section 28  Approval of Amendment to the Management Agreement for Eagle Crest Corporate Education Center and Banquet Facility Between Eastern Michigan University and MFS Ypsilanti Holdings, LLC

Comments from the Chair

Adjournment
FOURTEEN PEOPLE HAVE REQUESTED TO SPEAK – as of March 24, 2014

FOURTEEN CONFIRMED SPEAKERS – 2 minutes each

1. Howard Bunsis (EMU-AAUP) – Faculty Concerns

2. Steve Camron (Chair of the College of Education Council) – The relationship between the University and the Education Achievement Authority (EAA) and the damage this has done to our reputation, enrollments and relationships in the public education community

3. Adam Malinowski (Students for an Ethical and Participatory Education) – EAA, The privileging of Teach for America over my colleagues in the College of Education

4. Dave Chapman – EMU’s affiliation with EAA

5. Will Daniels – The EAA

6. Josiah Seng – EAA Alternatives and role of Regents at EMU

7. Jacob Maynard – The EAA and my feelings on in regards to the Regents

8. Noah Walker (Students for Education Reform) – The corporate takeover of Detroit Public Schools: Are there any other positive solutions other than the EAA and are you planning to cut funding from the EAA?

9. Samir Webster – EMU’s Provost on the Education Achievement Authority’s Board

10. Zaynah Issa – Commencement Policy and employees placed to support students

11. Duane Castanier (EMU Federation of teachers) – COE Layoffs

12. Sonya Alvarado (EMU Federation of Teachers) – COE Layoffs of full time lecturers

13. Desmond Miller (Student Government) – Student Body Update

14. Trudy Adler (EMU Alumni Association) – EMU Alumni Association
Eastern Michigan University is moving forward on our commitment to continue to enhance the safety and security of our campus community. Six new officers, announced in December, are part of the expansion of our Department of Public Safety that will add a total of 10 new officers; four additional officers will be hired. We will maintain the highly effective and extensive safety operations we have in place on Eastern’s campus, while increasing our off-campus efforts in collaboration with the Ypsilanti Police Department and the Washtenaw County Sheriff’s Office. Please welcome the new officers to our police force:

- Helaina Bell
- Bridget Bofysil
- Kevin Dorsey
- Michael Harhold
- Michael Richardson
- Emir Vila

I also would like to congratulate three of our new sergeants who have been promoted as part of these overall efforts:

- Jason Foor
- Darin Taylor
- Shana Thompson

I would like to welcome the following new employees:

- Kelly Brennan, Director, Presidential Events and Protocol
- Chris Creighton, Head Football Coach
- Chiara Hensley, Ombuds
- Stacie McMullen, Executive Assistant to the President
- David Turner, Vice President of University Human Resources

We are recommending three outstanding alumni to receive honorary doctorates at our spring commencement. Our morning speaker will be Dale Heydlauff, vice president – corporate communications, and president, American Electric Power Foundation. Our afternoon speaker will be David Provost, chairman, president and CEO of Talmer Bank and Trust, and president and CEO of Talmer Bancorp, Inc. We are recommending that the Board of Regents grant an honorary Doctor of Business degree to His Excellency Khalifa Mohammed Al Kindi, managing director of the Abu Dhabi Investment Council and chairman of the United Arab Emirates Central Bank.

Other announcements and accomplishments are listed in the Appendix of the full report which is on our website.

Thank you, Chair Parker.

Susan Martin
Events

- The **34th Undergraduate Symposium** at Eastern Michigan University – one of the oldest and largest celebrations of undergraduate student research in the nation – will be held on Friday, March 28, at the Student Center. More than 500 students, supported by more than 220 faculty members, will present their scholarly and creative work. The presentations, performances, posters and exhibits are the culmination of a year-long collaboration between the students and their faculty mentors.

- On Sunday, April 27, EMU will host graduates and their families for **Spring Commencement ceremonies**. Graduates of the College of Arts and Sciences and the College of Technology will be recognized at the 9:30 a.m. ceremony. Graduates of the College of Business, College of Education and College of Health and Human Services will be recognized at the 2 p.m. ceremony.

- Eastern Michigan has a proud and lengthy history of success in Forensics, having placed in the top 10 nationally for over 40 years. We are proud to host the **National Forensic Association Nationals Tournament**, which begins Friday, April 18. Approximately 1,000 students, coaches and judges from more than 75 colleges and universities across the country will participate in the three-day event on Eastern's campus.

- Art history professor **Richard Rubenfeld** is curating the fifth in a series of shows at EMU devoted to original cartoon and comic art called **KAPOW!** Included are panel cartoons, comic strips, comic books and graphic novels with a broad range of subjects – some dating back to the early 20th century. The exhibit can be seen March 10 – April 15 at the University Gallery and Ford Gallery.

- EMU's annual **Orthotic and Prosthetic Activities Foundation First Swim, First Paddle & First Dive** event will be held on March 29 in the Jones Natatorium. These events provide introductory level adaption-recreation opportunities for amputees, people in wheelchairs, individuals with cerebral palsy and survivors of stroke or other physical challenges.

- The **U.S. Air Force Band** will perform at Pease Auditorium on April 9, 7:30 p.m. The concert will feature the United States Air Force concert band and the Singing Sergeants concert group.

- The **Scholar Athlete Banquet** will be held on April 14 at 6 p.m. at the Student Center Ballroom.

- EMU faculty and guest pianists kicked off a week of special performances in honor of **Steinway Week**, March 14-21. The weeklong event consisted of a variety of activities designed to further EMU's goal of becoming an all-Steinway campus.

- Ford Motor Co., Crain's Detroit Business and Bearclaw Coffee were among the winners in the inaugural **Business of the Year awards** sponsored by **College of Business** students. The event honored winners in 14 categories. The businesses were judged on profitability, strategic execution and level of social responsibility. The event was held Friday, March 14, in the EMU Student Center.
• Three of Michigan’s top public law officials discussed human trafficking during a panel discussion at the Student Center. The March 11 event was sponsored by the EMU Women’s Resource Center.

• **Lil Sibs Weekend** was held March 7-9. It is an annual program that gives students in residence halls the opportunity to invite younger siblings (ages 4-16) to campus for the weekend to see what life is like on campus.

• EMU professor and media ecologist Christine Tracy and her students celebrated the fifth annual **National Day of Unplugging** on March 7 by unplugging their phones and other devices from sunup to sundown. Tracy teaches a media ecology class that explores how we interact with the media and how it affects our lives.

• **EMU Day in Lansing** was held on March 5. A group of 43 EMU students, faculty, staff and alumni held small group meetings with legislators. More than 100 legislators and staff joined the EMU group for lunch.

• **Jock Jamz**, a student-athlete run talent show, was held Feb. 11 at Pease Auditorium. The funds from the show were donated to the Ypsilanti Community Schools Foundation.

• More than 600 video gaming enthusiasts came to EMU Feb. 8-9 to compete in one of the Midwest’s premier charity gaming events, **Gamers for Giving**. The 24-hour, nonstop tournament allowed the group to raise more than $20,000 to construct portable video game kiosks for use in children’s hospitals.

**Recognition**

• EMU student **Ashley Childers** was awarded the Undergraduate Achiever Scholarship from HonorSociety.org for the Fall 2013 semester. The scholarship is awarded every semester to qualified students who performed well academically and are highly involved on campus or in their communities.

• Junior and public administration student **Jennifer Dumas** received EMU’s highest award for student public service, the Martin Luther King, Jr. Student Humanitarian Award, given annually to a full-time student who has shown a strong commitment to promoting respect and improving the quality of life for people, consistent with Dr. King’s ideals. **Asia Yarbough**, a freshman who plans on studying social work, was also honored for the exceptional potential she has already shown.

• EMU’s **Forensic Team** won the overall Novice National Team Championship award with the highest point total at a tournament that included 25 colleges and universities from around the country. The students were led by Professor **Nick J. Romerhausen**. Five students on the team took home individual awards: **Tommy Barker**, **Jake Daily**, **Kayla Green**, **Sophia Mendez** and **Lee Stevens**.

• Historic preservation students from EMU will partner with the Michigan Historical Center to continue its work at the historic Mann House in Concord, MI, and expand efforts to include Walker Tavern, a state historic site in the village of Brooklyn, MI. The partnership includes three fellowship opportunities in 2014 to EMU graduate students at the Mann House, and two fellowships at Walker Tavern.
• Professor Howard Booth won a gold medal in the pole vault, topping the world’s best in his age group at the World Masters Athletics Championship.

• Professor Jean Bush Bacelis has been honored for her work with the Association for Business Communication. She was presented with the Bernadine P. Branchaw Spirit Award at the Association’s annual international conference. The award recognizes those who demonstrate a “spirit of friendliness and welcome and whose activities in support of that spirit contribute substantially to creating an atmosphere of welcome appreciation.”

• Jeannette Kindred, associate professor in communication, media and theater arts, was recently honored by Michigan Campus Connect for her dedication and commitment to her community and for her efforts with the Academic Service Learning program at EMU. She has worked with students to develop strategies to ensure student success in their academic service-learning projects.

• Gov. Snyder has reappointed geography and geology professor Ted Ligibel to a four-year term on the State Historic Preservation Review Board.

Gifts & Grants

• EMU biology professor Anne Casper was chosen to receive a grant from the National Institutes of Health to study genomic instability in yeast cells in order to help understand how genetic changes can develop in certain tumor cells. She will receive nearly $332,000 to support the project cost.

• A new $4,000 scholarship is being offered in honor of EMU alumnus Scott Torosian. The scholarship, facilitated by a partnership between EMU and the Timothy Herbert Financial Group, is intended to encourage and reward students who have demonstrated the strength of mind to consistently work hard, overcome distraction and stay focused.

Of Note

• Members of Beta Alpha Psi, an honorary society, and the Accounting Club are offering a free tax preparation program for EMU students and members of the local community.

• EMU’s online programs in the College of Business have been ranked for the first time in the annual list of top online graduate school programs compiled by U.S. News and World Report. The COB’s program in Integrated Marketing Communications and a variety of other online certificates and courses were collectively ranked 164th in the country that included 230 colleges.

• A group of nine students in the Student Funders Group, all volunteers from EMU’s Nonprofit Leadership Alliance program, will be awarding a $5,000 mini-grant to an area nonprofit while learning to take a hard look at the realities of applying for grants. Public Administration Professor Claudia Petrescu is the program’s director.

• EMU’s School of Nursing will offer a Nurse Practitioner track through its master’s degree program in nursing. The two-year program is designed to meet the growing need for advanced nursing professionals in the health care field.
The new **Physician Assistant program** at EMU has met the qualifications to begin training students. The program was recently awarded its provisional accreditation by the Accreditation Review Commission on Education for the Physician Assistant. EMU’s 24-month program is scheduled to start May 2014.

### Athletic Highlights

- **Basketball (Men):** Karrington Ward has been named to the 2014 All-Mid-American Conference Third Team after an exceptional season. Senior center *Da'Shonte Riley* was named the MAC Defensive Player of the Year.

- **Basketball (Women):** Cha Sweeney and Janay Morton have been named to the 2014 All-Mid-American Conference teams. Sweeney was selected second team All-MAC along with earning All-Freshman team accolades, while Morton also earned a spot on the All-Freshman squad.

- **Cross Country (Men):** The men’s cross country program has been placed on the U.S. Track and Field and Cross Country Coaches Association’s All-Academic Team honors list. The Eagles boast a GPA in the top 30 from a pool of 160 institutions.

- **Cross Country (Men):** Three members of the men’s cross country team have been named to the Academic All-MAC Team. Seniors and All-MAC First Team selections include Grzegorz Kalinowski and Harry Dixon. Sophomore Willy Fink is an All-MAC Second Team honoree.

- **Cross Country (Women):** The women’s cross country program sits at the **fourth-highest team GPA** spot among 215 NCAA Division I programs that finished with a cumulative GPA of 3.0 or higher.

- **Cross Country (Women):** Three members of the women’s cross country team have been named to the Academic All-MAC Team: Kayla Pfund, Amy Frauhammer and Victoria Voronko.

- **Soccer (Women):** Six soccer players were named to the Academic All-MAC list. Stephanie Clarke, Cara Cutaia, Emily Dzik, Marisa Kozikowski, Angela Vultaggio and Megan McCabe were all recognized for success on the field and in the classroom.

- **Soccer (Women):** Emily Dzik and Angela Vultaggio were selected by the National Soccer Coaches Association of America to the All-Great Lakes Region Third team.

- **Swimming & Diving:** Both the men’s and women’s teams have been selected to the College Swimming Coaches Association of America NCAA Division I Scholar All American Teams list for the Fall 2013 semester.

- **Track & Field (Men):** Max Babits broke his own previously-held EMU school record in pole vaulting after clearing 5.41 meters (17 feet, 11 inches).

- **Track & Field (Women):** Sarah Chauchard finished sixth in the nation to earn First Team All-American honors and broke the school record for the third time this season with 4,229 points.
- **Volleyball**: Six volleyball players were named to the Academic All-MAC Honorable Mention list. *Alyssa Davis, Kelsey Jones, Stacey Perinar, Paige Roback, Erin Short* and *Corynne Smith* each received the honor.

- **Wrestling**: Head coach *Derek DelPorto* became the winningest coach in EMU wrestling history when the Eagles defeated Cleveland State. He now holds an 81-73-2 all-time record in his eight seasons at EMU.

* * *
These are the proposed minutes of the December 10, 2013 Board of Regents meeting.

The meeting of the Eastern Michigan University Board of Regents was called to order by Chairman Parker at 1:35 p.m. in Room 201, Welch Hall, Ypsilanti, Michigan.

The Board members present were:

Regent Floyd Clack, Regent Beth Fitzsimmons, Regent Michael Hawks, Vice Chair Mike Morris (by phone), Chairman Francine Parker, Regent James Stapleton (by phone), Regent Mary Treder Lang (by phone) and Regent James Webb.

There was a quorum.

**TAB A**

**OPEN COMMUNICATIONS**

Vice President/Secretary Reaume announced that 9 people requested to address the Board of Regents. Each speaker was given up to 3 1/2 minutes to speak.

1. Howard Bunsis (EMU-AAUP) – Faculty Input and the EAA

2. Steve Wellinski (representing 1,200 concerned citizens regarding EMU administrative connection to the EAA) – A petition to sever ties with the EAA

3. Patrick Barry (EMU Alumni Association) – Good news about alumni, alumni association and outreach events

4. Thomas Pedroni (Associate Professor of Curriculum Studies at WSU) – Reasons why the EMU Regents should withdraw from the Interlocal Agreement that created the EAA

5. Steven C. Camron (College of Education Council) – The relationship between the University and the Education Achievement Authority (EAA) and how this relationship affects the College of Education students, faculty and colleagues in the field.

6. Judy Blumenthal – EMU’s affiliation with the EAA and its effect on students
On Saturday, December 21, Eastern Michigan University will welcome more than 1,800 new graduates at our Winter Commencement ceremony at the Convocation Center. These new graduates will join our alumni population that is nearly 160,000 strong. This is the moment we treasure – when our students walk across that stage and receive their degree.

Each year we host top students and their families at the annual Presidential Scholarship Competition on two cold wintry days in December where they fiercely compete for 16 full-ride scholarships – and we are hosting record numbers this year. Our applications overall remain strong and Explore Eastern was packed! The Fall 2014 class will be strong.

I want to thank all of you who came today to express your thoughts about the EAA. I appreciated the opportunity to meet last week with Professors Steven Camron and Rebecca Martusewicz to learn more about the concerns. As I listen to all of you, I know we share a common bond, which is Education First. We share a belief in the power of education and the importance of serving children from disadvantaged backgrounds. We share a belief that teachers matter. My undergraduate degree was a teaching degree. I respect and support the rights of our faculty to share their positions on important university matters. I value your expertise as educators of educators, and I take your concerns very seriously. I plan to continue to work with and listen to faculty members who are concerned.

Two students from Eastern’s mock trial team, Antonio Monea of Livonia, student body vice president, and Steven Cole of Saline, won first place in the moot court event at the Great Lakes Regional qualifying tournament last month, beating out 25 other teams. As a result of their first-place finish, they will compete in the national championship on January 17-18 at the Sandra Day O’Conner College of Law at Arizona State University.
I am recommending that the Board of Regents approve new tuition guidelines that would provide four avenues for attaining in-state tuition: through residence in the state of Michigan; through attendance in Michigan schools for high school; through alumni affiliation for alumni and their children; and through service in the U.S. military.

Under the new guidelines, students who have attended a Michigan high school for at least three years and have graduated will now qualify for in-state tuition. The guidelines offer a clear path to qualify for in-state tuition for undocumented students who attended and graduated from Michigan high schools. These young people lived and learned in Michigan and are welcome at Eastern. Eastern also provides in-state tuition for those who have served in the active military, provided they have been medically separated or honorably discharged; and Eastern created the “coming home” program to welcome alumni and their children to come to Eastern at in-state tuition.

Eastern welcomes those who served our country with the EMU Vet Connect Award which provides in-state tuition for Michigan.

I am pleased to announce the completion of a national search for a new Vice President of University Human Resources. Upon approval by the Board of Regents, David Turner, who has deep experience in directing human resource operations at a variety of large and complex Michigan school districts, will join Eastern on January 20, 2014. David Turner presently serves as associate superintendent of human resources, legal and labor relations and student services at Southfield Public Schools. At Eastern, he will oversee human resource services and enhancing service to Eastern’s 2,000 regular and part-time employees and more than 23,000 students.

Eastern is also seeking a new head football coach and expect to complete that search before we close for the holiday break. I take great personal pride, as President, in the fact that Eastern is a Division I FBS school that started playing football in 1891. I also take great pride in being a member of the MAC which is a great competitive conference where anyone can win and has stayed true to its values, believing in the full student-athlete success in the classroom and also on the field; and it stayed together throughout conference realignment. Our Division I track and field athletes have gone to the Olympics for 52 years starting with Hayes Jones who won the gold medal.

Many other accomplishments are listed in the Appendix to this Report, which is available on the University’s website.

Thank you, Chair Parker.

Susan Martin
Recognition:

- **Elizabeth Bradt** has been named one of the top 10 Army Reserve Officers Training Corps cadets in the nation. Cadets were ranked on a number of criteria, including grade point average, strong athletic performance during college ROTC training and at the Leader Development and Assessment Course at Fort Knox. She is the only cadet from Michigan who was recognized.

- EMU freshman **Destiny Eadie** was awarded the TruFit Good Citizen Scholarship from CharterOne Bank. The $1,000 scholarship was awarded to Eadie for her efforts with her *Cards from Destiny* program that sends Christmas cards to American soldiers abroad.

- **Jazmin Rodgers**, a senior and McNair Scholar, was one of only 12 students in the nation to present her research at the Council for Opportunity in Education’s annual conference. Her research focused on “The Influence of Early Life Experiences on the Perceptions of Women in Managerial Positions.”

- Two teams of students from EMU’s College of Business placed first and third in the Kohl’s Marketing Challenge at the 6th annual American Marketing Association regional conference. Taking first place was **Rafael Kronenberg, Darcie Cordes** and **Jannell Whitted**. The third place team consisted of **Leigh Sutter, Ryan McFarland, Tyler Connell** and **Katherine Chapman**.

- The College Database has recognized EMU as one of the top 50 colleges in the country for advancing women in science, technology, engineering and math.

- EMU’s **Epsilon Omega Chapter of Beta Alpha Psi**, the international honor organization for informational professionals, has been recognized as a “Superior Chapter” for the 2012-13 academic year.

- EMU’s **College of Business** was labeled an “outstanding” school for the 10th consecutive year by The Princeton Review.

- **Dr. Kimberly Keller** of Snow Health Center was selected by the U.S. Citizenship and Immigration Services (USCIS) to conduct medical examinations for immigration purposes for those who are applying for adjustment of status to permanent residence or those who are required by USCIS to have an exam. Dr. Keller is one of only three physicians in the area who can provide these services.

- **Sarah Kersey Otto**, the director of career development and outreach at the University Advising and Career Development Center, has been selected to participate in the Governor’s Talent Investment Board (GTIB). The GTIB provides a vital role in bringing citizen involvement, engagement and oversight to the state’s talent enhancement effort.
• EMU’s Student Center was rated 4th in the country in a listing of “most amazing campus student unions” published by Best College Reviews.

Gifts & Grants:
• EMU has received renewal funding for the three Bright Futures Grants from the Michigan Department of Education. Each grant is worth $675,000.

• The Upward Bound program at EMU was awarded a $377,462 competitive grant for its successful college-prep activities program that provides students with academic skills and motivation to succeed in college.

• The WEMU fall pledge drive has so far yielded more than $196,000 (additional contributions are still being received) of the $200,000 goal, which is a new record, beating last year by $14,000.

• The Children’s Institute was awarded a Great Start Readiness Program Grant in the amount of $191,775. The grant allows eligible four-year-old children to attend the Children’s Institute full time at no cost to the family. Currently there are 30 children at the Children’s Institute supported by this grant.

• On the heels of Black Friday and Cyber Monday, EMU joined nonprofit organizations all across the country on Tuesday, Dec. 3, to celebrate “Giving Tuesday,” a nation-wide day of philanthropy. Donors contributed more than $138,000 to support students, programs and organizations at EMU.

• The Michigan Department of Natural Resources has awarded the EMU historic preservation program a grant of $30,000 to help efforts to preserve the historic Mann House in Concord, Michigan.

Events:
• EMU’s Eleanor Wright Chapter of the Public Relations Student Society of America (PRSSA) has teamed up with The Salvation Army and their Online Red Kettle Campaign to raise funds and awareness for the program. Donations can be made through EMU PRSSA or by texting “EMUgives” to 71777 now through Friday, Jan. 31.

• The new Letterman’s Jacket Ceremony took place on Monday, Dec. 2, at the Convocation Center to celebrate all of the first year letter winners.

• A Graduate Open House was held Saturday, Nov. 16, and saw a 46 percent increase in attendance over last year’s event, with more than 318 prospective students attending and 227 applications submitted.
• A special conference designed to raise awareness about individuals with disabilities with the goal of building more inclusive societies was held in November at the Student Center. Presented by the Delores Soderquist Brehm Center for Special Education Scholarship and Research and the EMU Brehm Alumni Association, the conference aimed to stimulate conversations about inclusion.

• EMU’s Jewish Studies program kicked off the new school year with a performance of “Jews on Tin Pan Alley” on Nov. 11 which explored Jewish-American contributions to this uniquely American sound. The Jewish Studies program and the Jewish Community Impact Fund of the Jewish Federation of Greater Ann Arbor sponsored the event.

• Explore Eastern events were held in October and November this year with a 50 percent increase in attendance compared to 2012. More than 1,000 students attended the events, and more than 500 students have registered for the two Presidential Scholarship Competition days on Dec. 7 and Dec. 14.

• EMU celebrated the opening of its new EMU-Detroit location on Oct. 7, designed to accommodate additional students from throughout metro Detroit.

• EMU celebrated its 9th annual German-American Day on Monday, Oct. 7. The celebration – “Berlin – Mein Berlin” – provided a platform for recognizing the many contributions of Germans to the modern world.

• Eastern Michigan University’s Art Walk debuted in October. The walk encourages visitors to stroll through campus while enjoying sculptures by students, instructors and professionals.

• Digital Inclusion, a computer refurbishment and technical training enterprise that benefits area youths and modest-income residents, has opened a store in Sill Hall. It is operated by The B. Side, a program that works to reduce the technology gap in low-income areas of Washtenaw County by placing skilled youths back into the community.

Of Note:
• Kevin Allen, ’79, was recently inducted into the USA Hockey Hall of Fame. Allen, a sports writer, has written for USA Today since 1986.

• Eastern Michigan University and the Thomas M. Cooley Law School have established four joint degree programs that will blend key skills and training leading to highly successful careers. The programs being launched are a J.D./master’s degree in human resource and organizational development; a J.D./master’s degree in educational leadership; a J.D./master’s degree in health administration; and a J.D./master’s degree in business administration.
Athletics Highlights:

- Cross Country (Men's): The men's cross country team picked up its 4th consecutive MAC Championship by a 25 point margin in Bowling Green, Ohio. The win marks the program's 18th MAC Championship. Senior Grezgorz Kalinowski had a 3rd place finish and MAC First Team honors, while senior Harry Dixon took MAC First Team honors with a 5th place overall finish. Warren Witchell and Willy Fink each took Second Team honors.

- Football: Senior defensive lineman Cy Maughmer has been named to the Capital One Academic All-America Division 1 Football Second Team. Junior tight end Tyrese Russell earned second-team All-MAC honors, while junior offensive lineman Lincoln Hansen and junior running back Bronson Hill were named to the third team.

- Soccer (Women's): The women's soccer team claimed the outright MAC regular season championship with a win over Western Michigan University on Oct. 31. The title was the third in the history of the program. Senior midfielder Stephanie Clarke was named to the 2013-14 Capital One Academic All-District Five First Team and junior defender Emily Dzik earned Capital One Academic All-District Five Second Team honors. Angela Vultaggio was named the MAC's Offensive Player of the Year and Emily Dzik was named the MAC Co-Defensive Player of the Year. In addition Stephanie Clarke and Cara Cutaia earned All-MAC First Team honors and Marisa Kozikowski earned All-MAC Second Team accolades. Madison Hirsch garnered a place on the All-Freshman Team.

- Volleyball: EMU volleyball player and sophomore Corynne Smith was named to the All-MAC Second Team.

TAB C

PROPOSED MINUTES OF THE OCTOBER 1, 2013 REGULAR BOARD MEETING

Regent Clack moved and Regent Morris seconded that the proposed minutes for the October 1, 2013 Board meeting be approved as submitted.

Motion Carried
TAB D

PROPOSED MINUTES OF THE NOVEMBER 20, 2013 SPECIAL BOARD MEETING

Regent Hawks moved and Regent Clack seconded that the proposed minutes for the November 20, 2013 special Board meeting be approved as submitted.

Motion Carried

TAB E

RESOLUTION: MEN’S CROSS COUNTRY TEAM/COACH JOHN GOODRIDGE

Regent Hawks moved and Regent Fitzsimmons seconded to recommend the Board approve the Resolution recognizing the Men’s Cross Country Team and Head Coach John Goodridge. The team won the 2013 Mid-American Conference Championship and Coach Goodridge was named MAC Men’s Cross Country Coach of the Year for the eighth time.

Motion Carried

TAB F

RESOLUTION: WOMEN’S SOCCER TEAM/COACH SCOTT HALL

Regent Clack moved and Regent Webb seconded to recommend the Board approve the Resolution recognizing the Women’s Soccer Team and Head Coach Scott Hall. The team won the 2013 Mid-American Conference Regular Season Championship and Coach Hall was named MAC Coach of the Year.

Motion Carried
TAB G

RESOLUTION: HOWARD BOOTH

Regent Webb moved and Regent Hawks seconded to recommend the Board approve the Resolution recognizing Howard Booth. Mr. Booth won the gold medal at the 2013 World Masters Athletics Championship for pole vaulting. He set two new state pole vault records in Michigan and Illinois and earned five gold medals in the USA National Championships. Mr. Booth has been an Eastern professor for more than 46 years, educating more than 18,000 students while working as an advocate for the Biology Department.

Motion Carried

CONSENT AGENDA

Chairman Parker asked the Board if there were any items on the consent agenda the Board members wished to vote on separately. Hearing none, she asked for a motion to proceed. Regent Clack moved and Regent Webb seconded that the items on the Consent Agenda be approved as presented (Section 1-5).

Section 1

STAFF APPOINTMENTS


Section 2

STAFF SEPARATIONS/RETIREDMENTS

Recommended that the Board of Regents approve eight (8) separations and retirements for the reporting period of September 1, 2013 to October 31, 2013: Andrea Burns, Tina Davis, Lauren Opachick, Roger Stidham, Cory Hirst, Natasha Ellis, Claire Cross, and Martha Smith.
Section 3

EMERITUS STAFF RECOMMENDATION

Recommended that the Board of Regents grant Emeritus Staff Status to one (1) staff member: Carole Morello (Senior Secretary for the Management Department in the College of Business).

Section 4

EMERITUS FACULTY RECOMMENDATIONS

Recommended that the Board of Regents grant Emeritus Faculty Status to eight (8) former faculty members: Christopher Bocklage (Department of Art), John Boyless (School of Technology Studies), Betty Brown Chappell (School of Social Work), John Knapp (Department of Psychology), Gerald Lawver (School of Technology Studies), Frances Martin (Department of Political Science), James Pfister (Department of Political Science) and Richard Washington (Department of Art).

Section 5

LECTURER APPOINTMENTS

Recommended that the Board of Regents approve twelve (12) new lecturer appointments for the 2013-2014 academic year: Amy Bearinger, Jennifer Graham, Marilyn Horace-Moore, Rae Labadie, Kevin MacDonald, Dinah Ouano Perren, Allison Piippo, Christine Prince, Susan Ruellan, Kay Stremler, Arthur Valenzuela III, and H. Bennett Wilcox III.

Motion Carried

NEW BUSINESS

Section 6

IN-STATE TUITION POLICY

Regent Fitzsimmons moved and Regent Clack seconded that the Board of Regents approve the revisions to Board Policy 12.1.1 In-State Classification for Tuition Purposes. The revisions provide for two additional categories of students who are eligible for in-state tuition: those who have attended a Michigan High School and those who have served in the active military, provided they have been medically separated or honorably discharged. The effective date of the revisions is the Fall 2014 semester.

Motion Carried
Section 7

CONFIRMATION OF THE RECOMMENDATION TO APPROVE EMU'S SUBMISSION OF THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY (MDEQ) STORM WATER ASSET MANAGEMENT AND WASTE WATER (SAW) GRANT APPLICATION

Regent Webb moved and Regent Clack seconded that the Board of Regents confirm the action taken at the Special Meeting of the Board of Regents on November 20, 2013. At that meeting, the Board approved the submission of the Michigan Department of Environmental Quality (MDEQ) Storm Water Asset Management and Waste Water (SAW) Grant Application.

Motion Carried

Section 8

APPOINTMENT OF EAGLE ADMINISTRATIVE SERVICES BOARD MEMBER

Regent Webb moved and Regent Hawks seconded that in accordance with the Eagle Administrative Services By-laws, Article III, Section 3.2, the Board of Regents reappoint Regent Floyd Clack to serve a two-year term on the Eagle Administrative Services Board from January 1, 2014-December 31, 2015.

Motion Carried

Section 9

APPOINTMENT OF EDUCATION ACHIEVEMENT AUTHORITY BOARD MEMBER

Regent Clack moved and Regent Morris seconded that the Board of Regents approve the appointment of Provost and Executive Vice President Kim Schatzel to the Authority Board of the Education Achievement Authority effective January 1, 2014. Provost Schatzel will replace Dr. Jann Joseph on the Education Achievement Authority Board.

Motion Carried
PRESENTATION: SECURITY AND SAFETY REPORT

EMU Police Chief Bob Heighes provided an overview of campus safety. He included Clery Crime Statistics, University Initiatives for DPS Staffing, and communication efforts to date.

REGULAR AGENDA

MONTHLY REPORT AND MINUTES – STUDENT AFFAIRS COMMITTEE

Regent Fitzsimmons moved and Regent Hawks seconded that the Student Affairs Committee Agenda for December 10, 2013 and the Minutes of the October 1, 2013 meeting be received and placed on file.

Motion Carried

MONTHLY REPORT AND MINUTES – ATHLETIC AFFAIRS COMMITTEE

Regent Hawks moved and Regent Clack seconded that the Athletic Affairs Committee Agenda for December 10, 2013 and the Minutes of the October 1, 2013 meeting be received and placed on file.

Motion Carried

MONTHLY REPORT AND MINUTES – FACULTY AFFAIRS COMMITTEE

Regent Fitzsimmons moved and Regent Morris seconded that the Faculty Affairs Committee Agenda for December 10, 2013 and the Minutes of the October 1, 2013 meeting be received and placed on file.

Motion Carried
Section 14

MONTHLY REPORT AND MINUTES – EDUCATIONAL POLICIES COMMITTEE

Regent Fitzsimmons moved and Regent Clack seconded that the Educational Policies Committee Agenda for December 10, 2013 and the Minutes of the October 1, 2013 meeting be received and placed on file.

Motion Carried

Section 15

COMMENCEMENT SPEAKER AND HONORARY DEGREE RECIPIENT

Regent Fitzsimmons moved and Regent Clack seconded that the Board of Regents approve Wesley Coller as the Commencement speaker at the Saturday, December 21, 2013 Commencement ceremony. In addition it was recommended that the Board award an honorary Doctor of Arts degree to Mr. Coller.

Motion Carried

Section 16

CHARTER SCHOOLS: REAPPOINTMENT OF BOARD MEMBERS

Regent Fitzsimmons moved and Regent Clack seconded that the Board of Regents appoint both Marvin Jennings, Jr. and Tammy Smith to three-year terms on the Board of Directors of the Academy for Business and Technology; Solomon Spann III to a three-year term on the Board of Directors of the Commonwealth Community Development Academy; and Leatrice Eagleson to a three-year term on the Board of Directors of Hope Academy.

Motion Carried
Section 17

DEGREE COMPLETION AND RETENTION PLAN

Regent Fitzsimmons moved and Regent Webb seconded that the Board of Regents approve and place on file the presentation entitled, “EMU’s Degree Completion and Retention Plan.”

Motion Carried

Section 18

MONTHLY REPORT AND MINUTES – FINANCE AND INVESTMENT COMMITTEE

Regent Hawks moved and Regent Clack seconded that the Board of Regents receive and place on file the Minutes from the October 1, 2013 Finance and Investment Committee meeting and the Agenda for the December 10, 2013 meeting.

Motion Carried

Section 19

OMB CIRCULAR A-133 SUPPLEMENTARY FINANCIAL REPORTS FOR YEAR ENDING JUNE 30, 2013

Regent Hawks moved and Regent Clack seconded that the Board of Regents receive and place on file the U.S. Office of Management and Budget Circular A-133 Supplementary Financial Reports for the year ended June 30, 2013.

Motion Carried
Regent Hawks moved and Regent Clack seconded that the Board of Regents receive and place on file the Eastern Michigan University Foundation Consolidated Financial Report for the year ended June 30, 2013.

**Motion Carried**

Chairman Parker reminded attendees that the next meeting is scheduled for Tuesday, March 25, 2014. She called for any further business to be brought before the Board. There being none, she made a motion to adjourn. Regent Morris seconded to adjourn the meeting.

**Motion Carried**

The meeting was adjourned at 3:02 p.m.

Respectfully submitted,

Vicki Reaume
Vice President and Secretary to the Board of Regents
RESOLUTION

Recognition of Glenna Frank Miller, 2014 Recipient of the EMU-ACE Distinguished Woman in Leadership in Higher Education Award

WHEREAS, Glenna Frank Miller assembled a cross-campus team to produce outstanding Michigan ACE Women's Network annual statewide conferences in 2012 and 2013, is a member of the Michigan ACE Board, is a founding member of EMU Women in Philanthropy, and has been honored as Woman of the Year by the EMU Women’s Association; and,

WHEREAS, Glenna was a dedicated mentor, inspired thousands of students, and received two Gold Medallion Awards and four Student Government Special Recognition Awards; and,

WHEREAS, with boundless energy, she led University initiatives and supported the community efforts of SOS Community Services, Ypsilanti Learning Community Coalition, YpsiFest and Rotary; and,

WHEREAS, she provided exemplary service in roles including Residence Hall Administrator, Assistant Vice President of Student Life, and as a Lecturer in Communication, Media & Theatre Arts, and Guidance and Counseling; and,

NOW, THEREFORE, BE IT RESOLVED, that the Eastern Michigan University Board of Regents congratulates Glenna Frank Miller for 41 years as an outstanding leader and commends her as the 2014 EMU-ACE Distinguished Woman in Leadership in Higher Education Award recipient.

March 25, 2014
STAFF APPOINTMENTS

ACTION REQUESTED

It is recommended that the Board of Regents approve 46 staff appointments for the reporting period November 1st, 2013 through February 28th, 2014.

STAFF SUMMARY

Of the 46 appointments, 15 (33 percent) are females, 31 (67 percent) are males. Demographics of the total group indicate 31 Caucasians (67 percent), 8 African Americans (17 percent), 2 Asian (5 percent), and 5 Hispanic (11 percent).

FISCAL IMPLICATIONS

The salaries are part of the University’s 2013-2014 budget as approved by the Board of Regents.

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.
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RECOMMENDATION

STAFF SEPARATIONS/RETIREMENTS

ACTION REQUESTED

It is recommended that the Board of Regents approve 43 separations and retirements for the reporting period of November 1st, 2013 to February 28th, 2014.

STAFF SUMMARY

Of the 43 separations and retirements there are 16 (37 percent) females and 27 (63 percent) males. Demographics of the total group indicate 29 Caucasians (67 percent) 2 Hispanic (5 percent) and 11 African American (26 percent) 1 Asian (2 Percent).

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
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RECOMMENDATION

EMERITUS STAFF STATUS

ACTION REQUESTED

It is recommended that the Board of Regents grant Emeritus Staff Status to Two (2) staff members: John M. Clark, Library Associate, Halle Library, who retired on January 15, 2014. Ann Hammerberg, Administrative Secretary, Communication, Media & Theatre Arts, who retired on February 3, 2014.

STAFF SUMMARY

According to University policy, retiring Administration Professional (AP), Athletic Coaches (AC), Confidential Clerical (CC), Food Service, Custodial & Maintenance (FM), Professional Technical (PT) or Clerical Secretarial (CS) staff members who have served the University for at least fifteen (15) years, may be granted Emeritus Staff Status. Such status is conferred based on the recommendation of the President and approval of the Board of Regents.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for Board approval.

University Executive Officer
President

Date
The Department/Office of Communication, Media & Theatre Arts recommends the awarding of Emeritus Staff Status for the following retiring/retired staff member:

Name of staff member: Ann Hammerberg

Title upon retirement: Senior Secretary

Date of hire at EMU: 10/19/1998   Retirement date: 2/3/2014

Number of years at EMU: 15 (Minimum of 15 years of service required)

Please complete the following information on the retiring staff member for whom you are submitting this recommendation. This information is needed for inclusion in the EMU Faculty/Staff/Student Directory.

Home address: 
Home telephone: E-mail address: 

Name of spouse: 
Degree(s)/institutions/year: Baccalaureate: 
Masters: 
Doctoral: 

Please attach 2 letters of support to this application

Kathleen Stacey 
Date

Kathleen Stacey 
Department Head and/or Supervisor Date

Executive Council Member, Date

President Date

Date Submitted to Board of Regents

After the Executive Council member signs, please forward this form and letters of support to: Cathie McClure, 101 Welch Hall. Upon approval of the President, the recommendation will be sent to the Board of Regents. Emeritus Staff status is contingent upon the approval of the Board of Regents. The above information will be kept on file in the Office of the Chief Financial Officer.
January 3, 2013

Board of Regents
Eastern Michigan University
Ypsilanti, MI 48197

Dear Regents,

I am thrilled to be writing this letter to recommend Ann Hammerberg for recognition as Emeritus Staff. I always knew how fortunate the Communication, Media & Theatre Arts Department was to have Ann as part of our staff but I gained a much deeper and greater appreciation these last two years as Interim Department Head.

In short, we have been very fortunate to have had Ann in our Theatre Office for as long as we did. First, she has been the perfect person to work with students, faculty and other theatrical individuals external to the University. She has not only provided excellent customer service but has been a calming and analytical presence in a creative and expressive environment. Students, faculty and staff loved Ann and will miss her when she retires.

As Interim Department Head, Ann has been invaluable in maintaining the budget for the theatre area and productions. Running the theatre is similar to running a small nonprofit and her accounting skills are irreplaceable. She is also gifted at explaining the budget and its processes to people new to the system. I have relied heavily upon this ability during the past year and a half. Ann has shown incredible patience explaining Banner, Eprints, and more recently Concur to me.

I have no doubt that over the years Ann could have found a more financially rewarding job but she stayed, I believe, because CMTA became family to her. I encourage you to grant Ann Hammerberg emeritus staff status to let her know that even though she is retiring, she will always be a part of the EMU family.

Sincerely,

Kathleen H. Stacey, Interim Head
January 3, 2014

Board of Regents
Eastern Michigan University
Ypsilanti, MI 48197

Dear Regents:

Throughout my 41 years at EMU I was fortunate to work with several exceptional assistants in the EMU Theatre office. Each brought qualities and skills to the position that contributed to the success and advancement of the theatre program. None, however, brought the extraordinary quality and breadth of ability that characterized the work of Ann Hammerberg.

Ann brought expert knowledge and creativity to all aspects of her work. Her accounting skills far exceeded the requirements of the position and she applied them to design multiple systems that provided detailed accuracy and clarity. Her writing and communication talents helped facilitate understanding and accord. In no area did she excel more than service to all associated with EMU. Her ability to empathize with everyone she encountered underpinned all interactions with students, faculty and colleagues. The students she trained and supervised reflected Ann’s commitment to both effectiveness and learning. Challenging problems were always resolved with understanding and insight.

It is my pleasure to recommend Ann Hammerberg for recognition as emeritus staff for Eastern Michigan University.

Sincerely,

Ken Stevens
Professor of Theatre
The Department/Office of Halle Library recommends the awarding of Emeritus Staff Status for the following

retiring staff member:

Name of staff member: John M Clark
Title upon retirement: Library Associate
Date of hire at EMU: September 8 1981 Retirement date: January 15 2014
Number of years at EMU: 32.4 (Minimum of 15 years of service required)

Please complete the following information on the retiring staff member for whom you are submitting this recommendation. This information is needed for inclusion in the EMU Faculty/Staff/Student Directory.

Home address
Home telephone: E-mail address:
Name of spouse: _____
Degree(s)/institutions/year: Baccalaureate: B.A. 1980 Masters: _____
Doctoral: _____

Please attach 2 letters of support to this application

Recommended by Date Recommended by Date
Department Head and/or Supervisor Date
Executive Council Member Date
President Date
Date Submitted to Board of Regents

After the Executive Council member signs, please forward this form and letters of support to CFO, 101 Welch Hall. Upon approval of the President, the recommendation will be sent to the Board of Regents. Emeritus Staff status is contingent upon the approval of the Board of Regents. The above information will be kept on file in the Office of the Chief Financial Officer.
February 10, 2014

Eastern Michigan University
Board of Regents
207 Welch Hall
Ypsilanti, MI 48197

RE: Support for the Emeritus Status of John Clark

Distinguished Board Members:

It is my honor to recommend the awarding of Emeritus Staff Status for John Clark. John retired on January 15, 2014 after 32.4 years of service. During this time he was a devoted employee, serving in many capacities within the University Library. John worked through many areas of our Acquisitions Department, Circulation, Copy Services and retired from our Archival Unit.

As I noted in my comments at his retirement party, John never lost sight of our purpose as EMU employees, to serve the students. He always went out of his way to make sure every student need was taken care of and he never sent anyone away without an answer.

As an alumni, Class of 1980, and a 32.4 employee, John will always be a part of the EMU family. I highly recommend him for Emeritus Staff Status for his many years of service, support and loyalty to EMU.

Sincerely,

Rita Bullard
Professor/Access Services Librarian
Halle Library
February 7, 2014

Eastern Michigan University
Board of Regents
207 Welch Hall
Ypsilanti, MI 48197

RE: Support for the Emeritus Staff Recommendation for John Clark

Dear Chairman Parker and EMU Board of Regent Board Members:

I am writing in support of and to recommend awarding Emeritus Staff Status for John Clark. Mr. Clark, class of 1980, retired on January 15, 2014 after more than 32 years of service to Eastern Michigan University as a fulltime staff member. He was a devoted employee, serving in many capacities within the University Library—supporting the work of our Acquisitions Department, Circulation and Copy Services and lastly preserving the history of the University through his work in the University Archives.

His passion for the University—its history and supporting the research of those interested in the history of the University—was apparent through his interactions with researchers and offices on campus. The support he displayed students, both researchers and those who worked to support the daily activities of the Archives was obvious through his personal interactions.

I did not have the opportunity to work with Mr. Clark for long, but his commitment to the University and passion for the history of EMU was clear. I would like to again, recommend him for Emeritus Staff Status for his many years of service, support and loyalty to EMU.

Sincerely,

Alexis Braun Marks, CA
University Archivist and Instructor
Halle Library
ACADEMIC RETIREMENTS / SEPARATIONS

ACTION REQUESTED

It is recommended that the Board of Regents approve nine (9) retirements for the reporting period September 1, 2013 through February 28, 2014.

STAFF SUMMARY

Of the nine (9) retirements, six (6) are male and three (3) are female. Demographics show that eight (8) are Caucasian and one (1) is African-American.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for Board approval.

University Executive Officer                          Date
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<td>02/08/2014</td>
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RECOMMENDATION

FACULTY APPOINTMENT

ACTION REQUESTED

It is recommended that the Board of Regents approve one (1) new faculty appointment for the 2013-2014 academic year at the rank, salary, and effective date shown on the attached listing.

STAFF SUMMARY

Demographics show that the new faculty appointment is a Caucasian female.

FISCAL IMPLICATIONS

The salary would be absorbed in the 2013-2014 personnel budget.

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
NEW FACULTY APPOINTMENT

Vivian Moynihan (Physician Assistant Program)
Assistant Professor effective March 16, 2014 at an academic year base salary of $88,200.

Education
M.P.H St. Louis University, 2006
M.D. Ohio State University, 1980
B.S. University of Dayton, 1977
RECOMMENDATION

EMERITUS FACULTY STATUS

ACTION REQUESTED

It is recommended that the Board of Regents grant Emeritus Faculty Status to five (5) former faculty members: Richard L. Douglass, School of Health Sciences from 1987 to 2013 (who retired on August 31, 2013 after 26 years); Hartmut Höft, Department of Computer Science from 1970 to 2013 (who retired on July 1, 2013 after 43 years); Michael H. Reed, Department of History and Philosophy from 1984 to 2014 (who retired on January 2, 2014 after 29 years); Charles Simmons, Department of English Language and Literature from 1997 to 2013 (who retired on August 31, 2013 after 15 years); Kenneth Stevens, Department of Communication, Media and Theatre Arts from 1972 to 2014 (who retired on January 2, 2014 after 41 years).

STAFF SUMMARY

The Collective Bargaining Agreement between Eastern Michigan University and the Eastern Michigan University Chapter of the American Association of University Professors (AAUP) provides that a faculty member who has served the University for at least fifteen (15) years may be nominated for Emeritus Faculty Status upon retirement.

The nominations for these individuals have received the support of the department head or school director, the dean of the college, and the Provost and Executive Vice President.

FISCAL IMPLICATIONS

None.

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for: 
EASTERN MICHIGAN UNIVERSITY
EMERITUS FACULTY STATUS RECOMMENDATION
March 25, 2014

Richard L. Douglass

Professor, School of Health Sciences from 1987 to 2013
(26 years)

Doctoral University of Michigan
Masters University of Michigan
Baccalaureate Alma College

Hartmut Höft

Professor, Department of Computer Science from 1970 to 2013
(43 years)

Doctoral University of Munster, Germany
Masters University of Bonn, Germany
Baccalaureate University of Houston

Michael H. Reed

Professor, Department of History and Philosophy from 1984 to 2014
(29 years)

Doctoral University of Minnesota
Masters SUNY Binghamton
Baccalaureate Eastern Washington University

Charles Simmons

Professor, Department of English Language and Literature from 1997 to 2013
(15 years)

Doctoral Georgetown University
Masters Columbia University
Baccalaureate Langston University

Kenneth Stevens

Professor, Department of Communication, Media and Theatre Arts from 1972 to 2014
(41 years)

Masters University of Cincinnati
Baccalaureate University of Cincinnati
EMERITUS FACULTY STATUS RECOMMENDATION

The Department of Computer Science recommends the awarding of Emeritus Faculty Status for the following retiring/retired faculty member:

Name of Faculty Member: _________________

Current Status/Rank at EMU: Retired Professor

Date of Hire at EMU: Sept 1975 Retirement Date: July 1, 2013

Number of Years at EMU: ___3___ (Minimum of 15 years of service required)

Please complete the following information on the retiring faculty member for whom you are submitting this recommendation. This information is needed for inclusion in the EMU Faculty Directory.

Home Address: ___________________________________________________________

Home Telephone: ___________________________ E-Mail Address: ___________________________

Name of Spouse: ___________________________

Degree(s)/Institutions/Year: Baccalaureate: Univ. of Munster, Germany
Masters: Univ. of Bonn, Germany
Doctoral: University of Houston, TX 1970

Please Attach a Brief Statement of Support to this Form

Emeritus Faculty status is contingent upon the approval of the Board of Regents. The above information will be kept on file in the Provost’s Office.

Recommended by (please print) __________________________ Date: __________________________

Department Head __________________________ Date: __________________________

Dean __________________________ Date: __________________________

Provost __________________________ Date: __________________________

Date Submitted to Board of Regents

Please forward this completed form to: Debbie Clearwater
Academic and Student Affairs, 106 Welch Hall

3/26/2013
Date: January 31, 2014

From: Executive Committee (Zenia Bahorski, Susan Haynes, Aby Tehranipour), Computer Science Department

Re: Letter of Support for Prof. Hartmut Höft’s Emeritus Recommendation

Professor Hartmut Höft served Eastern Michigan University in different capacities for 43 years from 1970 to 2013. He started as an Assistant Professor in the Mathematics Department and rose to the rank of Professor in Computer Science. He was one of the founding members of the Computer Science Department when it split off from the Mathematics Department in 1985.

He taught a variety of classes at the lower and upper levels including Computer Science I, Computer Science II, Mathematica, Automata, Formal Methods, Database, and Symbolic Computing. He authored many papers, a book on Mathematica, and directed several student research projects. In 2000, Professor Höft became the Department Head of the Computer Science Department. Under his guidance, the Computer Science teaching and walk-in labs were expanded, most lower-level classes became lecture/lab courses, the size of the faculty grew and several new programs were instituted, including a double M.S. program with the Technical University of Karlsruhe in Germany. Starting in 2005, Prof. Höft took positions as Interim Associate Dean and then Interim Dean of the College of Arts and Sciences until 2008. On July 1, 2013, Prof. Höft retired from EMU.

At the January 13, 2014 general meeting, the Computer Science Department faculty by a vote of 10-0-0 approved that Prof. Höft be recommended for emeritus faculty. We believe that Prof. Höft’s 43 years of service and contributions to the department and university merit the award of emeritus faculty.
EMERITUS FACULTY STATUS RECOMMENDATION

The Department of Health Sciences recommends the awarding of Emeritus Faculty Status for the following retiring/retired faculty member:

Name of Faculty Member: Richard L. Douglass

Current Status/Rank at EMU: Professor (retired)

Date of Hire at EMU: 9/2/87  Retirement Date: 8/31/13

Number of Years at EMU: 26  (Minimum of 15 years of service required)

Please complete the following information on the retiring faculty member for whom you are submitting this recommendation. This information is needed for inclusion in the EMU Faculty Directory:

Home Address:

Home Telephone:  
E-Mail Address:

Name of Spouse:

Degree(s)/Institutions/Year:
Baccalaureate: B.S. Biology  Alma College 1968
Masters: M.P.H. University of Michigan 1971
Doctoral: Ph.D. Public Health Administration  University of Michigan 1974

Please Attach a Brief Statement of Support to this Form:

Emeritus Faculty status is contingent upon the approval of the Board of Regents. The above information will be kept on file in the Provost's Office.

Recommended by (please print)  Date

Department Head  Date  Dean  Date

Provost  Date  Date Submitted to Board of Regents

Please forward this completed form to: Debbie Clearwater
Academic and Student Affairs, 106 Welch Hall

3/26/2013
Dear Eastern Michigan University Board of Regents:

I am writing this letter to formally recommend Richard L. Douglass, Ph.D. for Emeritus Faculty Status. Dr. Douglass served Eastern Michigan University, the School of Health Sciences and the Health Administration Program for 26 years until his recent retirement August 31, 2013. The Health Administration program owes much of its success to his dedication and hard work throughout the years. Many of his colleagues have benefited from his presence and leadership in the Health Administration Program and School of Health Sciences. He is well respected by his colleagues and students. He has also been, and continues to be, a mentor to many colleagues and students throughout his tenure at EMU.

I am proud to recommend Dr. Richard L. Douglass for Emeritus Faculty status without any reservation. Please do not hesitate to contact me with any questions.

Thank you for your consideration.

Sincerely,

Colleen L. Croxall, Ph.D.
Associate Professor
Director, School of Health Sciences
The Department of History + Philosophy recommends the awarding of Emeritus Faculty Status for the following retiring/reired faculty member:

Name of Faculty Member: Michael H. Reed

Current Status/Rank at EMU: Professor

Date of Hire at EMU: Sept. 5, 1984 Retirement Date: June 2, 2014

Number of Years at EMU: 29 (Minimum of 15 years of service required)

Please complete the following information on the retiring faculty member for whom you are submitting this recommendation. This information is needed for inclusion in the EMU Faculty Directory.

Home Address:

Home Telephone: E-Mail Address:

Name of Spouse:

Degree(s)/Institutions/Year: Baccalaureate: Eastern Washington University/1966
Masters: SUNY Binghamton
Doctoral: University of Minnesota/1984

Please Attach a Brief Statement of Support to this Form.

Emeritus Faculty status is contingent upon the approval of the Board of Regents. The above information will be kept on file in the Provost's Office.

Recommended by (please print) Date

Department Head Date Dean Date

Provost Date Date Submitted to Board of Regents

Please forward this completed form to: Debbie Clearwater Academic and Student Affairs, 106 Welch Hall
I heartily endorse the award of emeritus status to Professor Michael Reed. Awarded a Ph.D. from the University of Minnesota in 1984, Dr. Reed came directly to Eastern Michigan University, entering in the tenure-track in 1987; he was awarded tenure and promotion to Associate Professor in 1992; and he was promoted again to full Professor in 1997. Dr. Reed is a specialist in Wittgenstein, philosophy of the mind, aesthetics, and analytic philosophy and has given numerous papers, particularly on Wittgenstein. His service to the Department of History & Philosophy and the University has been exemplary, twice chairing for three years the Philosophy section and chairing in 2002-2003 the Faculty Council Task Force on Transfers, as well as serving recently as the chair of the Merlanti Ethics Research Award Committee. He also served as secretary of the College of Arts and Sciences College Advisory Council, and chaired the Philosophy section of the Michigan Academy of Science, Arts, and Letters.

Dr. Reed has made solid contributions to the Department and University through teaching and service, and I have treasured him as a colleague. I urge you to confer on Professor Reed the title Emeritus and all of the rights and privileges to which he is entitled.
EMERITUS FACULTY STATUS RECOMMENDATION

The Department of English Language and Literature recommends the awarding of Emeritus Faculty Status for the following retiring/fired faculty member:

Name of Faculty Member: Charles Simmons

Current Status/Rank at EMU: Professor

Date of Hire at EMU: 9/1977  Retirement Date: 8/31/2013

Number of Years at EMU: 15  (Minimum of 15 years of service required)

Please complete the following information on the retiring faculty member for whom you are submitting this recommendation. This information is needed for inclusion in the EMU Faculty Directory.

Home Address:

Home Telephone:  E-Mail Address:

Name of Spouse:

Degree(s)/Institutions/Year: Baccalaureate: Langston University, 1968  B.A.
Masters: Columbia University, 1970  M.S.
Doctoral: Georgetown University, 1983  J.D.

Please Attach a Brief Statement of Support to this Form

Emeritus Faculty status is contingent upon the approval of the Board of Regents. The above information will be kept on file in the Provost’s Office.

Recommended by (please print) Date

Department Head Date  Dean Date

Provost Date Date Submitted to Board of Regents

Please forward this completed form to: Debbie Clearwater
Academic and Student Affairs, 106 Welch Hall

3/26/2013
December 15, 2013

Provost Kim Schatzel
Eastern Michigan University
Ypsilanti, MI 48197

Dear Provost Schatzel,

I am writing on behalf of the Journalism Program faculty to nominate our recently retired colleague, Professor Charles Simmons, for Eastern Michigan University "Professor Emeritus" status. As I'm sure you are aware, Professor Simmons was a respected, tenured Journalism professor in the Department of English Language and Literature, where he served for 17 years.

Some background: Professor Simmons earned a Bachelor of Arts degree from Langston (OK) University in English Education in 1968, then a Master of Science degree (1970) in Journalism from Columbia University, New York, where he was an international fellow. He worked across the globe for the Associated Press and the Afro-World Associate News Agency, among other organizations, before heading to Georgetown University, Washington, D.C., where he earned his Juris Doctorate in 1983.

He came to Eastern in 1996 as a diversity lecturer after having a distinguished career at California State University, Los Angeles. He had been teaching journalism at Cal State during the infamous Rodney King beating in 1991 and wrote several articles about news coverage of the incident, including a chapter in the book, "Why Los Angeles Happened," published by Third World Press, Chicago, 1992. Originally from River Rouge, Prof. Simmons returned home to the Detroit area and we were grateful to be able to bring him into a tenure-track position in 1997. He has taught media law, news writing, editorial and column writing, environmental journalism, contemporary problems in journalism, and introduction to journalism.

Professor Simmons' community service is legendary. Among many other projects, he established "Hush House," a community center, in his family home on Wabash St. in Detroit. There he has hosted community events, offered space for a neighborhood garden, and opened his doors for others to join him in educating, mentoring, and encouraging young people. He has served on the board of the Michigan Citizen newspaper and the Eastern Echo, our campus newspaper. Highlights of his work while on sabbatical in Ghana were shared with the EMU community through the public event, "Detroit to Accra: Globalization, Journalism, the Environment and You," in March 2011.

The Journalism faculty would like to honor our colleague with the distinction of Professor Emeritus.

Sincerely,

Carol Schlagheck, Ph.D
Journalism Program Coordinator
EMU Student Media Board Chair
Department of English
Eastern Michigan University
Ypsilanti, MI 48197
Carol.Schlagheck@emich.edu
734-487-7410 cell
EMERITUS FACULTY STATUS RECOMMENDATION

The Department of Communication, Media & Theatre Arts recommends the awarding of Emeritus Faculty Status for the following retiring/reired faculty member:

Name of Faculty Member: Kenneth Stevens

Current Status/Rank at EMU: Professor

Date of Hire at EMU: 8/28/1972 Retirement Date: 1/2/2014

Number of Years at EMU: 41 (Minimum of 15 years of service required)

Please complete the following information on the retiring faculty member for whom you are submitting this recommendation. This information is needed for inclusion in the EMU Faculty Directory.

Home Address:

Home Telephone: E-Mail Address:

Name of Spouse:

Degree(s)/Institutions/Year: Baccalaureate: University of Cincinnati, 1966

Masters: University of Cincinnati, 1968

Doctoral: ________________________________

Please Attach a Brief Statement of Support to this Form

Emeritus Faculty status is contingent upon the approval of the Board of Regents. The above information will be kept on file in the Provost's Office.

Kathleen Stacey 12/2/2013

Recommended by __________________________ Date

Dean

Department Head

Date

Provost

Date Submitted to Board of Regents

Date

Please forward this completed form to: Debbie Clearwater

Academic and Student Affairs, 106 Welch Hall

3 26 2013
Statement of Support for Emeritus Status
Professor Kenneth Stevens

Professor Kenneth Stevens has rendered exemplary service to Eastern Michigan University since 1972. An outstanding teacher, mentor, and the enduring "heart and soul" of EMU Theatre, he creates "magic" from the back corners of every theatre and classroom while keeping students in the spotlight.

A true innovator and pioneer, Stevens built on his experience as co-founder of the Showboat Majestic in his hometown of Cincinnati, by designing and implementing EMU's interdisciplinary undergraduate and graduate arts management/administration programs. EMU was the first university in the Midwest to offer courses in arts administration. Students took classes not just in theatre, dance, music and art, but in accounting, management and marketing. Other universities have followed EMU's lead and modeled his program in arts administration.

It was Stevens who envisioned the Sponberg Theatre and the Quirk expansion; created Mainstage, the primary patron organization for EMU Theatre; launched the University's first capital campaign to construct the Sponberg Theatre; and created the musical theatre program. As co-chair of the $1.6 million Sponberg "Build Theatre" Campaign, many EMU Theatre alums affectionately refer to the Sponberg Theatre as the "House that Ken built!"

Stevens also envisioned, created, and produced the Beaux Arts Ball and Week, orchestrated the Burlesque fundraiser for the "Build Theatre" campaign, established a Depot Town and Prime and Players dinner theatres, lead the establishment of a student Design Expo that is now an integral student exhibit at the University's Undergraduate Symposium. The list of celebrities and guest artists he brought to campus is extensive and includes such luminaries as James Earl Jones, Ben Vereen, John Houseman, Ossie Davis and Ruby Dee, Pearl Bailey, Soupy Sales, Nancy Ford, Gretchen Cryer, Nicholas Pennell, Carol Channing, Pat Paulsen, and Robert Wilson.

He is a ten-time recipient of the Gold Medallion Faculty Recognition Award, and the EMU Alumni Association John W. Porter Distinguished Service Award in 2009. External to EMU, he was recognized with E. Ray Scott Artist Prize, a statewide arts recognition award.

Dedicated to volunteerism and community service, Stevens has been an instructor in the Elderwise program and has served as the awards ceremony director for the State of Michigan, Governors Awards for Arts and Culture. His influence and vision has extended beyond campus -- he was a long-time associate producer at the Traverse City Cherry County Playhouse, founder and producer of Saugatuck's Red Barn Theatre, director with the Las Vegas Actors Repertory Theatre, served as president of the Michigan Theatre Association, and is president emeritus of Michigan Legacy Art Park, a 30-acre sculpture park in northwest Michigan.

Although he has been involved in more than 200 EMU productions, and his early duties even included 25 years of service as the box office manager and house manager for every theatre performance, his most enduring legacy is his students. When Dann Florek returned to EMU as the December 2008 commencement speaker, he told the graduates that Ken Stevens was the best teacher he ever had. He remarked that, "He [Stevens] got it done and did it with fun. He taught us to think outside the box; he made it exciting. He could see our strengths and weaknesses and helped us to balance them out."

Stevens is a dedicated teacher, mentor, adviser, director, colleague and friend. He has a pioneer spirit for arts education that Eastern Michigan University, along with the State of Michigan, has benefited from during his 41 years of service.
RECOMMENDATION

MONTHLY REPORT & MINUTES
STUDENT AFFAIRS COMMITTEE

ACTION REQUESTED

It is recommended that the Student Affairs Committee Agenda for March 25, 2014 and the Minutes of December 10, 2013 be received and placed on file.

STAFF SUMMARY

The March 25, 2014 agenda for the Student Affairs Committee includes a presentation about 2013-14 Student Leader Group priorities, Student Government Safety Week and International Students at Eastern Michigan University; and a presentation regarding Title IX, Sexual Harassment and Sexual Assault -- Prevention, Education, Resources and Next Steps.

In addition, several announcements will be made.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
Eastern Michigan University
Board of Regents
Student Affairs Committee

Tuesday, March 25, 2014
10:30 a.m.

Room 205
Welch Hall

Agenda

1. Approval of agenda and December 10, 2013 minutes
   Regent Fitzsimmons

2. 2013-14 Student Leader Group Priorities Updates, Safety Week, and International Student Presentation
   Student Leader Group Members

3. Title IX, Sexual Harassment and Sexual Assault -- Prevention, Education, Resources and Next Steps Presentation
   Sharon Abraham, Ellen Collier, James Gallaher, Gloria Hage, Jesus Hernandez

4. Announcements
Regent Fitzsimmons convened the meeting at 10:00 am. Minutes from the October 1, 2013 meeting and the agenda for this meeting were approved.

2013-14 Student Leader Group Priorities

Katelyn Coberley read a statement indicating that the Student Leader Group supports the proposal to offer undocumented students in-state tuition.

Melissa Heatlie stated that the Retention and Completion sub-committee is working with Rhonda Longworth to review, and give feedback on, the current retention and completion plan that has been put in place by the university. The committee is also working with Career Services.

Amelia Parnis reported the Universal Restroom sub-committee has been collaborating with Student Government and the LGBT Resource Center regarding making universal restrooms more accessible on campus. They are planning to write up a proposal in 2014. They will also be asking for support letters. The goal is for each campus building to have at least one universal restroom.

Renee Walton of the Assisted Learning/ADA/Health Services sub-committee stated that the committee will be working closely with the new director of the Disability Resource Center when he begins work in January. The committee would like e-books to be made available earlier to students.
who use them. The committee is collaborating with the Student Wellness Advisory Board regarding suicide prevention/education and self-defense classes, among other things.

Ilkhomjon Amanov stated that the Green/Sustainability sub-committee is planning to meet with John Donegan, Vice President for Operations and Facilities. They would like to see a decrease in pesticide/chemical use on campus, and an increase in the availability of recycling receptacles.

**Phased Tobacco-Free Campus**

Rebecca Frank, student in HLED 550, and Katelyn Coberley, of the Student Leader Group, shared a presentation regarding a Phased Tobacco-Free Campus. Student Government, Student Leader Group and the HLED 550 class have collaborated on a proposal to move Eastern Michigan University to a tobacco free campus by the Fall of 2014. This proposal is supported by the Faculty Senate.

Western Michigan University just announced that the WMU campus will be tobacco free in the Fall of 2014. Washtenaw Community College banned tobacco use on campus in 2005. The University of Michigan became tobacco free in 2011. EMU is the only MAC school that is not tobacco free. Nationally, 1,182 campuses are smoke free. All public universities in Arkansas, Iowa and Oklahoma are tobacco free.

While EMU currently has a policy stating that smoking within 25 feet of buildings and air intakes is not allowed, the policy is not very well enforced. The group working on this initiative is proposing a phased approach. They will begin with education and advocacy. They plan to work with the Physical Plant to mark all areas around buildings so that people will stop smoking too close to the doors. Smoking cessation programs for students, faculty and staff would be offered by the Wellness Center and Human Resources. Bystander training, which will teach people how to approach someone using tobacco on campus, would be offered. Beginning in the summer of 2014, smoking would only be allowed on the perimeter of campus. The policy change would be extensively publicized/shared with current and incoming students, faculty, staff and campus guests. Cessation programs, health education and bystander training programs would continue. The goal is to move EMU to a tobacco free campus by the fall 2014 semester.

Rebecca and the committee that drew up this proposal believe that social-norming will work to enforce the policy change on campus. Once people realize that the change is to improve the health of all exposed to tobacco and tobacco smoke, they should more easily comply. Universities that have become tobacco free have seen a decrease in tobacco use among those on campus. The committee has received no push-back regarding this proposal, just positive responses.

This proposal originated in the HLED 550 class. Rebecca asked the regents to entertain the motion to adopt a tobacco-free policy for Eastern Michigan University. Regent Fitzsimmons stated that she will share the proposal with the regents, but it would not be voted on today.

Kay Woodiel, HLED 550 professor, stated that there are 13 graduate students in two classes who would be available during the Winter 2014 semester to plan programs to move this initiative forward.
Announcements

- Ilkhomjon Amanov announced that the 15th annual Colors in Harmony is scheduled for March 15, 2014, from 6:00-8:00 pm. Regent Fitzsimmons attended in 2013 and stated that this was an awesome event.
- Antonios Chionis shared that there will be a Campus Life Snack and Study on December 11, 2014, and a Late Night Breakfast on December 12, 2014.
- Reggie Barnes shared upcoming Martin Luther King celebration week events. The events will begin on Thursday, January 16, 2014 and culminate on Tuesday, January 21, 2014. The theme of the week will be “Where Do We Go From Here?” Jeffrey Canada, CEO of the Harlem Children’s Zone, will be speaking in the Student Center Auditorium at 10:00am on Monday, January 20, 2014. The annual MLK luncheon will follow at 11:45am. Tickets are now available. Information is available at www.emich.edu/mlk.
- Renee Walton announced that Fatama Jabar has taken over as chair of the Student Wellness Advisory Board. The SWAB is working with private organizations and Public Safety to provide free self-defense classes. They are beginning an “Operation Smile” campaign to increase friendliness and kindness on campus. SWAB is in the process of recruiting members who would like to make a positive difference on campus.
- Regent Fitzsimmons stated that Nino Monea and his teammate, Steven Cole, had recently received the 1st Place Team Award at a Moot Court regional at Saginaw Valley State University. Nino also received the 1st Place Individual Attorney Award. They will participate in the national competition in Arizona in January.
- Perry Francis shared some follow up comments regarding the statement that Katelyn Coberley read at the beginning of the meeting. The Student Leader Group was moved by the presentation by the Latino Student Association regarding tuition equity for undocumented students. He applauds the Student Leader Group for taking a stand. He believes that we must lift all up if we desire society to improve.

The meeting adjourned at 10:30 am.

Respectfully submitted,

Michele Rich
Student Affairs Committee Recording Secretary
RECOMMENDATION

ATHLETIC AFFAIRS COMMITTEE

ACTION REQUESTED
It is requested that the Board of Regents receive and place on file the working agenda for the March 25, 2014 meeting and December 10, 2013 minutes.

STAFF SUMMARY
- Approval of Tuesday, December 10, 2013 Minutes
- Head Coach-Chris Creighton
- Reese and Jacoby Cup
- Academic News
- Updated Staff News
- Football Updates
- Football Season Ticket, Premium Seating and Parking Information
- Development
- Football Game Day Planning
- Winter and Spring Sports Reports

FISCAL IMPLICATIONS
To be determined

ADMINISTRATIVE RECOMMENDATION
The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
AGENDA

A. Approval of Tuesday, December 10, 2013 Minutes

B. Head Coach-Chris Creighton-at 1:30 pm (attached contract)

C. Reese and Jacoby Cup (attached)
   Current Standings
   i. Reese-to be updated before the meeting
   ii. Jacoby-to be updated before the meeting

D. Academic News
   a. 4.0 Lunch-33 student-athletes attended lunch with President Martin and Heather Lyke at the Tower Inn
   b. 3.0 Scholar athlete recognition at men’s basketball game
   c. 3.0 Scholar athlete dinner-April 14th at 6:00pm in the Student Center

E. Updated Staff News
   a. Associate Athletic Director for Development – Dan McLean will begin April 7th.
   b. Football Coaching Staff-Herb Haygood-Wide Receivers Coach
   c. Assistant Athletic Director of Equipment operations-search is underway.

F. Football Updates
   a. 100 day video and kick off of season ticket sales-March 21 (show the video)
   b. 100 day countdown to the Creighton era-May 23

G. Football Season Ticket, Premium Seating and Parking Information (attached brochure)

H. Development
   a. Creation of Annual Fund Giving Program-Eagles Pride
   b. Giving levels and benefits (attached brochure)
I. Football Game Day Planning
   a. Football Game Day Website
   b. Goal is to enhance the fan experience on football game days
   c. Tailgating atmosphere for fans - Family Fun-Zone
   d. Tailgating Town for students
   e. Turn It Up, Turn It Green Pre Game Pep Rally
   f. Timing of tailgates, pep rally and gates opening
   g. Security options
   h. Concessions evaluation
   i. Merchandise evaluation
   j. Corporate tents in the tailgate area

J. Winter and Spring Sports Reports
   a. Baseball
   b. Men’s Basketball
   c. Women’s Basketball
   d. Men’s Golf
   e. Women’s Golf
   f. Women’s Gymnastics
   g. Men’s Indoor Track
   h. Women’s Indoor Track
   i. Softball
   j. Wrestling
Eastern Michigan University
Board of Regents
ATHLETIC AFFAIRS COMMITTEE
Minutes of December 10, 2013

Members:
Regents: Chair Mike Hawks, James Webb
Athletics: Melody Reifel Werner, Senior Associate AD/Administration

Regent Mike Hawks called the Athletic Affairs Committee meeting to order at 9:02 a.m.

Minutes approved by James Webb

Melody Reifel Werner filled in for Heather Lyke, who was out of town on business.

Reese and Jacoby Cup:
Currently, Eastern Michigan University is in 1st place in both the Reese (Men) and Jacoby (Women) cups. Standings are as follows:
   Reese: 1st-Eastern Michigan, 2nd-Akron, 3rd-Central Michigan
   Jacoby: 1st-Eastern Michigan, 2nd-Miami, 3rd-Central Michigan

Community Service:
The Athletic Department continues to give back through community service initiatives, including “2nd and Seven Foundation”. This reading program has our student-athletes going to Ypsilanti elementary schools every Friday to read to 2nd graders. In addition, as part of the Athletics Department Holiday Party, the staff is contributing gifts for the Toys for Tots program sponsored by the Salvation Army.

Academic News:
The graduation rates for our EMU Student-Athletes is as follows:
   Federal Graduation Rates:
       2010-11 56%
       2011-12 60%
       2012-13 64%
   Graduation Success Rates:
       2010-11 72%
       2011-12 74%
       2012-13 77%

15 student-athletes were honored for their academic accomplishments during the 2012-13 academic year. This award honors student-athletes who have graduated in the past academic year with a minimum 3.80 cumulative grade-point average and have also participated in at least two years of Intercollegiate Athletics at a Football Bowl Subdivision (FBS) Institution. Our 15 athletes no only lead the Mid-American Conference in honored student-athletes, but the count also ranks second among all eligible schools, bested only by Baylor University’s 18 honorees.

Updated Staff News:
The searches for the Head Football Coach and the Associate Athletics Director for Development positions are underway.
Letter Jacket Ceremony:
First year participants in our fall sports (Football, Women’s Soccer, Men’s and Women’s Cross Country and Volleyball) received their letter jackets at a ceremony on Monday, December 2, 2013. The ceremony included former letter winners and E-Club members.

Men’s and Women’s Basketball Updates:
Three initiatives have been undertaken to promote the fan experience and increase attendance and revenue for the Men’s and Women’s Basketball programs:
   - Rock the Rec
   - Free shuttle for students to ride to all games
     - An average of 8-100 students have been using this service so far this season
   - Floor seats now available for purchase

Fall Sport Reports:
All fall sports have concluded. Men’s Cross Country received their fourth-straight 2013 Mid-American Conference Championship title. Women’s Soccer finished the regular season MAC Championships and hosted the MAC Tournament.

Respectfully submitted,

.ori Barron
Administrative Secretary
### 2013-14 Reese Trophy Standings

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**Information is current as of March 8, 2014**

### 2013-14 Jacoby Trophy Standings

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## 2013-14 Reese/Jacoby Points System

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**Regular Season (13)**
- M/W Soccer
- Volleyball
- Football
- Field Hockey
- M/W Basketball
- Baseball
- Softball
- M/W Tennis
- Wrestling
- Gymnastics

**Championship (10)**
- M/W Cross Country
- M/W Golf
- M/W Swimming
- M/W I. Track
- W/W O. Track
RECOMMENDATION

APPROVAL OF EMPLOYMENT AGREEMENT FOR HEAD FOOTBALL COACH CHRIS CREIGHTON

ACTION REQUESTED

It is recommended that the Board of Regents approve the attached employment agreement for Head Men’s Football Coach, Chris Creighton.

STAFF SUMMARY

Chris Creighton was hired as the Head Football Coach effective December 18, 2013 for a term of five years, subject to approval by the Board of Regents. Pursuant to Board Policy 3.1.1.2, employment agreements in excess of three years must be approved by the Board of Regents.

The terms and conditions of his employment are contained in the attached Employment Agreement.

FISCAL IMPLICATIONS

Yes, including

- $400,000 base salary (no change from current agreement);
- Standard Fringe Benefit Package;
- $25,000 annually for radio show appearance; and
- Several incentives linked to team performance and attendance at games.

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer
Heather Lyke
Vice President and Director of Athletics
EASTERN MICHIGAN UNIVERSITY

ATHLETIC COACH EMPLOYMENT AGREEMENT

This Employment Agreement made this 18th day of December 2013, by and between the Board of Regents of Eastern Michigan University (hereinafter the "University") of Ypsilanti, Michigan and Chris Creighton (hereinafter the "Employee"). It supercedes all prior written or verbal agreements between the parties and is subject to the approval of the University’s Board of Regents.

REQUITATIONS

A. University needs the services of an athletic coach to coach University’s varsity football team; and

B. Employee represents that he meets University’s qualifications for the position and is available for employment in this capacity by University.

TERMS

In consideration of the mutual covenants, promises and conditions in this Contract, University and Employee agree as follows:

1.0 Employment

1.1 Subject to the approval of the University's Board of Regents and the conditions stated in this Agreement, University employs Employee as Head Football Coach at University, and Employee agrees to and accepts the terms and conditions for employment outlined in this Agreement.

1.2 Employee shall work under the supervision of the Athletic Director of University ("Athletic Director") or the Athletic Director's designee.

1.3 Employee shall manage and supervise the University’s Football Team ("Team"), and perform such other duties in the intercollegiate athletic program of University as may be assigned.

2.0 Term

2.1 The Term of this Agreement shall be for five contract years (defined below) subject,
however, to earlier termination in accordance with the provisions set forth in Section 6 of this Agreement.

2.2 As used in this Agreement, the term “Contract Year” is defined to mean: the twelve (12) month period commencing January 1 and ending the following December 31, except the first contract year will begin on December 9, 2013 and end on December 31, 2014 and the last contract year shall begin on January 1, 2018 and end on the date of the last game played by the University football team in the 2018 season (including any bowl game played in 2019) or December 31, 2018, whichever is later. Each such contract year shall be numbered to correspond to the period specified as follows:

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If Employee is employed on January 1, 2015, and additional year will be added to the term of this Agreement, so the Agreement will end on December 31, 2019.

2.2 This employment in no way grants Employee a claim to tenure in employment, or any years of employment attributable to tenure within University.

3.0 Compensation.

3.1 In consideration for Employee's faithful, diligent, and successful performance of the services set forth in this Agreement, the University agrees to provide the following salary and fringe benefits to Employee during the term of this Agreement. All amounts stated will be less any applicable deductions and withholding.

3.1.1 Salary. University shall pay Employee an annual salary of $400,000, paid according to the University’s regular payroll procedures, in full payment for the satisfactory performance of all duties required under this Agreement. After January 1, 2015, Employee will be eligible for a Base Salary increase, consistent with the University’s program of annual salary adjustments for employees in his classification. Athletic Director shall annually conduct a performance evaluation of Employee.
3.1.2 **Fringe Benefits.** University shall provide Employee with the same fringe benefits and on the same terms as provided to non-bargained for administrative employees as of the date of this Agreement.

3.1.3 **Leave of Absence.** A leave of absence may be provided pursuant to University policies, rules, and regulations. A request for a leave of absence must be approved pursuant to the University’s procedures. A leave of absence shall not extend beyond the term of the Employment Agreement.

3.1.4 University shall provide the Employee with an automobile (leased at University’s option) or in lieu of an automobile with a $750 per month stipend for an automobile. If a leased automobile is provided to Employee, University will be responsible for insuring, maintaining and repairing the automobile. If Employee is provided with a stipend, Employee shall be responsible for insuring, maintaining and repairing Employee’s automobile. Employee shall use the automobile for the purpose of conducting University business. Upon termination of this Agreement, Employee shall immediately return the automobile to the University.

3.1.5 The University agrees to make all necessary arrangements, including financial, for a radio show during the term of this Agreement. For his appearance on this radio show, Employee shall be annually paid $25,000. The radio show airs weekly during the football season and special appearances by Employee may be required during the Spring football practice period.

3.1.6 **Incentives.** During the term of this Agreement Employee shall be entitled to receive each of the following bonuses and incentives (each of which shall be treated separately). All payments will be less applicable withholding.

3.1.6.1 For each year during the term of this Agreement the University’s football Team coached by Employee participates in a post-season bowl game, Employee shall be entitled to a lump sum bonus payment of $25,000. If Team wins the Bowl game, Employee shall be entitled to an additional $25,000 payment.

3.1.6.2 For each year during the term of this Agreement the University’s football Team coached by Employee participates in a College Football Playoff (or its successor equivalent) game, Employee shall be entitled to a lump sum bonus payment of $50,000. If Team wins the Playoff game, Employee shall be entitled to an additional $50,000 payment.

3.1.6.3 For each year during the term of this Agreement the University’s football Team coached by Employee completes the season in sole possession of First Place in the Mid American Conference (MAC) Western Division, after any and all applicable tie-breaking procedures utilized by the MAC, Employee shall be entitled to a lump sum bonus payment equal to $10,000.
3.1.6.4 For each year during the term of this Agreement the University’s football Team coached by Employee wins the Mid-American Conference Championship, or a share of the overall Mid-American Conference Championship, Employee shall be entitled to a lump sum bonus payment equal to $20000.

3.1.6.5 For each year during the term of this Agreement the University’s football Team coached by Employee: 1) wins seven games, Employee shall be entitled to a lump sum bonus of $5,000; 2) wins eight games, Employee shall be entitled to a lump sum bonus of $7,500; 3) wins nine games, Employee shall be entitled to a lump sum bonus of $10,000; 4) wins ten games, Employee shall be entitled to a lump sum bonus of $15,000 5) win eleven games, Employee shall be entitled to a lump sum bonus of $20,000; 5) wins twelve games, Employee shall be entitled to a lump sum bonus of $25,000. Employee shall be entitled to only one annual bonus payment pursuant to this provision, which shall be based on the total number of wins during the football season.

3.1.6.6 For each year during the term of this Agreement the Employee is named Mid-American Conference “Coach of the Year”, or the American Football Coaches Association (AFCA) Regional “Coach of the Year” the Employee shall be entitled to a lump sum bonus of $10,000. For each year during the term of this Agreement the Employee is named Coach of the Year by the American Football Coaches Association (AFCA) Coach of the Year, Employee shall be entitled to a lump sum bonus of $25,000. Employee is eligible to receive only one bonus payment per year under this provision.

3.1.6.7 For each academic year the Football team has an APR (academic progress rate) of 950 or higher, then the Employee shall be entitled to a lump sum bonus of $5,000.

3.1.6.8 For each academic year the team has a cumulative GPA of 3.0 or higher for the academic year, then the Employee shall be entitled to a lump sum bonus of $5,000.

3.1.6.9 Each season the University determines that paid attendance for home football games averages 10,000 or more, University shall pay Employee a bonus of $15,000. Each season the University determines that paid attendance for home football games averages 15,000 or more, University shall pay Employee a bonus of $20,000.

Bonuses for the achievements set forth in this Section 3.1.6 shall be paid on or before March 1 of each year of this Agreement.

3.1.7 University shall provide Employee with a monthly cellular phone stipend which covers the cost of the cell phone and applicable monthly charges.

3.1.8 University shall provide Employee with up to twenty (20) complimentary season tickets for University football home and away games.
3.1.9 University shall provide Employee with up to ten (10) complimentary season tickets for University men’s and women’s basketball home games.

3.1.10 Moving Expenses. University shall reimburse Employee for reasonable qualified documented moving expenses related to Employee and his family relocation to Michigan. Documented expenses must be submitted within 12 months of the commencement of employment. Reimbursement will be made in accordance with the attached policy.

4.0 Employee's Duties.

4.1 In consideration of the annual salary and other benefits, Employee promises and agrees as follows:

4.1.1 Faithfully and conscientiously perform all duties related to the establishment, direction and development of an educationally sound and competitive Football program, and to perform all duties assigned and prescribed herein.

The Athletic Director, in conjunction with the Associate Athletic Director for Finance and Operations and the University's Chief Financial Officer determines the budget for the football program. Employee will be involved in determining how the designated funds for the football program, as determined by the Athletic Director, are allocated. University and Employee understand that there may be a need for budget adjustments due to cost increases that are beyond the control of Employee.

4.1.2 Plan, direct, and implement all phases of a varsity intercollegiate athletic program, including recruitment of academically and athletically qualified students of sound character and integrity, developing competitive schedules, budget preparation and supervision for programs, conduct practice sessions, conditioning programs, clinics, public relations activities, and fund raising. Attendance is expected at staff meetings, community events, and other appropriate athletic activities.

4.1.3 Devote full-time, attention, and energy to the duties of head coach as required herein, to the promotion of the University's Football program; and to avoid any business or professional activities or pursuits that would prevent Employee from devoting full time to performance of the duties under this Agreement.

4.1.4 To be responsible for the actions of all assistant coaches and administrators who report, directly or indirectly, to the Employee. Employee shall promote an atmosphere of compliance within his program, shall communicate the expectations and commitment for compliance to all staff and student-athletes in the Football program, and shall monitor the activities of all assistant coaches and administrators involved with the program who report, directly or indirectly, to the Employee, as well as the actions of prospective and current student-
athletes in Coach’s program including but not limited to activities during official and unofficial visits, extra benefits, and actions in violation of academic integrity standards.

4.1.5 Know, recognize and comply with the laws, policies, rules, and regulations governing University ("University Rules") and its employees and the rules of the National Collegiate Athletic Association (NCAA) and the Mid American Conference (MAC) ("Governing Athletic Rules"), as now constituted or as they may be amended during the term hereof, to supervise and ensure that the assistant coaches and any other employees for which Employee is administratively responsible comply with the aforesaid policies, rules and take active steps to remain educated on University Rules and Governing Athletic Rules. If Employee is found in violation of these rules or regulations, by the University, the MAC, the NCAA or any other governing body, he shall be subject to disciplinary action, including suspension without pay, or termination of employment as set forth in Section 6 of this Agreement.

4.1.6 Immediately report to the Athletic Director and to the Athletic Department Compliance Office in writing if any person or entity, including without limitation, representatives of EMU’s athletic interests, has violated or is likely to violate or may potentially have violated any such laws, University Rules and Governing Athletic Rules. Employee shall cooperate fully with the Department’s Compliance Office at all times.

4.1.7 Develop programs and procedures with respect to the evaluation, recruitment, training, and coaching of student athletes to compete successfully while assuring the welfare of student athletes;

4.1.8 Observe and uphold all academic standards, requirements, and policies of University;

4.1.9 Encourage student athletes to perform to their highest academic potential, obtain the highest grades possible and graduate.

4.1.10 Pursuant to the Jeanne Clery Disclosure of Campus of Security Policy and Campus Crime Statistics Act, Title IX of the Education Amendments of 1972 and other laws and policies, Employee will report any instances of child abuse, sexual assault or harassment and certain other criminal activity of which he has knowledge or reasonable cause to believe has occurred.

4.2 It is further agreed that Employee will not receive outside compensation (including but not limited to income, annuities, sports camps, housing benefits, complimentary ticket sales, television and radio programs, and endorsement or consultation contracts with athletic footwear, apparel or equipment manufacturers) without prior written consent of the President or Athletic Director, which consent shall not be unreasonably withheld or delayed and shall annually disclose to University all outside compensation Employee receives and the source of such compensation.
Employee may conduct camps at University athletic football facilities. Reports regarding outside compensation must be made on an annual basis in conjunction with the annual performance evaluation. The document must include information concerning athletically related outside income for the previous contract period.

4.3 Employee shall maximize radio and television coverage favorable to University, but shall receive remuneration for such appearances, for any endorsements, or public presentations only upon securing prior written consent as noted in Section 4.2.

5.0 Travel.

Employee shall conduct such travel within the allotted budget as is necessary to carry out duties as Head Football coach, and Employee shall be entitled to reimbursement for transportation and per diem expenses at the rate provided to non-represented administrative employees.

6.0 Termination for Just Cause.

6.1 University has the right to terminate this Agreement for Just Cause, in which case prior to termination, Employee shall be given notice and an opportunity to be heard. In addition to its meaning in University contract with its faculty, and its normally understood meaning in employment contracts, the term "Just Cause" shall be understood to include, but not be limited to, all of the following:

6.1.1 A deliberate or serious violation of the duties set forth in this Agreement or refusal or unwillingness to perform such duties in good faith and to the best of Employee's abilities, which includes in addition to the usual and customary coaching activities, recruiting, assisting duly authorized alumni, booster club and University Development Foundation activities and cooperating with the news media;

6.1.2 A violation by Employee of any of the other terms and conditions of this Agreement not remedied after fifteen (15) days written notice thereof to Employee;

6.1.3 Any conduct of Employee that constitutes moral turpitude, or which would tend to bring public disrespect, contempt, or ridicule upon University, or failure to follow the high moral and ethical standards commonly expected of Employee as a leading representative of the Department of Intercollegiate Athletics at University;

6.1.4 A deliberate, serious, or repetitive violation of any law, regulation, rule, constitutional provision or bylaw of University, the MAC, or the NCAA, as determined in good faith by the University, the MAC, the NCAA or another governing body, which violation may, in the reasonable judgment of University, reflect adversely upon University or its athletic program, including any serious violation that could result in University being punished by the MAC or the
NCAA;

6.1.5 Prolonged absence from duty without University's consent;

6.1.6 Engaging in criminal activity, or misuse of University funds or resources; and

6.1.7 Any conduct which violates the rights of student athletes, including verbal or physical abuse of student-athletes.

6.1.8 Failure to report violation of University Rules, Governing Athletic Rules as set forth in section 4.1.5 and 4.1.6 or failure to report the activity described in section 4.1.10.

6.2 In the event University terminates this Agreement for Just Cause prior to the end of this Agreement, all obligations of University to make further payments and/or to provide other consideration hereunder shall cease on the termination date specified in the notice of termination.

7.0 Termination Without Cause.

7.1 Notwithstanding any other provision of this Agreement, this Agreement shall terminate automatically if Employee dies or becomes totally or permanently disabled (as defined by University). Any such termination shall not be reason for payment of any liquidated damages set forth below.

7.2 At any time after commencement of this Agreement, University may terminate this Agreement without cause by giving written notice to Employee.

7.2.1 In the event University terminates this Agreement without cause, University shall pay to Employee, as liquidated damages, the applicable amount determined as follows:

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<tr>
<th>If Employee's Last Date of Employment Occurs During</th>
<th>The University Shall Pay the Head Coach</th>
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<td>Contract Year One</td>
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<td>Contract Year Two</td>
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<tr>
<td>Contract Year Three</td>
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<tr>
<td>Contract Year Four</td>
<td>$800,000 (but in no case will the amount be greater than the amount of Base Compensation remaining under this Agreement)</td>
</tr>
<tr>
<td>Contract Year Five and thereafter</td>
<td>$400,000 (but in no case will the amount be greater than the amount of Base Compensation remaining under this Agreement.)</td>
</tr>
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The amount is to be paid at University's option in one lump sum or on a monthly basis prorated over the remainder of the term of the Agreement.

To be eligible for this payment, Employee shall execute a release and waiver agreement within such timeliness and subject to such terms and conditions as are mutually agreed to by University and Employee, including, but not limited to, a waiver of any and all legal claims or potential legal claims Employee has or may have against University and any of its related entities, their regents, directors, officers, employees and agents. University shall not be liable for any liquidated damages or loss of any collateral business opportunities or any other benefits, or income from any sources that might ensue as a result of University's termination of this Agreement without cause.

7.2.2 The parties have bargained for and agreed to the foregoing liquidated damages provision, giving consideration to the fact that Employee may lose certain benefits, supplemental compensation or outside compensation relating to his employment at University, which damages are extremely difficult to determine with certainty, or fairly or adequately. The parties further agree that payment of such liquidated damages by University and acceptance thereof by Employee shall constitute adequate and reasonable compensation to Employee for damages and injury suffered because of such termination by University. The foregoing shall not be, nor be construed to be, a penalty.

7.2.3 The Employee is required to mitigate the University's obligations under section 7.2.1 by making reasonable efforts to obtain other football related employment as soon as possible following such termination. If the Employee is employed in a football related position, or receives compensation related to football (e.g. as a consultant), elsewhere after the University's termination of this agreement, then the University's obligation to pay the Employee as set forth in 7.2.1 shall be reduced by the head coach's total compensation from all such sources. If head coach does obtain other football related employment or compensation, he shall immediately provide written notice to the University describing his position and total compensation.

7.3 Employee recognizes that the promise to work for University for the entire term of this Agreement is of the essence of this Agreement. Employee also recognizes that University is making a highly valuable investment in Employee's employment by entering into this Agreement and that University's investment would be lost if Employee were to resign or otherwise terminate employment with University before the end of the contract term. Nonetheless, it is agreed that at any time after commencement of this Agreement, Employee may terminate this Agreement by giving written notice to University.

7.3.1 In the event Employee terminates this Agreement without cause, Employee shall pay to the University, as liquidated damages, the applicable amount determined as follows:

| If Employee's Last Date of Employment | The Employee Shall Pay the University |

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</tr>
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to be paid within thirty (30) days after the effective date of termination. University shall not be liable for the loss of any collateral business opportunities or any other benefits, or income from any sources that might ensue as a result of Employee's termination of this Agreement without cause.

7.3.2 The parties have bargained for and agreed to the foregoing liquidated damages provision, giving consideration to the fact that University will incur administrative, recruiting and resettlement costs in obtaining a replacement for Employee, in addition to potentially increased compensation costs if Employee terminates this Agreement prior to its expiration, which damages are extremely difficult to determine with certainty. The parties further agree that the payment of such liquidated damages by Employee and acceptance thereof by University shall constitute adequate and reasonable compensation to University for the damages and injury suffered by it because of such termination by Employee. The foregoing shall not be, nor be construed to be, a penalty.

8.0 Outside Employment.

Employee agrees not to personally, or through any agent actively seek, negotiate for, or accept other full-time or part-time employment of any nature during the term of this Agreement without first having notified the Athletic Director.

9.0 Relationship Between the Parties.

The relationship between Employee and University shall be determined solely by the terms and conditions of this Agreement.

10.0 Governing Law.

This Agreement shall be governed by and construed under the laws of the State of Michigan, the courts of which shall be the forum for any lawsuits arising from or incident to this Agreement.
11.0 **Severability.**

If any provision of this Agreement shall be determined to be void, invalid, unenforceable or illegal for any reason, it shall be ineffective only to the extent of such prohibition and the validity and enforceability of all the remaining provisions shall not be affected thereby.

12.0 **Entire Agreement: Modification.**

This Agreement contains all the terms between the parties and may be amended only in writing signed by both parties.

IN WITNESS WHEREOF, Employee and the authorized representative(s) of University have executed this Agreement on this 18th day of December, 2013.

EASTERN MICHIGAN UNIVERSITY

By:
Heather Lyke
Vice President and Director of Athletics

EMPLOYEE:

By:
Chris Creighton
Head Football Coach

By:
Dr. Susan W. Martin
President
RECOMMENDATION

FACULTY AFFAIRS COMMITTEE: APPROVAL OF AGENDA AND MINUTES

ACTION REQUESTED

It is requested that the Faculty Affairs Committee Agenda for March 25, 2014 and the Minutes of the December 10, 2013 meeting be received and placed on file.

STAFF SUMMARY

The topic for the March 25, 2014 Faculty Affairs Committee meeting is “The Carnegie Classification and Faculty Driven Community Engagement.”

FISCAL IMPLICATIONS

There is no fiscal impact.

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for Board approval.
Regular Agenda Items

Agenda and Minutes (Regent Stapleton, Chair)

Discussion Topic

“The Carnegie Classification and Faculty Driven Community Engagement.”
EASTERN MICHIGAN UNIVERSITY
BOARD OF REGENTS

FACULTY AFFAIRS COMMITTEE MINUTES

December 10, 2013
8:00-8:45 a.m.
205 Welch Hall

Attendees (seated at tables): H. Bunsis, J. Carroll, D. Clearwater, A. Coykendall, P. Francis, R. Jones, J. Kindred, S. Norton, M. Rahman, Provost Schatzel, Regent Stapleton (Chair) and M. Yaya.


Regent Stapleton opened the meeting at 8:00 a.m.

Monthly Report and Minutes (Regent Stapleton, Chair) (Section 13)
Regent Stapleton requested that the Faculty Affairs Committee Agenda for December 10, 2013 and the Minutes of the October 1, 2013 meeting be received and placed on file.

Discussion Topic –
Howard Bunsis, AAUP President and Professor of Accounting and Finance presented “Discussion of State and National Performance Funding Metrics for Higher Education: The Actual and Potential Impact on EMU.”

Mehmet Yaya, AAUP Executive Committee Member and Assistant Professor of Economics presented his research on graduation and retention rates in which he compared data from the 15 Michigan public institutions.

Abby Coykendall, Professor of English Language and Literature discussed state and federal appropriations for funding of public universities.

Regent Stapleton thanked all and adjourned the meeting at 8:50 a.m.

Respectfully submitted,

Debbie Clearwater
Executive Assistant
Office of the Provost
Academic and Student Affairs
1. Community Engagement

Community engagement describes the collaboration between institutions of higher education and their larger communities (local, regional/state, national, global) for the mutually beneficial exchange of knowledge and resources in a context of partnership and reciprocity.*

The purpose of community engagement is the partnership of college and university knowledge and resources with those of the public and private sectors to enrich scholarship, research, and creative activity; enhance curriculum, teaching and learning; prepare educated, engaged citizens; strengthen democratic values and civic responsibility; address critical societal issues; and contribute to the public good.

– Carnegie Foundation for the Advancement of Teaching

Often used as an “umbrella term for the multiplicity of practices and philosophies such as service-learning, participatory action research, civic learning, democratic engagement, and community-based teaching and learning.”–Dan Butin

*italics highlighted by EMU

Community Engagement at EMU

is an integral part of our character. It is embedded not just in the broad statements of our vision, mission and strategy but in the definition and character of student learning, the curriculum, and faculty research, scholarship and creative activity.

Four tests are used to determine the value and quality of EMU’s community engaged work:

• Is it useful to and valued by the community?
• Are we enhancing the capacity of local and regional institutions: to serve their citizens/ stakeholders, to solve problems, and to create thriving and sustainable communities?
• Are our students, faculty and staff enhancing their own learning?
• Are we as an institution growing in our capacity to be of useful service to the immediate, regional and global community?

2. Academic Service-Learning

Academic Service-Learning (AS-L) is a teaching and learning strategy where students participate in a meaningful service activity that meets identified community needs and reflect on the service activity to gain further understanding of course content, a broader appreciation of the discipline and an enhanced sense of civic responsibility.
3. Community Service

Service (by faculty, students or staff) are those activities which benefit the community entity (local, regional, state, national or global) but do not necessarily provide a corresponding instructional, scholarly or research benefit to the university.

4. Engaged Scholarship

Engaged scholarship (also known as public scholarship, scholarship of engagement, or community-engaged scholarship) involves the faculty member in a reciprocal partnership with the community on a local, state, regional, national, or global level, and integrates one or more faculty roles of teaching, research, creative work, or service.

EMU University Mission—adopted June 2013

EMU enriches lives in a supportive, intellectually dynamic and diverse community. Our dedicated faculty balance teaching and research to prepare students with relevant skills and real world awareness. We are an institution of opportunity where students learn in and beyond the classroom to benefit the local and global communities.

EMU University Vision—adopted June 2013

Eastern Michigan University will be a premier public university recognized for student-centered learning, high quality academic programs and community impact.
Why are we here? Giving Context to the Classification

In 2008 EMU received the Carnegie Classification in Community Engagement (it's not an award, but a recognition). The classification process then (and now) required universities and colleges to engage in a self-study of their engagement practices by providing evidence-based documentation on everything from curriculum to scholarship to partnerships and outreach.

Brief History of The Classification: Carnegie created this classification as a way to recognize the evolution in higher education as the old classifications (e.g., current: MA and Research I, etc.) did not reflect the breadth and depth of university activity, mission and purpose.

The documentation was reviewed to determine whether the institution qualified for recognition as a community-engaged institution. All of those who received the classification in 2006 and 2008 and want to continue being a Carnegie Community Engaged Campus are now required to reapply. Requests to re-apply were launched in May 2013 and the application is due in April of 2014.

To support this (re)classification process we have a Core Carnegie Committee made up of administrators, faculty, staff and students supported through the Provost office and Government and Community Relations.

Why the Carnegie Classification is important to EMU.

GO TO DEFINITION handout of Community Engagement

Internally, the Classification process has provided a roadmap in the organizing, collaborating and institutionalizing of community engagement at EMU. It is a roadmap that honors both the individuality of EMU and engages us in a national dialogue/conversation on Community Engagement in Higher Education.

The Classification helped legitimized EMU's community engagement work as critical and relevant to EMU's present and future. Such legitimacy is further evidenced by the integration of community engagement into our: New Mission, Vision and Strategic Plan.

(Re) Classification

There are some significant changes from the 2008 to 2013-14 application namely its emphasis on the institutionalizing of community engagement. Institutionalization in this context refers to recognition of community engagement as part of our identity, mission, and ongoing activity in teaching, research, and service, as well as to material and organizational support for community engagement at all levels. We are evaluated based upon 2008 application and
our assertions on how we have and will continue to deepen our community engagement efforts on campus.

**Bottom line - The (Re) Classification**

‘*seeks evidence of how community engagement has become deeper, more pervasive, better integrated, and sustained at your institution. The focus is on depth and quality within a sustainable institutional context, not greater quantity per se (re-classification document 2013).*’

**Purpose of the Documentation Process**

A purpose and outcome of the Carnegie Classification in Community Engagement process is that we/EMU use it as an opportunity to better:

- Identify
- Define
- Implement, imbed & institutionalize (e.g. on the CAS website, departments... where do we find such projects and initiatives... we don’t)

community engagement on the campus from bottom to top and top to bottom

**Community Engagement: Driven & Designed by EMU Faculty**

The following are faculty designed and co-created community engaged activity. Several of the initiatives listed below will be highlighted in our Carnegie application.

**College of Arts & Sciences**

1. **Helpy Hour & Professor James Perren.** Dr. Perren identifies community organizations and projects in need of service. Working with ES-L students, Dr. Perren uses the services as a means of language acquisition. He calls this event ‘Helpy Hour’ and sets aside Fridays to provide service to local agencies. Students involved practice their English skills through acts of service. Last year Dr. Perren and students were awarded a special recognition by the Mayor of Ypsilanti for the service they provide to the community.

2. **MFA graduate students in Applied Theatre** have a laboratory at Ypsilanti Community School, Romulus and Westland to practice drama techniques and strategies on high school and middle school age students. Art programs in all communities are underfunded or lacking funding. At YCS the MFA students are providing the only co-curricular drama education for students. [http://crosstowntheatre.weebly.com/](http://crosstowntheatre.weebly.com/)

3. **Historic Preservation - For Love of This Place: Interpreting the Campbell-DeYoung Farmstead** The GPHP has collaborated with The Leelanau Conservancy to research the buildings, collections, and inhabitants of the farmstead as The Conservancy works to create a farmer-in-residence program in the preserved buildings on the site. This three-year collaboration has been heavily funded by The Conservancy with graduate students and professors stabilizing the structures and conducting research to understand changes in the site over time.

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Carnegie Classification in Community Engagement
Board of Regents Meeting - March, 2014
College of Education

1. Linda Williams, Reading Course and Taft-Galloway Elementary in Wayne/Westland

Building of the Taft Galloway library. Students in this Reading class identify literature and books needed for the school, raise funds and work with students on reading skills.

2. SEMIS - Southeast Michigan Stewardship Coalition

Ethan Lowenstein & Rebecca Martusewicz,

The SEMIS Coalition facilitates school-community partnerships to develop students as citizen-stewards of healthy ecological-social systems. The work of SEMIS is based on an EcoJustice framework that recognizes that social and environmental justice are not separate; they share the same cultural roots. SEMIS is currently working with 9 schools in Detroit and Ann Arbor. http://semiscoalition.org/

3. EMU Michigan ESRI K-12 GIS license website

This collaboration, that benefits ALL K-12 students, teachers and school administrators in the State of Michigan, provides a complete suite of geographic information systems (GIS) FREE to K-12 schools.

This partnership, between Environmental Systems Research Institute (ESRI) and Eastern Michigan University, changes the way teachers can design learning opportunities and teach their K-12 students.

4. The EMU Wraparound Project -

(DOJ Earmark) served 42 clients from March 2009 to December 2010. PI’s for this project were: Derrick Fries and Karen Carney. The project used wraparound, a strengths-based, individualized team process, to serve young parents, ages 13-21, in Michigan’s Oakland and Washtenaw counties, who were at-risk for or experiencing at least one of the following:

- **Homelessness**: Individuals who lacked a fixed, regular, and adequate nighttime residence.

- **Court Involvement**: Individuals who were involved in the court system, documented as at-risk for involvement (e.g. were in prevention program or had been given warning), and/or were within one year of dismissal from the court system.

- **Foster Care/Aging Out**: Individuals who were involved in foster care, within one year of having aged out, and/or at-risk for out-of-home placements.

- **Mental Health Issues**: Included individuals with an severely emotionally disturbed (SED) diagnosis or a likely mental health condition pending diagnosis.

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Carnegie Classification in Community Engagement
Board of Regents Meeting - March, 2014
College of Business

1. Center for Entrepreneurship hosts the **Skandalaris Business Plan Competition**, which includes university, community college and K-12 students from the Midwest region.

2. **The Popular Annual Financial Report (PAFR)** - Bill LaGore – This project was developed as an Academic Service Learning (ASL) Project as part of course ACC 546 – Public and Nonprofit Sector Accounting and first implemented in the Winter, 2011 semester under the direction of Professor William LaGore. PAFR’s for six municipalities were completed in the pilot course, including Cities of Adrian, Tecumseh, Wixom, and Ypsilanti. The PAFR is designed to give the community a simpler, more understandable version of the government’s annual financial report.

3. **MADE (Make a Difference of Excellence)** – Diana Wong - as a service learning project for MGMT 486. Groups of students often selected non-profits to make an 'excellent' difference. The standards of excellence must be recognized by multiple stakeholders and not just in the eyes of students. They worked on creating a community library, bedding for Safe House, raising breast cancer awareness for men, coats for homelessness, etc.

4. **MI Shifting Gears** program to transition experienced professionals into the new economy. Four of EMU alumni who lead, coach, and facilitate in the program, partners with SPARK

College of Health & Human Services


Janet Okagbue-Reaves, Professor Social Work Spring 2012 and Spring 2013 12 graduate and undergraduate social work students recently returned from Bluefields, Jamaica after successfully completing several service learning projects in a small fishing village on the south coast of Jamaica. One specific project involved the Belmont Academy high school, where administrators had requested training on conflict resolution, peer mediation, and parent education. After researching available curriculum, the “Love and Logic Train the Trainer” curriculum was identified as being both culturally relevant and sustainable beyond the one week of the class. Belmont Academy identified parents, teachers, administrators and student leaders who participated in the three-day training. Feedback was very positive and the Academy made a commitment to use the curriculum as part of their PTA training.

2. **Alzheimer’s Education and Research Program**

Development of seminars and a conference to benefit and improve health care professionals understanding of those changes and ability to assist persons with dementia and other brain disorders. Shelly Weaverdyck, the director of the Alzheimer’s Education and Research program at Eastern Michigan University, and Elizabeth Schuster, Professor in the School of Social Work
**College of Technology**

1. Construction Management builds and manages projects for the Ann Arbor Housing Commission and specifically its low income housing communities. Most recently professor Jim Stein and his students built a gazebo for the Hikone Community in Ann Arbor. 

2. Digital Divas Eastern Michigan University’s Center of Academic Excellence in Information Assurance, a Nation Security Agency Sponsored Center hosts an annual event for middle and high school girls to increase their access and engagement with and in technology.

**Graduate Student Community Engagement Activity**

The Popular Annual Financial Report (PAFR) - Bill LaGore – This project was developed as an Academic Service Learning (ASL) Project as part of course ACC 546 – Public and Nonprofit Sector Accounting and first implemented in the Winter, 2011 semester under the direction of Professor William LaGore. PAFR’s for six municipalities were completed in the pilot course, including Cities of Adrian, Tecumseh, Wixom, and Ypsilanti. The PAFR is designed to give the community a simpler, more understandable version of the government’s annual financial report.

**Victorian Mann House – Jackson Michigan**

EMU and the state/Michigan Historical Museum. EMU students use the house as a living classroom to check inventories and improve storage conditions for the archives. They also are researching numerous objects in the house and producing information for an expanded Mann House webpage, which will provide insights into the past and help modern day visitors understand life in early Michigan.

The EMU course is part of a new partnership between the university and the state that provides unique educational opportunities for the students, and it enhances stewardship and management of the Mann House.
RECOMMENDATION

EDUCATIONAL POLICIES COMMITTEE: APPROVAL OF AGENDA AND MINUTES

ACTION REQUESTED

It is requested that the Educational Policies Committee Agenda for March 25, 2014 and the Minutes of the December 10, 2013 meeting be received and placed on file.

SUMMARY

The primary items for the March 25, 2014 Educational Policies Committee meeting include:

Agenda and Minutes; Emeritus Faculty Recommendations; Academic Retirements/Separations; New Faculty Appointment; Undergraduate Research Stimulus Program Winter 2014 Awards; 2014-15 Provost’s New Faculty Research Awards; Academic Program Phase Outs (MA Elementary Education, MA Secondary Education, Polymers and Coatings Major) and New Program Addition (International Affairs Minor); Charter Schools Board Member Appointments; Charter Schools Annual Report; Commencement Speakers and Honorary Degree Recipients; Update on the Degree Completion and Retention Plan.

FISCAL IMPLICATIONS

The fiscal impact of the actions taken is listed in the appropriate sections and in the Board minutes.

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for Board approval.

University Executive Officer Date
EASTERN MICHIGAN UNIVERSITY
Board of Regents
Educational Policies Committee

March 25, 2014
8:30-9:15 a.m.
205 Welch Hall

AGENDA

Agenda and Minutes  (Regent Fitzsimmons, Chair)

Emeritus Faculty Recommendations (Rhonda Longworth)
Academic Retirements/Separations (David Woike)
New Faculty Appointment (David Woike)
Undergraduate Research Stimulus Program Winter 2014 Awards (Jeffrey Kentor)
2014-15 Provost’s New Faculty Research Awards (Jeffrey Kentor)
Program Phase-Out: MA Elementary Education (Rhonda Longworth)
Program Phase-Out: MA Secondary Education (Rhonda Longworth)
Program Phase-Out: Polymers and Coatings Major (Rhonda Longworth)
New Academic Program: International Affairs Minor (Rhonda Longworth)
Charter Schools Board Member Appointments (Malverne Winborne)
Charter Schools Annual Report (Malverne Winborne)
Commencement Speakers and Honorary Degree Recipients (Kim Schatzel)
Update on Degree Completion and Retention Plan (Kim Schatzel and Rhonda Longworth)
EDUCATIONAL POLICIES COMMITTEE MINUTES

December 10, 2013
9:00 a.m. – 9:45 a.m.
205 Welch Hall

Attendees: (seated at tables) J. Carroll, D. Clearwater, Regent Fitzsimmons (Chair), R. Longworth, Provost Schatzel, M. Winborne and D. Woike.

Guests: (as signed in) A. Dow, J. Joseph, M. Nair, L. Swearngen and Cynthia Van Pelt

Regent Fitzsimmons convened the meeting at 9:00 a.m.

Report and Minutes (Section 14)
Regent Fitzsimmons requested that the Educational Policies Committee Agenda for December 10, 2013 and Minutes of the October 1, 2013 meeting be received and placed on file.

Emeritus Faculty (Section 4)
Dr. Rhonda Longworth, Associate Provost and Associate Vice President for Academic Programming and Services, recommended that the Board of Regents grant Emeritus Status to eight (8) former faculty members: Christopher Bocklage, Department of Art from 1986 to 2013 (who retired on August 31, 2013 after 28 years); John Boyless, School of Technology Studies from 1989 to 2013 (who retired on August 31, 2013 after 24 years); Betty Brown Chappell, Department of Social Work from 1996 to 2013 (who retired on September 1, 2013 after 17 years); John Knapp, Department of Psychology from 1971 to 2013 (who retired August 2013 after 42 years); Gerald Lawver, School of Technology Studies from 1970 to 2013 (who retired on July 31, 2013 after 43 years); Elaine Martin, Department of Political Science from 1985 to 2013 (who retired August 31, 2013 after 28 years); James Pfister, Department of Political Science from 1970 to 2013 (who retired on July 31, 2013 after 43 years); and Richard Washington, Department of Art from 1970 to 2012 (who retired on December 2, 2012 after 42 years).

Full-Time Lecturer Appointments (Section 5)
Dr. David Woike, Assistant Vice President for Academic Affairs, recommended that the Board of Regents approve twelve (12) new lecturer appointments for the 2013-2014 academic year at the rank, salary, and effective date shown on the list provided to the Board.

STAFF SUMMARY
Of the twelve (12) appointments, nine (75%) are female and three (25%) are male. Demographics show that eight (68%) are Caucasian, one (8%) is Hispanic, one (8%) is African American, one (8%) is Asian and one (8%) did not report.

Commencement Speaker and Honorary Degree Recipients (Section 15)
Dr. Kim Schatzel, Provost and Executive Vice President, recommended that the Board of Regents approve Wesley Coller, Film Producer, as Commencement Speaker at the Saturday, December 21, 2013 commencement ceremony. In addition, it is recommended that the Board award an honorary Doctor of Arts to Mr. Coller.
Charter Schools: Appointment of Board Members (Section 16)
Dr. Malverne Winborne, Director of Charter Schools, recommended that the Board of Regents appoint both Marvin Jennings Jr. and Tammy Smith to three-year terms on the Board of Directors of the Academy For Business and Technology; Solomon Spann III to a three-year term on the Board of Directors of the Commonwealth Community Development Academy; and Leatrice Eagleson to a three-year term on the Board of Directors of Hope Academy.

STAFF SUMMARY
According to the resolutions which establish these public school academies (charter schools), vacancies on their Boards of Directors shall be filled by the Eastern Michigan University Board of Regents.

Degree Completion and Retention Plan (Section 17)
Dr. Kim Schatzel and Dr. Rhonda Longworth, presented the Degree Completion/Retention (DCR) Plan. The presentation provides a summary of the process and resulting document, which will guide EMU’s retention efforts for the foreseeable future.

Regent Fitzsimmons thanked those in attendance, and adjourned the meeting at 9:45 a.m.

Respectfully submitted,

Debbie Clearwater
Executive Assistant, Office of the Provost
Academic and Student Affairs
REPORT

REPORT: WINTER 2014 UNDERGRADUATE RESEARCH STIMULUS PROGRAM AWARDS

ACTION REQUESTED

It is recommended that the Board of Regents accept and place on file the Report on the Winter 2014 Undergraduate Research Stimulus Program Awards.

STAFF SUMMARY

The Undergraduate Research Stimulus Program is intended to facilitate research partnerships between undergraduate students and Eastern Michigan University faculty. Student awardees will receive a $2,000 fellowship in support of their research efforts. This award will be in the form of a credit to the student’s university account. The collaborating faculty member may receive $500 to be used for lab/studio supplies or equipment, professional travel, or other professional expenses.

The Provost and Executive Vice President has awarded a total of $16,000 to eight (8) undergraduate students and $4,000 to eight (8) Eastern Michigan University faculty for research and creative projects under the Undergraduate Research Stimulus Program for winter 2014.

FISCAL IMPLICATIONS

The cost of Undergraduate Research Stimulus Program awards will be funded from the Provost’s indirect cost recovery.

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
Undergraduate Research Stimulus Program Award
Winter 2014 Winners

1. Morgan Callewaert (majoring in Biochemistry). “Determining Microsatellite Variation in Three Species of Megistostegium.” Faculty mentor: Margaret Hanes (Department of Biology).


5. Halley Marconnay (majoring in Biology). “Spatial and Temporal Patterns in Microbial Community Composition and Function throughout a Watershed.” Faculty mentor: Kristin Judd (Department of Biology).


REPORT

REPORT: 2014-15 PROVOST'S NEW FACULTY RESEARCH AWARDS

ACTION REQUESTED

It is recommended that the Board of Regents accept and place on file the Report on the 2014-15 Provost's New Faculty Research Awards.

STAFF SUMMARY

The Provost’s New Faculty Research Award offers competitive awards of up to $5,000 to faculty in their first or second year of employment to carry out carefully designed research or creative projects. The program is designed to help new faculty establish a research agenda that will make them more competitive for external funding. Awards must be expended during the 2015 fiscal year.

The Provost has awarded a total of $78,660 to eighteen (18) new Eastern Michigan University faculty for research and creative projects under the Provost’s Research Award for New Faculty program for 2014-15.

FISCAL IMPLICATIONS

The cost of Provost’s Research Awards for New Faculty will be absorbed in the 2014-2015 budget.

ADMINISTRATIVE RECOMMENDATION

The proposed action has been reviewed and is recommended for Board approval.
3. Sun Hae Jang (Health Promotion & Human Performance). “Sagittal Misalignment Patterns in Comparison of Coronal Curve Patterns in Idiopathic Scoliosis”
4. Megan K. Moore (Sociology, Anthropology & Criminology). “Curation and Inventory of a Medieval French Skeletal Collection”
5. Rebecca Moore (Health Promotion & Human Performance). “Effect of a Carbohydrate Beverage on Exercise Performance in Children 9-11 Years Old”
7. Linda Myler (Nursing). “Simulation for Remediation of Nursing Students in the Clinical Setting”
8. Mariana Nicolae (Computer Information Systems). “Customer Behavior Based Targeted Promotions as Predictors of Profitability in Repeat Online and In-Store Retail Transactions”

17. Sarah Walsh (Health Sciences). “Predicting Mental Well-Being for Older Adults: The Role of Social Capital”

18. Andrew Wilfong (Mathematics). “Classifying the Number of Faces of Smooth Polytopes”
Academic Program Phase-Out

ACTION REQUESTED

It is recommended that the Board of Regents receive and place on file this notification of an Academic Program Phase-Out: Master of Arts in Elementary Education.

SUMMARY

This program shares significant core content with another existing graduate program, Master of Arts in Curriculum & Instruction. The department was able to integrate an elementary education track into that program. Students can choose to focus on courses at their desired grade level within a single program. This allows us to support a single program with areas of potential specialization rather than separate programs.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
RECOMMENDATION

Academic Program Phase-Out

ACTION REQUESTED

It is recommended that the Board of Regents receive and place on file this notification of an Academic Program Phase-Out: Master of Arts in Secondary Education.

SUMMARY

This program shares significant core content with another existing graduate program, Master of Arts in Curriculum & Instruction. The department was able to integrate an elementary education track into that program. Students can choose to focus on courses at their desired grade level within a single program. This allows us to support a single program with areas of potential specialization rather than separate programs.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer       Date
RECOMMENDATION

Academic Program Phase-Out

ACTION REQUESTED

It is recommended that the Board of Regents receive and place on file this notification of an Academic Program Phase-Out: Polymers and Coatings Major.

SUMMARY

Over the past decade this undergraduate program experienced steady decline. EMU has made the decision not to enroll new students in this major effective upon the approval of this recommendation. A phase out and completion plan will be made with remaining individuals enrolled in the major.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
RECOMMENDATION

New Academic Minor Program

ACTION REQUESTED

It is recommended that the Board of Regents receive and place on file this notification of a New Academic Program: International Affairs Minor.

SUMMARY

The International Affairs (IA) Minor is a focused version of the existing curriculum housed in the International Affairs Major. The IA minor offers an additional option for students who have a major in a related discipline and are looking for a coherent way to develop their interdisciplinary knowledge of world affairs and a more global perspective to their academic program.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer  Date
RECOMMENDATION

APPOINTMENT OF CHARTER SCHOOLS BOARD MEMBERS

ACTION REQUESTED
It is recommended that the Board of Regents appoint David Vincent to a three-year term on the Board of Directors of the Academy for Business and Technology; Velma Overman to a three-year term on the Board of Directors of the Gaudior Academy; and re-appoint Jasmine Henry to a three-year term on the Board of Directors of the Dr. Joseph F. Pollack Academic Center of Excellence.

STAFF SUMMARY
According to the resolutions which establish these public school academies (charter schools), vacancies on their Boards of Directors shall be filled by the Eastern Michigan University Board of Regents.

Academy for Business and Technology
Mr. David Vincent is currently a Laboratory Manager at KAMAX L. P. in Troy, Michigan. Mr. Vincent has nearly two decades of professional experience in the high tech industry. This could assist the Academy for Business and Technology in its efforts to provide students with a first-rate technology-centered education. He has four children attending the Academy for Business and Technology. Mr. Vincent is a product of the Southgate Community Schools System.

Gaudior Academy
Ms. Velma Overman is a retired Ford Motor Company employee where she was a General Supervisor, at the Wayne Assembly Plant. She is currently the Project Manager on the Inkster Task Force for the City of Inkster. She is also an Inkster Police and Fire Pension Executive Board Member. She is a product of the Inkster Public School System and is committed to the revitalization of the Inkster community.

Dr. Joseph F. Pollack Academic Center of Excellence
Ms. Jasmine Henry is a Market Relations Project Consultant at Blue Care Network of Michigan in Southfield, Michigan. She earned a Masters of Arts in Social Justice from Marygrove College, in Detroit, Michigan and a Bachelor of Arts in Sociology from Michigan State University in East
Lansing, Michigan. She has served on the Board of Directors for the Dr. Joseph F. Pollack Academic Center of Excellence since 2009.

**FISCAL IMPLICATIONS**

None.

**ADMINISTRATIVE RECOMMENDATION**

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
David M. Vincent

CAREER SUMMARY

Laboratory Manager/Test Technician/Environmental Health and Safety Coordinator with broad experience in all levels of product testing seeking rewarding employment in the industrial, aerospace or automotive industries. Substantial experience in adapting and designing test setups to suit needs of each individual customer for the global automotive markets. Areas of proficiency scheduling, budgeting, adapting to rapidly changing customers requirements, hazardous waste management and test setup design. I enjoy a challenge, able to learn quickly and work with others. I am customer service orientated and quality driven.

PROFESSIONAL EXPERIENCE

KAMAX L.P.

Laboratory Manager October 2013 - Present

- Managed the Corporate Test and development Laboratory where Design Verification, Production Validation, Annual Validation, and R & D evaluation of our worldwide offering of products was conducted for automotive fasteners
- Manager team of 8 direct report employees.
- Work within and maintain compliance to all ESH guidelines and directives regarding set worth by MIOSHA, DOT, and KAMAX policies.
- Work with wide variety of test equipment including but not limited Durability Testers, Tensile/Compression frame, Data Accusation Systems, and Hand Force Gages.
- Work on cross functional team on 8D investigations and root cause analysis
- Calibration coordinator responsible for scheduling and maintaining all records for the test lab, engineering, quality, and the production departments in compliance with TS 16949 procedures.
- PPAP coordinator for the corporate lab for all customers
- Maintain lab metrics for generating internal reports on tracking departmental efficiency through equipment utilization, productivity, employee hours worked and other related issues.
- Maintain supply of common use materials for lab i.e. consumable test supplies, tools, safety products and internal resources from plants.
- Trained in metallurgical sample prep, durability testing, life cycle testing, Rockwell hardness on metal, durometer testing, corrosion testing, cleanliness testing, tensile and compression testing to customer requirements, Rockwell and Brunel hardness testing, leak testing, tensile and compression testing, dye penetration testing, impact testing, rub wear, block on ring, abrasion testing, reflective cavitation testing, and surface finish testing.
KOSTAL Kontakt Systeme, Inc (KKS-A)

**Laboratory Technician and Calibration Coordinator**

Work on all aspects of electrical connector testing.

- Testing on Design Verification, Production Validation, Annual Validation, and R & D evaluation of our worldwide offering of various multi pin connectors.
- Work within and maintain compliance to all ESH guidelines and directives regarding set worth by MIOSHA, DOT, and KOSATAL policies.
- Work with team to build and prove out new test equipment for emerging product to meet and exceed customer specifications.
- Work with wide variety of test equipment including but not limited to Electro Mechanical Shaker, Environmental chambers, Durability Testers, Tensile/Compression frame, Data Accuracy Systems, and Hand Force Gages.
- Design and build test fixtures and specialized test setups for non-standard components.
- Work on cross functional team on 8D investigations and root cause analysis.
- Calibration coordinator responsible for scheduling and maintaining all records for the test lab, engineering, quality, and the production departments in compliance with TS 16949 procedures.

Infotree Services working at - Eaton Corporation

**Laboratory Technician** – Contract short term assignment

Work on all aspects of in Tank product testing for worldwide customers of Eaton Corp.

- Testing on Design Verification, Production Validation, Annual Validation, and R & D evaluation of our worldwide offering of various in tank products - e.g. roll over valves, shut off valves, flapper valves, liquid trap drain valves, fill line vent valves.
- Build, test, and certify proto type parts prior to delivery to customers.
- Work within and maintain compliance to all ESH guidelines and directives regarding set worth by MIOSHA, DOT, and Eaton policies.
- Work with team to build and prove out new test equipment for emerging product to meet and exceed customer specifications.
- Work with wide variety of test fuels and certified fuels.
- Design and build test fixtures and specialized test setups for non-standard components.
- Conduct fuel tank and related product testing, including but not limited to fill test, slosh test, roll over leak test, shut off height test, reopening pressure test, flow rate test, life cycle test, liquid leak test, air leak test, pivot slosh and drain test.

TI Automotive

**Laboratory Technician** – Contract short term assignment

Oversee all aspects HVAC testing for worldwide customers of TI Automotive.

- Work with R134a and new HFO1234ya refrigerants for air conditioning assemblies and components.
- Operate and maintain refrigerant gas reclamation systems and control emissions.
- Testing on Design Verification, Production Validation, Annual Validation, and R & D evaluation of our worldwide offering of products was conducted for fuel connectors, adaptors, EOC / TOC hose assemblies, Injection molded thermoplastic components, and stamped metal brackets.
- Work within and maintain compliance to all ESH guidelines and directives regarding set worth by MIOSHA, DOT, and TI Auto policies and ISO 14001 recordkeeping.
Our Lady Queen Of Angels – Catholic Church

**Chairman of Parish Finance Counsel**

Nov 2011 – Present

Oversee all aspects of parish financial operations including, but not limited to budget, cost estimating, soliciting and review of bids, and commissioning work.

- Chair five member counsel overseeing parish budget and spending.
- Direct fundraising activities and solicit donations for food pantry, shelter for the homeless, and other charitable functions.
- Manage all aspects of bi-annual rummage sale, Christmas wreath sale, back to school event, mom to mom sale.
- Final approver for all expenses for parish over $2000.
- Champion waste reduction, cost saving initiatives, and environmental green programs.
- Lead Archdiocese Parish Merger Team.

Hutchinson FTS

**Laboratory Manager** – Contract short term assignment

Feb 2011 – Nov 2011

Oversee all aspects of day to day operation of lab resources and management for 4 technical employees.

- Managed the Corporate Test and development Laboratory where Design Verification, Production Validation, Annual Validation, and R & D evaluation of our worldwide offering of products was conducted for radiator hose, water hose, air conditioning assemblies and components.
- Stepped in and took over total operation of corporate lab on short notice when previous manager left the company.
- Managed all chemical inventory and waste disposal in compliance with Michigan Department of Environmental Quality, DOT & EPA requirements.
- Maintain lab metrics for generating internal reports on tracking departmental efficiency through equipment utilization, productivity, employee hours worked and other related issues.
- Maintained supply of common use materials for lab i.e. consumable test supplies, tools, safety products and internal resources from plants.
- Designed and implemented systems for data collection, reporting, and preventive maintenance program.
- Coordinated, facilitated, and oversaw all aspects of laboratory relocation from corporate offices in Troy, MI. to new location in Livingston, TN.
- Oversee cost estimating of internal testing and review of quotes from out source testing. Coordinate off site testing to insure compliance to all test requirements.
- Worked extensively with internal quality department on suspect defective customer returned parts for warrantee and related issues. Coordinated out side test analysis when needed.
- Trained current employees and coop students on lab practices and testing procedures.
- Streamlined test setup and portable equipment using universal connector system (multi pin) to eliminate confusion and assure desired results first time – every time.

U.S. Census Bureau - Department of the U.S. Camber of Commerce

**Crew Leader**

2009-2010

Oversee all aspects of day to day operation of field enumeration and management for 27 enumerators.

- Supervised 24 enumerators and 3 crew leader assistants during field operations.
- Located space for training, and notified new employees of training locations, dates, and times.
- Conducted training sessions for 25 trainees.
- Implemented mandatory training by using classroom instructions, practice interviews, and on-the-job guidance.
- Provided instruction on enumeration procedures and familiarized trainees with reports and forms used to collect data.
- Performed preparatory duties such as checking boundaries and becoming familiar with the areas where employees would work.
- Assigned duty areas to employees, observed employees in the field, and provided on-the-spot assistance and supervision.
- Reviewed and certified daily payroll and progress reports and ensured that work was completed within established time schedules.
- Advised supervisor of progress and performance, and made recommendations for dismissal of those who could not or would not perform required duties.

COOPER-STANDARD AUTOMOTIVE, Auburn Hills, MI 1997-2009
NVH control sealing and fluid systems supplier; 72nd largest tier 1 global automotive supplier.

ITT Industries FHS was purchased by COOPER STANDARD in 2006

Lead Technician/Lab Supervisor 2006-2009
Oversee all aspects of day to day operation of lab resources and management for 12 technical employees.

- Supervised the Corporate Reliability Test Laboratory where Design Verification, Production Validation, Annual Validation, and R & D evaluation of our worldwide offering of products was conducted for fuel connectors, adaptors, EOC / TOC hose assemblies, injection molded thermoplastic components, and stamped metal brackets.
- Managed all chemical inventory and waste disposal in compliance with Michigan Department of Environmental Quality, DOT & EPA requirements.
- Facility officer for approval of all new chemicals brought in to corporate lab.
- Maintained MSDS data base and reviewed all old documents for updated as required.
- Coordinated all safety and environmental training for all key lab personnel.
- Emergency responder/Fire Captain for building fire and safety committee and business continuity plan team. 24 hour on call person for the facility, primary contact for building emergencies.
- Trained as hazmat spill response commander, onsite waste management and prepared hazardous and nonhazardous materials for transport to disposal sites.
- Moved the corporate lab from a low quantity waste generator to a conditionally exempt location meeting MIDEQ and EPA requirements.
- Worked with and trained staff on proper use of lab equipment, including but not limited to VOM, oscilloscope, soldering station, data acquisition equipment, proprietary software systems, specialized hand tools, custom test equipment.
- Maintain lab metrics for generating internal reports on tracking departmental efficiency through equipment utilization, productivity, employee hours worked and other related issues.
- Maintained supply of common use materials for lab i.e.- consumable test supplies, tools, safety products and internal resources from plants.
- Designed and implemented new lab layout for maximum efficiency in support of lab move and expansion due to consolidation of related facilities. Lab went from 48,000 to 76,000 square feet and absorbed equipment from multiple locations throughout North America.
- Worked extensively with and served as local liaison in support of production facilities in South America, Europe, Asia, and Pacific Rim to meet O.E.M. global testing requirements.
- Responsible for cost estimating of internal testing and review of quotes from out source testing. Coordinate off site testing to insure compliance to all test requirements.
- Specify requirements, collect bids, review, recommend, and purchase new lab equipment and services.
ITT Industries FHS, Auburn Hills, MI
Global fuel and break systems supplier

**Lead Technician/Lab Supervisor (ITT Industries FHS) 1997-2006**

Oversee all aspects of day to day operation of lab resources and management for 25 technical employees.

- Implemented a 24 hour monitoring and data acquisition system for the electromechanical shakers, eliminating the need for a 2\textsuperscript{nd} and 3\textsuperscript{rd} shift.
- Conducted testing on fuel and break lines, connecters, couplers, tubes, hoses, adapters, and assemblies for all phases from design verification, PPAP, production validation, and annual validation.
- Designed and implemented new test fixture for long term test that doubled equipment efficiency and a cost avoidance of 2.5 million dollars.
- Trained in metallurgical sample prep, durability testing, life cycle testing, Rockwell hardness on metal, durometer testing on elastomeric products, permeation of multi layer polymer tube, leak testing, burn through testing, corrosion testing, cleanliness testing, VLD testing, tensile and compression testing to customer requirements.
- Trained new employees co-op students and interns in operation of all lab test equipment, maintained training records in compliance with internal audit and TS16949 procedures.
- Environmental, Health and Safety coordinator for facility trained in hazardous and non hazardous material handling & storage, preparation for transport in compliance with D.O.T. requirements. Maintained MIDEQ and ISO14001 records.
- Preventative maintenance coordinator for facility responsible for performing, scheduling and maintaining records and logs in compliance with TS16949 audit procedures.
- Member of building fire and safety committee and business continuity plan team. 24 hour on call person for the facility, primary contact for building emergencies.
- Started a PPE program in the building, creating and defining zones that required specific PPE.
- Instituted industrial hygiene monitoring program, a hearing conservation program, and annual training for all affected employees.
- Emergency responder/Fire Captain for building fire and safety committee and business continuity plan team. 24 hour on call person for the facility, primary contact for building emergencies.
- Created and implemented a multi-level training system for lab and non-lab personnel related to hazmat and PPE awareness.
- Worked extensively with internal quality department on suspect defective customer returned parts for warrantee and related issues. Frequently on FEMA teams.
- Worked with internal and external customers to substantially reduce volume of annual testing for cost savings for all involved.
- Specify requirements, collect bids, review, recommend, and purchase new lab equipment and services.
Climax Research Services, Farmington Hills, MI
Metallurgical test and analysis laboratory

**Lead Technician and Project Coordinator** 1995-1997

Responsible for conducting tests to meet specification requirements. Work independently and direct other technicians to meet goals and deadlines.

- Originally started in lab as associate technician and worked up through promotions to lead technician and project coordinator.
- Trained in metallurgical sample prep, Rockwell and Brunel hardness testing, leak testing, tensile and compression testing, dye penetration testing, impact testing, rub wear, block on ring, abrasion testing, reflective cavitation testing, and surface finish testing.
- Preventative maintenance coordinator for facility responsible for performing, scheduling and maintaining records and logs in compliance with A2LA audit procedures.
- Trained new employees and interns to meet lab standards on test procedures and equipment.

**ADDITIONAL TRAINING**

Enhanced Michigan Drivers License with Chauffeur Endorsement
Powered fork truck operator.

**MEMBERSHIPS / AFFILIATIONS**

Society of Automotive Engineers, Associate Member 2003 to present

www.linkedin.com/pub/dave-vincent
SUMMARY
A tireless force of change within the City of Inkster, Ms. Overman has an extensive history of community leadership. With professional experiences ranging from substance abuse prevention work, community organization and relationship building, executive director of local food distribution center, and director of pastoral ministry within a local church, her contributions are well known and her word is unconditionally respected. She has a well-earned reputation for inspiring collective community action resulting in concrete, positive change.

WORK EXPERIENCE
- Inkster Task Force, City of Inkster, Paid coordinator 2011–present; member since 2007
- Operation Refuge, Executive Director 2008–present
- Christ Temple City of Refuge, Pastor 2008–present
- Starfish Family Services, Consulting Community Organizer 2011–present
- Ford Motor Company, Wayne Assembly Plant, 1978–2008, Salaried and hourly production positions as supervisor and general supervisor

COMMUNITY VOLUNTEERISM
- Inkster Police and Fire Pension Executive Board Member
- Western Wayne Family Health Center Executive Board Member
- National Kidney Foundation Inkster community assessment group leader
- Oakwood Inkster Teen Health Center Advisory Council member
- United Way of Southeastern Michigan Food Council member
- Christ Temples International Executive Board member
- Habitat for Humanity Apostle Build volunteer
- Member of substance abuse prevention coalitions in Garden City, Taylor, Ecorse and Livonia
- Inkster Ministerial Alliance member
- New Detroit Non Profit & Governance program trainer
- Active community volunteer on many projects when called to serve

EDUCATION
- Graduate of Inkster High School
- Completed 90 hours of coursework at Wayne State University as Chemistry and Liberal Arts major
- Numerous Grant Writing trainings
- Numerous coalition building trainings with the Community Anti Drug Coalitions of America (CADCA)
Jasmine S. Henry

EDUCATION

Bachelor of Arts, Sociology  
Michigan State University, East Lansing, MI  
- Dean’s List (Spring 2004 and Fall 2004)  
- Office of Supportive Services, Outstanding Leadership Award (April 2003)

Master’s of Arts, Social Justice  
Marygrove College, Detroit, MI

CORE KNOWLEDGE & SKILL AREAS

Problem Solving Skills  
Verbal & Written Communication Skills  
Relationship Building

Health Care Delivery Systems  
Analytical & Quantitative Skills  
Strategic Research & Analysis

EXPERIENCE

Market Relations Project Consultant  
Blue Care Network of Michigan, Southfield, MI  
February 2014-current

Act as a sales liaison for Blue Cross Blue Shield of Michigan Sales, providing them with problem resolution and acting as a Blue Care Network of Michigan subject matter expert. Act as a business lead for product development leading large and self-funded product initiatives. Collaborate with the Blue Cross Blue Shield of Michigan Sales team to educate account managers on new Blue Care Network of Michigan products as well as self-funded options. Establish working relationships with sales team and agents to help foster new opportunities for Blue Care Network of Michigan.

Field Service Representative  
Blue Care Network of Michigan, Southfield, MI  
September 2011-January 2014

Analyze, investigate, resolve and respond to sensitive/complex issues. Provide hands on support for managing agents, agents, employer group’s decision makers, third party administrators and BCBSM sales staff on all service encounters related to claims, benefits, membership and billing, rating and underwriting inquiries. Act as subject matter expert during open enrollments, health and benefit fairs, and employee meetings at group locations and agent meetings. Responsible for accurate benefit interpretation, providing explanation in the adjudication of claims and conduct HMO administrative presentations. Analyze HRA reports and accumulators, assist customer with understanding various HRA plan designs, system issues and product administration. Analyze HBL status and trend reports providing statistical data, wellness participation and outcomes. Develop strategies to identify and recognize group requirements and gain trust from agents, managing agents, third party administrators, group decision makers, human resource staff, union personnel and other group administrators.

- Served as a subject matter expert on the Member Digital Experience workgroup and within the department to update specific policies and procedures
- Consistently acknowledged by leadership & customers for providing excellent customer service and professionalism
Customer Service Representative II
Blue Care Network of Michigan, Southfield, MI June 2007-August 2011

Investigate, process, resolve, and respond to provider and member inquiries received via telephone regarding claims, benefits, eligibility, materials, forms, and PCP changes. Educate new and existing members and beneficiaries concerning policies, procedures, and benefits through daily telephone inquiries. Record pertinent facts regarding inquiries and update appropriate files. Contract employee from July 2006-June 2007.

- Routinely meet or exceed departmental servicing goals
- Training & experienced in multiple BCN product lines including Commercial, Medicare Advantage, Bluecard, Health Blue Living, Blue Elect Plus, & Meijer Premier Health Network
- Served as a subject matter expert and provided valuable input in developing policies, procedures, and training materials for the BCN Advantage product

Child & Family Worker, Foster Care
Orchards Children's Services, Southfield, MI September 2005-June 2006

Assessed and diagnosed the functioning of youth entering the foster care system and their biological family. Created and implemented treatment goals with youth and their family. Identified community resources and coordinated delivery of services to meet goals of treatment plan. Evaluated progress of family as related to treatment goals on a quarterly basis and reported findings to the court. Provided support, assistance, and consultation to the foster families.

- Demonstrated ability to work with multiple external partners to ensure progress related to the treatment plan

Assistant Manager
Metro Music & Cellular, Lansing, MI March 2004-August 2005

Reduced customer complaints and retained customer base by providing excellent customer service and satisfaction. Maintained and updated inventory database on a weekly basis to identify discrepancies. Entered financial transactions in QuickBooks to verify accuracy.

- Initiated an efficient tracking system for cellular phone activations and music orders
- Collaborated with management to develop a marketing campaign that increased traffic by 25%

RELEVANT EXPERIENCE

Board of Directors Treasurer
Dr. Joseph A Pollack Academic Center of Excellence (PACE Academy) March 2011-current

Vice President
PACE Parent Advisory Committee (PPAC) December 2009-February 2011

PPAC Representative, Strategic Planning Committee
Dr. Joseph A Pollack Academic Center of Excellence (PACE Academy) February 2010-December 2010

Executive Board Member
Student Parents On a Mission (SPOM), Michigan State University September 2003-May 2005
COMPUTER SKILLS

- Experienced in all MS Office applications, Outlook, electronic research systems (including Internet, CMS applications)
Honors & Awards

- Michigan State University, East Lansing, MI
  - Dean's List (Spring 2004 and Fall 2004)
  - Office of Supportive Services, Outstanding Leadership Award (April 2005)

- Keynote Speaker, Spring Graduation Banquet (May 2012)
  - Student Parents On A Mission (SPOM), Michigan State University

Qualifications

- Executive Board Member
  Student Parents On A Mission (SPOM), Michigan State University
  September 2003-May 2005

- Vice President
  PACE Parent Advisory Committee (PPAC)
  December 2009-February 2011

- Strategic Planning Committee Member
  PACE Academy
  February 2010-current

- Board of Directors
  PACE Academy
  Secretary (March 2010-August 2013)
  Treasurer (September 2013-current)
RECOMMENDATION

2012-13 CHARTER SCHOOLS ANNUAL REPORT

ACTION REQUESTED
It is recommended that the 2012-13 Charter Schools Annual Report be received and placed on file.

STAFF SUMMARY
During the 2012-13 school year, eight charter schools operated under the auspices of the Board of Regents of Eastern Michigan University. These schools enrolled approximately 3,800 students. As the fiscal agent for the schools, Eastern Michigan University’s accounting office processed approximately $25 million of state aid funding to the schools. The Charter Schools Office paid approximately $129,900 in indirect costs to the University’s General Fund.

The Annual Report includes a discussion of the history of the Charter Schools Office at Eastern Michigan University as well as a state and national perspective. Complete descriptions of each school, their mission statements, their performance indicators, vital statistics and a financial report are contained in the Annual Report.

FISCAL IMPLICATIONS
None.

ADMINISTRATIVE RECOMMENDATION
The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
COMMENCEMENT SPEAKERS AND HONORARY DEGREE RECIPIENTS:

ACTION REQUESTED

It is recommended that the Board of Regents approve Dale Heydlauff, Vice President – Corporate Communications, and President, American Electric Power Foundation, as morning Commencement Speaker at the Sunday, April 27, 2014 commencement ceremony. In addition, it is recommended that the Board award an honorary Doctor of Arts degree to Mr. Heydlauff.

It is also recommended that the Board of Regents approve David T. Provost, Chairman, President and Chief Executive Officer of Talmer Bank and Trust, and President and Chief Executive Officer of Talmer Bancorp, Inc., as afternoon Commencement Speaker at the Sunday, April 27, 2014 commencement ceremony. In addition, it is recommended that the Board award an honorary Doctor of Business degree to Mr. Provost.

It is further recommended that the Board of Regents award an honorary Doctor of Business degree to His Excellency Khalifa Mohammed Al Kindi, Managing Director, Abu Dhabi Investment Council, and EMU alumnus.

SUMMARY

Biographies for these three individuals follow on the next two pages.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and it is recommended for Board approval.
Dale Heydlauff

While attending EMU, Heydlauff received a bachelor of science degree in political science and communication. He was a member of three national championship forensics teams (1976, 1977, 1978) and a key member of EMU’s Madrigal Singers. In 1997 he completed an executive MBA program at the Darden Graduate School of Business Administration at the University of Virginia.

Heydlauff is currently vice president-Corporate Communications and president of the American Electric Power Foundation. He has enjoyed an outstanding 24-year career with the company, headquartered in Columbus, Ohio. American Electric Power is one of the nation’s largest generators of electricity and operates seven utility units throughout 11 states. His responsibilities include internal and external communications and oversight of corporate contributions and community relations. Several other appointments with AEP spanned the years in between his first hire in 1988 as director-federal affairs in the company’s Washington office and his current roles with the company.

Prior to joining AEP, Heydlauff served on the government relations staff of General Motors, as a legislative assistant for former Michigan Congressman Carl D. Pursell, as the deputy director of the State of Illinois Washington Office for former Gov. James R. Thompson, and in private practice in the Washington law firm of Van Ness, Feldman, Sutcliffe & Curtis specializing in energy, environmental, transportation and tax issues.

David T. Provost

Under Provost’s leadership, Talmer Bancorp (formerly First Michigan Bancorp) grew from a $90 million banking institution in April 2010, to a $5.4 billion banking institution as of January, 2014. He led his team through 10 bank acquisitions: CF Bancorp, Port Huron, MI; First Banking Center, Lake Geneva, WI; Peoples State Bank, Madison Heights, MI; Community Central Bank, Mt. Clemens, MI; Lake Shore Bank Wisconsin, First Place Bank, Warren, OH; Michigan Commerce Bank, Ann Arbor, MI; Community Bank of Indiana, Goshen, IN; Bank of Las Vegas, Las Vegas, NV; and Sunrise Bank of Albuquerque, Albuquerque, NM. Talmer Bancorp is currently the third largest bank headquartered in Michigan. It operates 94 branch offices and 11 lending offices located primarily in the Midwest.

Prior to joining Talmer Bancorp, Provost served as Chairman and CEO of The PrivateBank (formerly Bloomfield Hills Bancorp), which he co-founded in 1989. He also served in various capacities at Manufacturers National Bank of Detroit, now known as Comerica Bank, for 13 years.

Provost serves on the Board of Directors and as Chairman of the Audit Committee for Plastipak Packaging, Inc., located in Plymouth, Michigan. As an active member of the community, he serves on the Board of Directors for The RESTORE Foundation, the Community Foundation of Southeastern Michigan, Eastern Michigan University College of Business, the Partners in Torah Advisory Board, and is a Past Chairman of the Board of Trustees of Alma College.

Provost was named one of Crain’s Detroit Business 2010 Newsmakers of the Year. In 2006 he was awarded the Ernst and Young Entrepreneur of the Year in the Central Great Lakes Financial Services division. He also received the 2007 Yeshiva Beth Yehudah Outstanding Leadership Award, and is a recipient of Crain’s Detroit Business 40 Under 40.

Provost attended Alma College where he earned his bachelor’s degree, and was recently awarded an Honorary Doctorate of Letters. He earned his MBA from Eastern Michigan University and graduated from the University of Wisconsin School of Banking. He is married with two children.
His Excellency Khalifa Mohamed Al Kindi

H.E. Khalifa Mohamed Al Kindi is the Managing Director at Abu Dhabi Investment Council. He has over 15 years' experience as an investment banker as well as holding a number of Directorships in various public corporations. Between 1989 and 1990, H.E. Al Kindi served as the Finance Director at Abu Dhabi National Oil Company. He has been the Chairman of the Board of Central Bank of UAE since July 2012. H.E. Al Kindi serves as the Chairman of the Board of Directors of Abu Dhabi Investment Company and Abu Dhabi National Insurance Company P.S.C. He serves as a Director of International Bank of Asia Ltd., Gulf Capital, Abu Dhabi National Chemicals Company, Aracapita Bank B.S.C., Abu Dhabi Aviation, and International Petroleum Investment Company. H.E. Al Kindi has been a Member of International Advisory Board of Allianz AG since January 1, 2006. He serves as a Director at Abu Dhabi Investment Council. H.E. Al Kindi served as the Chairman and Deputy Chairman of Arab Banking Corp. and as a Director of Oasis International Leasing Company PJSC until April 2006 and ABC International Bank PLC. H.E. Al Kindi served as a Director of Arab Banking Corp. He holds a B.Sc. in Economics from Eastern Michigan University.
ACTION REQUESTED

It is recommended that the Board of Regents receive and place on file the minutes from the December 10, 2013 Finance and Investment Committee meeting and the Working Agenda for the March 25, 2014 meeting.

STAFF SUMMARY

December 10, 2013
Agenda items discussed at the December 10, 2013 Finance and Investment Committee meeting included recommendations to the Board for:

- OMB Circular A-133 Supplementary Financial Reports for the year ending June 30, 2013
- Emeritus Staff Award

March 25, 2014 Meeting Agenda
Agenda items include the following recommendations:

- 2014-15 Room, Board and Apartment Rates
- Investment Advisor Services Contract
- WEMU-FM Financial Statements as of June 30, 2013 and Auditors Report
- Approval of Purchase Agreement for Sale of Cooper Building
- Cellular Antenna Lease Agreement
- Emeritus Staff Awards

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer

Date
REGULAR AGENDA

- Minutes from December 10, 2013

- March 25, 2014 Finance and Investment Committee Agenda
  - FY2014-15 Room, Board and Apartment Rates
  - Contract for Investment Advisory Services
  - WEMU Financial Statements as of June 30, 2013
  - Sale of Cooper Building
  - Cellular Antenna Lease Agreement
  - Emeritus Staff Awards
The meeting was called to order by Regent Michael Hawks at 11:31 a.m.

A motion was made, seconded and approved to accept the minutes from the October 1, 2013 Finance and Investment Committee meeting.

The agenda includes 3 items.


It is recommended that the Board of Regents receive and place on file the U.S. Office of Management and Budget Circular A-133 Supplementary Financial Reports for the year ended June 30, 2013.

The U.S. Office of Management and Budget (OMB) requires an annual audit and report of compliance with the requirements of federal award programs. Plante & Moran, PLLC (Eastern’s independent auditor) conducts the audit and provides an opinion. In Plante & Moran’s opinion, EMU has complied, in all material respects, with the requirements governing its major Federal Award Programs for the Year Ended June 30, 2013.

Plante & Moran further reported that no internal control material weaknesses or significant deficiencies were identified in the course of performing this federal award audit.


It is recommended that the Board of Regents receive and place on file the Eastern Michigan University Foundation Consolidated Financial Report for the year ended June 30, 2013.

In accordance with Section C.4. of the Agreement between Eastern Michigan University and the Eastern Michigan University Foundation, the consolidated financial report of the Eastern Michigan University Foundation for the year ended June 30, 2013 is presented to the Board for their review. The annual financial audit of the Foundation and its subsidiary was performed by Plante & Moran, PLLC, and they have provided an unqualified financial opinion.

Total endowment assets reported at year-end were $58,044,21. This represents a 12.9 percent increase from the June 30, 2012 market value, which was $51,413,003. Contributions during 2012-2013 were $5,007,775, of which $4,740,600 represented cash gifts. Contributions designated toward endowed scholarships, endowments and planned gifts managed by the Foundation totaled $1,412,797.

During this fiscal year, the endowment portfolio experienced a gross investment return of 15.4 percent vs. the portfolio benchmark of 15.5 percent, which compares favorably to endowment portfolio returns at other institutions with endowments in the $51-$100 million range. The average annual return since inception on September 30, 1992, of 8.1 percent continues to surpass the benchmark of 7.6 percent.
Current expendable gifts and gifts-in-kind distributed to and received directly by Eastern Michigan University for programs and scholarships totaled $3,178,756 for the year ended June 30, 2013. Of that total, $2,726,733 was transferred to EMU by the EMU Foundation; $267,175 represents gifts of property and equipment that were received by EMU directly; and $184,848 represents cash gifts that were received by EMU directly. In addition, funding distributed to EMU from endowed scholarships and endowments totaled $1,302,163.

Regent Parker requested that additional data be provided on fundraising.

Section 3: Recommendation: Emeritus Staff Status
It is recommended that the Board of Regents grant Emeritus Staff Status to One (1) staff member: Carole Morello, Senior Secretary in College of Business, who retired February 2, 2013 after 20.5 years.

The meeting was adjourned at 11:47 a.m.

Respectfully submitted,

Jada Wester
Executive Assistant to the
Chief Financial Officer
RECOMMENDATION

2014-15 ROOM, BOARD AND APARTMENT RATES

ACTION REQUESTED

It is recommended that the Board of Regents approve the Fiscal Year 2014-15 rates for residence halls, meal plans and apartments.

STAFF SUMMARY

This proposal requests a 4.0% increase for all meal plans and residence hall rooms. With the increased food cost and supplies as well as a significant amount of deferred maintenance expenses, this recommended rate increase is required to meet all financial obligations and to set aside funds for future capital investment in the housing and dining facilities.

This recommendation moves the apartment rental from a lease-based to a contract-based agreement. Each individual traditional student will contract with the University for apartments, just like the Residence Halls. This agreement change moves EMU into alignment with our peer universities. The contract terms and rates are similar to Eastern’s other residence hall contracts.

The following outcomes will be achieved:

- Maintain an occupancy rate of 95% for Housing and Apartments
- Continue updates and renovations in the residence halls, apartments and dining facilities
- Increased student recruitment and retention long term by enhancing facilities

FISCAL IMPLICATIONS

The approved rates will be reflected in the FY14-15 budget recommendations presented to the Board in June.

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.
### FY15 Residence Hall Recommended Academic Year Rates (Fall/Winter)

<table>
<thead>
<tr>
<th>Residence Hall</th>
<th>Singles</th>
<th>Doubles</th>
<th>FY15 Single Rate per Student</th>
<th>FY15 Double Rate per Student</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hill</td>
<td>131</td>
<td>172</td>
<td>$6,133</td>
<td>$3,798</td>
</tr>
<tr>
<td>Hoyt</td>
<td>113</td>
<td>220</td>
<td>$6,133</td>
<td>$3,798</td>
</tr>
<tr>
<td>Pittman</td>
<td>120</td>
<td>216</td>
<td>$6,133</td>
<td>$3,798</td>
</tr>
<tr>
<td>Best</td>
<td>11</td>
<td>278</td>
<td>$6,588</td>
<td>$4,264</td>
</tr>
<tr>
<td>Buell</td>
<td>9</td>
<td>294</td>
<td>$6,588</td>
<td>$4,264</td>
</tr>
<tr>
<td>Downing</td>
<td>10</td>
<td>294</td>
<td>$6,588</td>
<td>$4,264</td>
</tr>
<tr>
<td>Phelps</td>
<td>11</td>
<td>276</td>
<td>$6,588</td>
<td>$4,264</td>
</tr>
<tr>
<td>Putnam</td>
<td>11</td>
<td>276</td>
<td>$6,588</td>
<td>$4,264</td>
</tr>
<tr>
<td>Sellers</td>
<td>12</td>
<td>276</td>
<td>$6,588</td>
<td>$4,264</td>
</tr>
<tr>
<td>Walton</td>
<td>14</td>
<td>272</td>
<td>$6,588</td>
<td>$4,264</td>
</tr>
<tr>
<td>Wise</td>
<td>10</td>
<td>325</td>
<td>$6,133</td>
<td>$3,507</td>
</tr>
<tr>
<td>Village</td>
<td>174</td>
<td>192</td>
<td>$7,061</td>
<td>$4,898</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>626</td>
<td>3091</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### FY15 Meal Plan Recommended Academic Year Rates (Fall/Winter)

<table>
<thead>
<tr>
<th>Meal Plan</th>
<th>FY15 Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Basic Flex</td>
<td>$3,505</td>
</tr>
<tr>
<td>Silver 8</td>
<td>$4,128</td>
</tr>
<tr>
<td>Gold 13</td>
<td>$4,402</td>
</tr>
<tr>
<td>Platinum or Super Flex 18</td>
<td>$4,677</td>
</tr>
</tbody>
</table>
## FY15 Apartment Recommended Semester Rates

<table>
<thead>
<tr>
<th>Apartments</th>
<th>Units</th>
<th>Occupants (per unit)</th>
<th>Max. Total Occupants</th>
<th>FY15 Per Semester Rate per Student</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Brown and Munson</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Efficiency</td>
<td>4</td>
<td>1</td>
<td>4</td>
<td>$2,750</td>
</tr>
<tr>
<td>Studio</td>
<td>10</td>
<td>1</td>
<td>10</td>
<td>$2,750</td>
</tr>
<tr>
<td>Large Studio</td>
<td>6</td>
<td>1</td>
<td>6</td>
<td>$3,000</td>
</tr>
<tr>
<td>Small 1 bedroom</td>
<td>25</td>
<td>1</td>
<td>25</td>
<td>$3,000</td>
</tr>
<tr>
<td>One bedroom</td>
<td>100</td>
<td>1</td>
<td>100</td>
<td>$3,150</td>
</tr>
<tr>
<td>Large 1 bedroom</td>
<td>54</td>
<td>2</td>
<td>108</td>
<td>$2,100</td>
</tr>
<tr>
<td>Suite</td>
<td>4</td>
<td>4</td>
<td>16</td>
<td>$2,100</td>
</tr>
<tr>
<td><strong>Cornell</strong></td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>1 bedroom, UF</td>
<td>19</td>
<td>1</td>
<td>19</td>
<td>$2,650</td>
</tr>
<tr>
<td>1 bedroom, UF upgrade</td>
<td>28</td>
<td>1</td>
<td>28</td>
<td>$2,900</td>
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<tr>
<td>1 bedroom, F</td>
<td>4</td>
<td>1</td>
<td>4</td>
<td>$2,850</td>
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<td>1 bedroom, F upgrade</td>
<td>20</td>
<td>1</td>
<td>20</td>
<td>$3,000</td>
</tr>
<tr>
<td>2 bedroom, UF</td>
<td>12</td>
<td>2</td>
<td>24</td>
<td>$1,800</td>
</tr>
<tr>
<td>2 bedroom, UF upgrade</td>
<td>29</td>
<td>2</td>
<td>58</td>
<td>$2,000</td>
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<td>2 bedroom, F</td>
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<td>12</td>
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<tr>
<td>2 bedroom, F upgrade</td>
<td>0</td>
<td>2</td>
<td>0</td>
<td>$2,200</td>
</tr>
<tr>
<td><strong>Westview</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1 bedroom, UF</td>
<td>36</td>
<td>1</td>
<td>36</td>
<td>$2,650</td>
</tr>
<tr>
<td>1 bedroom, UF upgrade</td>
<td>25</td>
<td>1</td>
<td>25</td>
<td>$2,900</td>
</tr>
<tr>
<td>1 bedroom, F</td>
<td>2</td>
<td>1</td>
<td>2</td>
<td>$2,850</td>
</tr>
<tr>
<td>1 bedroom, F upgrade</td>
<td>8</td>
<td>1</td>
<td>8</td>
<td>$3,000</td>
</tr>
<tr>
<td>2 bedroom, UF</td>
<td>20</td>
<td>2</td>
<td>40</td>
<td>$1,800</td>
</tr>
<tr>
<td>2 bedroom, UF upgrade</td>
<td>38</td>
<td>2</td>
<td>76</td>
<td>$2,000</td>
</tr>
<tr>
<td>2 bedroom, F</td>
<td>1</td>
<td>2</td>
<td>2</td>
<td>$2,000</td>
</tr>
<tr>
<td>2 bedroom, F upgrade</td>
<td>0</td>
<td>2</td>
<td>0</td>
<td>$2,200</td>
</tr>
<tr>
<td><strong>WestForest</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Apartment 1</td>
<td>1</td>
<td>2</td>
<td>2</td>
<td>$2,155</td>
</tr>
<tr>
<td>Apartment 2</td>
<td>1</td>
<td>4</td>
<td>4</td>
<td>$2,155</td>
</tr>
<tr>
<td>Apartment 3</td>
<td>1</td>
<td>4</td>
<td>4</td>
<td>$2,155</td>
</tr>
<tr>
<td>Apartment 4</td>
<td>1</td>
<td>4</td>
<td>4</td>
<td>$2,155</td>
</tr>
</tbody>
</table>

Total: 455 occupants, 637 Max. Total Occupants
RECOMMENDATION
CONTRACT FOR INVESTMENT ADVISORY SERVICES

ACTION REQUESTED
It is recommended the Board of Regents approve a three year agreement with NEPC, LLC to provide investment advisory services to the University consistent with the parameters outlined below.

STAFF SUMMARY
In November 2013, a request for proposal (RFP) was issued seeking qualifications of firms to provide investment advisory services to the University. Nine firms responded. The proposals were reviewed by a six-member selection committee including the Chair of the Board’s Finance and Investment Committee, University CFO and Treasurer to the Board, EMU Foundation CFO, EMU Purchasing Director and two other University finance personnel. Seven firms were interviewed on-campus on February 25, 2014.

Based on the RFP responses and on-campus interviews, the selection committee recommends that NEPC, LLC be engaged by the University. NEPC provides investment advisory services to 320 clients with assets of $750 billion including $7 billion for higher education clients. NEPC headquarters are in Boston and will provide services to EMU out of its Detroit office.

The scope of services NEPC will provide the University include:
- Assist EMU and its Board of Regents in providing oversight and monitoring of the University’s financial assets including investment policy and asset allocation
- Recommend investment strategies and actions
- Assist in updating EMU’s Investment Policy and conduct annual reviews of the Investment Policy and asset allocation strategies
- Prepare quarterly reports on EMU’s portfolio, asset allocations, and performance compared to benchmarks and meet at least quarterly with EMU Investment Committee
- Perform studies and provide recommendations with regard to specific investment matters as may be required by the Board, President, or CFO

The term of the contract is April 2014 through March 2017, with two mutually agreeable one-year extensions.

FISCAL IMPLICATIONS
EMU will pay NEPC a fixed annual fee of $95,000 in the first year of the contract, adjusted annually for inflation in years two and three.

ADMINISTRATIVE RECOMMENDATION
The proposed Board action has been reviewed and is recommended for Board approval.

______________________________  _______________________
University Executive Officer          Date
RECOMMENDATION

WEMU-FM FINANCIAL STATEMENTS AS OF JUNE 30, 2013 AND AUDITOR’S REPORT

ACTION REQUESTED

It is recommended that the Board of Regents receive and place on file the WEMU-FM Financial Statements as of June 30, 2013 and related auditor’s report.

STAFF SUMMARY

WEMU-FM, Eastern Michigan University’s public radio station, is required as a condition of participation in the public broadcasting program to file an annual audited statement of financial operations. Plante & Moran, PLLC prepares this audit annually as part of its financial audit engagement with the University.

The financial report, statements and opinion are attached. Plante & Moran indicates that, in their opinion, the financial statements present fairly, and in accordance with generally accepted accounting principles, the financial position of the station as well as the changes in financial position and cash flows for the fiscal years 2011-12 and 2012-13.

During their review, Plante Moran did not identify any internal control material weaknesses or significant deficiencies.

FISCAL IMPLICATIONS

None

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.
Eastern Michigan University WEMU-FM

Financial Report
with Supplemental Information
June 30, 2013
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Eastern Michigan University WEMU-FM

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Independent Auditor's Report

To the Board of Regents
Eastern Michigan University WEMU-FM

Report on the Financial Statements

We have audited the accompanying financial statements of Eastern Michigan University WEMU-FM, a department of Eastern Michigan University, as of and for the years ended June 30, 2013 and 2012 and the related notes to the financial statements, which collectively comprise Eastern Michigan University WEMU-FM's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audits. We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audits to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.
To the Board of Regents
Eastern Michigan University WEMU-FM

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Eastern Michigan University WEMU-FM as of June 30, 2013 and 2012 and the changes in its financial position and its cash flows for the years then ended, in accordance with accounting principles generally accepted in the United States of America.

Emphasis of Matter

We draw attention to Note 1, which explains that the financial statements of Eastern Michigan University WEMU-FM are intended to present the financial position, the changes in net position, and cash flows of only that portion of the University's business-type activities that are attributable to the transactions of the department. They do not purport to, and do not, present fairly the financial position of Eastern Michigan University as of June 30, 2013 and 2012, the changes in its financial position, or the changes in its cash flows thereof for the years then ended in conformity with accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

As discussed in Note 1 to the basic financial statements, effective July 1, 2012, Eastern Michigan University WEMU-FM adopted new accounting guidance under Governmental Accounting Standards Board (GASB) Statement No. 63, Financial Reporting of Deferred Outflows of Resources, Deferred Inflows of Resources, and Net Position and GASB Statement No. 65, Items Previously Reported as Assets and Liabilities. These statements introduce and define those elements as a consumption of net assets by Eastern Michigan University that is applicable to a future reporting period, and an acquisition of net assets by the University that is applicable to a future reporting period, respectively. The standards also incorporate deferred outflows of resources and deferred inflows of resources, as defined by GASB Concepts Statement No. 4, into the definitions of the required components of the residual measure of net position, formerly net assets. Our opinion is not modified with respect to this matter.

Other Matters

Required Supplemental Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis on pages 4-9 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, which considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplemental information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.
To the Board of Regents  
Eastern Michigan University WEMU-FM

Other Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise Eastern Michigan University WEMU-FM's basic financial statements. The other supplemental information, as identified in the table of contents, is presented for purposes of additional analysis and is not a required part of the basic financial statements.

The other supplemental information, as identified in the table of contents, is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the other supplemental information, as identified in the table of contents, is fairly stated in all material respects in relation to the basic financial statements as a whole.

November 22, 2013
Eastern Michigan University WEMU-FM
Management’s Discussion and Analysis (Unaudited)

This section of Eastern Michigan University WEMU-FM’s (the “Station”) annual financial report presents management’s discussion and analysis of the financial performance of the Station during the fiscal years ended June 30, 2013, 2012, and 2011. This discussion should be read in conjunction with the accompanying financial statements and footnotes. The financial statements, footnotes, and this discussion are the responsibility of the Station management.

Using the Annual Financial Report


The financial statements prescribed by GASB statements (the statement of net position, statement of revenues, expenses, and changes in net position, and the statement of cash flows) present financial information in a form similar to that used by corporations. They are prepared under the accrual basis of accounting, whereby revenues and assets are recognized when the service is provided and expenses and liabilities are recognized when others provide the service, regardless of when cash is exchanged.

The statement of net position includes all assets and liabilities. Over time, increases or decreases in net position (the difference between assets and liabilities) are one indicator of the improvement or erosion of the Station’s financial health when considered with non-financial facts such as the condition of facilities.

The statement of revenues, expenses, and changes in net position presents the revenues earned and expenses incurred during the year. Activities are reported as either operating or nonoperating. A public radio station’s dependency upon gifts could result in operating deficits because the financial reporting model classifies gifts as nonoperating revenues. The utilization of capital assets is reflected in the financial statements as depreciation, which amortizes the cost of an asset over its expected useful life.

The statement of cash flows presents information related to cash inflows and outflows summarized by operating, noncapital financing, capital financing, and related investing activities, and helps measure the ability to meet financial obligations as they mature.
Eastern Michigan University WEMU-FM

Management's Discussion and Analysis (Unaudited) (Continued)

Condensed Statement of Net Position
(in thousands)

<table>
<thead>
<tr>
<th></th>
<th>June 30</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>2013</td>
<td>2012</td>
<td>2011</td>
</tr>
<tr>
<td><strong>Assets</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Current assets</td>
<td>$466</td>
<td>$766</td>
<td>$732</td>
</tr>
<tr>
<td>Noncurrent assets</td>
<td>142</td>
<td>151</td>
<td>161</td>
</tr>
<tr>
<td>Total assets</td>
<td>608</td>
<td>917</td>
<td>893</td>
</tr>
<tr>
<td><strong>Liabilities</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Current liabilities</td>
<td>15</td>
<td>15</td>
<td>15</td>
</tr>
<tr>
<td>Noncurrent liabilities</td>
<td>122</td>
<td>188</td>
<td>207</td>
</tr>
<tr>
<td>Total liabilities</td>
<td>137</td>
<td>203</td>
<td>222</td>
</tr>
<tr>
<td><strong>Net Position</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net investment in capital assets</td>
<td>142</td>
<td>151</td>
<td>161</td>
</tr>
<tr>
<td>Restricted - Expendable</td>
<td>161</td>
<td>147</td>
<td>81</td>
</tr>
<tr>
<td>Unrestricted</td>
<td>168</td>
<td>416</td>
<td>429</td>
</tr>
<tr>
<td>Total net position</td>
<td>$471</td>
<td>$714</td>
<td>$671</td>
</tr>
</tbody>
</table>
Management’s Discussion and Analysis (Unaudited) (Continued)

Condensed Statement of Revenue, Expenses, and Changes in Net Position
(in thousands)

<table>
<thead>
<tr>
<th>Year Ended June 30</th>
<th>2013</th>
<th>2012</th>
<th>2011</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Operating Revenue</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grants from Corporation for Public Broadcasting</td>
<td>$150</td>
<td>$213</td>
<td>$189</td>
</tr>
<tr>
<td>Rental income</td>
<td>54</td>
<td>58</td>
<td>51</td>
</tr>
<tr>
<td>Total operating revenue</td>
<td>204</td>
<td>271</td>
<td>240</td>
</tr>
<tr>
<td><strong>Operating Expenses</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Program services:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Programming and production</td>
<td>1,579</td>
<td>1,524</td>
<td>1,256</td>
</tr>
<tr>
<td>Broadcasting</td>
<td>147</td>
<td>141</td>
<td>191</td>
</tr>
<tr>
<td>Program information</td>
<td>126</td>
<td>100</td>
<td>248</td>
</tr>
<tr>
<td>Support services:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fundraising</td>
<td>126</td>
<td>80</td>
<td>166</td>
</tr>
<tr>
<td>Management</td>
<td>126</td>
<td>161</td>
<td>305</td>
</tr>
<tr>
<td>Total operating expenses</td>
<td>2,104</td>
<td>2,006</td>
<td>2,166</td>
</tr>
<tr>
<td><strong>Operating Loss</strong></td>
<td>(1,900)</td>
<td>(1,735)</td>
<td>(1,926)</td>
</tr>
<tr>
<td><strong>Nonoperating Revenue</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>General appropriations from the University</td>
<td>449</td>
<td>652</td>
<td>834</td>
</tr>
<tr>
<td>Administrative support from the University</td>
<td>540</td>
<td>508</td>
<td>569</td>
</tr>
<tr>
<td>Contributions</td>
<td>668</td>
<td>618</td>
<td>596</td>
</tr>
<tr>
<td>Total nonoperating revenue</td>
<td>1,657</td>
<td>1,778</td>
<td>1,999</td>
</tr>
<tr>
<td><strong>Change in Net Position</strong></td>
<td>(243)</td>
<td>43</td>
<td>73</td>
</tr>
<tr>
<td><strong>Net Position - Beginning of year</strong></td>
<td>714</td>
<td>671</td>
<td>598</td>
</tr>
<tr>
<td><strong>Net Position - End of year</strong></td>
<td>$471</td>
<td>$714</td>
<td>$671</td>
</tr>
</tbody>
</table>
Eastern Michigan University WEMU-FM

Management’s Discussion and Analysis (Unaudited) (Continued)

Noteworthy Financial Activity

Significant components of the Station’s financial condition include:

• The Station’s total assets as of June 30, 2013 decreased versus the prior year by approximately $309,000 primarily due to decreased support from the General Appropriations of the University ($203,000) and planned increases in programming, production, and fundraising ($101,000). Over $141,000 is invested in capital assets as of June 30, 2013. The Station’s total assets as of June 30, 2012 increased versus the prior year by approximately $24,000 primarily due to increased support from the Corporation for Public Broadcasting.

• In 2013, operating revenues decreased by approximately $66,000 primarily due to decreased support from the Corporation for Public Broadcasting. In 2012, operating revenues increased by approximately $31,000 primarily due to increased support from the Corporation for Public Broadcasting as advanced payments of approximately $147,000 were recorded as operating revenue.

• In 2013, nonoperating revenues decreased by approximately $121,000 due to decreased general appropriations ($203,000), increased contributions ($50,000), and increased administrative support ($32,000). In 2012, nonoperating revenues decreased by approximately $222,000 primarily due to decreased general appropriations ($182,000) and decreased administrative support ($63,000).

• In 2013, operating expenses increased by approximately $99,000 primarily due to decreases in management support ($34,000) and increases in programming and production ($55,000), program information ($26,000), and fundraising ($46,000). In 2012, operating expenses decreased by approximately $161,000 primarily due to decreases in management support, fundraising, and program information expense.
Eastern Michigan University WEMU-FM

Management's Discussion and Analysis (Unaudited) (Continued)

Condensed Statement of Cash Flows
(in thousands)

<table>
<thead>
<tr>
<th></th>
<th>Year Ended June 30</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>2013</td>
</tr>
<tr>
<td>Cash (Used In) Provided By</td>
<td></td>
</tr>
<tr>
<td>Operating activities</td>
<td>$(1,877)</td>
</tr>
<tr>
<td>Noncapital financing activities</td>
<td>1,657</td>
</tr>
<tr>
<td>Net (Decrease) Increase in Cash</td>
<td>(220)</td>
</tr>
<tr>
<td>Cash - Beginning of year</td>
<td>596</td>
</tr>
<tr>
<td>Cash - End of year</td>
<td>$376</td>
</tr>
</tbody>
</table>

Looking Ahead

Fiscal year 2013 found WEMU in the second year of its three-year strategic plan to reduce its reliance on the General Fund by $250,000 by the end of fiscal year 2014. The Station eliminated $100,000 from the General Fund and increased its fundraising goal by $100,000 to offset the cut, making the overall fundraising goal $750,000. By June 30, 2013, the Station had over $756,000 in commitments, pledges, and contracts from listeners and corporations and collected over $665,000 toward that goal. With a continuing emphasis on monthly giving, many large gifts are now collected over 12 months.

The Station eliminated more salaries from the General Fund, leaving only three employees. The Station also worked at strengthening major giving initiative: Three Over Three, encouraging select donors to pledge $3,000 over three years to build a future fund for hiring new employees in areas critical to continued audience growth: on-air news reporting and new media services. WEMU hosted its first-ever State of the Station breakfast in January 2013, at which U.S. Congressman, John Dingell, co-author of the Public Broadcasting Act, spoke to key station constituents about the importance of supporting public broadcasting as traditional funding sources continue to be redefined.

WEMU’s long-time program director, Clark Smith, retired in May 2013. The Station hopes to hire a new program director by November 2013.
The Station reduced its General Fund allotment by an additional $100,000 in fiscal year 2014. Salaries and benefits for 1.2 FTEs were transferred to the donor account. The overall fundraising goal for the year was increased by $100,000 to $850,000. The Station continues to put its major infrastructure upgrades and furniture replacement plans on hold regarding the current fiscal conditions. However, a modest cosmetic upgrade did take place in 2013, using funds from WEMU’s designated equipment fund as a professional environment is important when cultivating major gifts.

The Station continues to inspect its aging equipment: transmitters, generators, and other backup power supplies in fiscal year 2014 to determine its longevity. Most were purchased at the same time and are approaching 20 years. The Station needs to determine the feasibility of retaining current equipment, along with its increased risk of failure and need for maintenance. Any new major equipment purchases will come from the Station’s designated equipment fund.

The Station remains committed to serve the University’s mission of public service through programming, community support, civic engagement, and free public service announcements to non-profits.
## Statement of Net Position

**June 30**

<table>
<thead>
<tr>
<th></th>
<th>2013</th>
<th>2012</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Assets</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Current assets:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cash</td>
<td>$375,556</td>
<td>$596,193</td>
</tr>
<tr>
<td>Accounts receivable from the University</td>
<td>90,812</td>
<td>169,729</td>
</tr>
<tr>
<td><strong>Total current assets</strong></td>
<td>466,368</td>
<td>765,922</td>
</tr>
<tr>
<td>Noncurrent assets - Property and equipment - Net (Note 3)</td>
<td>141,865</td>
<td>151,569</td>
</tr>
<tr>
<td><strong>Total assets</strong></td>
<td>608,233</td>
<td>917,491</td>
</tr>
<tr>
<td><strong>Liabilities</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Current liabilities - Deferred revenue</td>
<td>15,375</td>
<td>15,375</td>
</tr>
<tr>
<td>Noncurrent liabilities:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Compensated absences</td>
<td>90,813</td>
<td>141,163</td>
</tr>
<tr>
<td>Unearned revenue</td>
<td>30,750</td>
<td>46,125</td>
</tr>
<tr>
<td><strong>Total noncurrent liabilities</strong></td>
<td>121,563</td>
<td>187,288</td>
</tr>
<tr>
<td><strong>Total liabilities</strong></td>
<td>136,938</td>
<td>202,663</td>
</tr>
<tr>
<td><strong>Net Position</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net investment in capital assets</td>
<td>141,865</td>
<td>151,569</td>
</tr>
<tr>
<td>Restricted - Expendable</td>
<td>161,470</td>
<td>147,285</td>
</tr>
<tr>
<td>Unrestricted</td>
<td>167,960</td>
<td>415,974</td>
</tr>
<tr>
<td><strong>Total net position</strong></td>
<td><strong>$471,295</strong></td>
<td><strong>$714,828</strong></td>
</tr>
</tbody>
</table>

See Notes to Financial Statements.
## Eastern Michigan University WEMU-FM

### Statement of Revenue, Expenses, and Changes in Net Position

<table>
<thead>
<tr>
<th>Year Ended June 30</th>
<th>2013</th>
<th>2012</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Operating Revenue</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grants from Corporation for Public Broadcasting</td>
<td>$149,884</td>
<td>$212,845</td>
</tr>
<tr>
<td>Rental income</td>
<td>54,477</td>
<td>57,735</td>
</tr>
<tr>
<td><strong>Total operating revenue</strong></td>
<td>204,361</td>
<td>270,580</td>
</tr>
<tr>
<td><strong>Operating Expenses</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Program services:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Programming and production</td>
<td>1,578,764</td>
<td>1,524,260</td>
</tr>
<tr>
<td>Broadcasting</td>
<td>147,351</td>
<td>140,392</td>
</tr>
<tr>
<td>Program information</td>
<td>126,302</td>
<td>100,280</td>
</tr>
<tr>
<td>Support services:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fundraising</td>
<td>126,301</td>
<td>80,224</td>
</tr>
<tr>
<td>Management</td>
<td>126,302</td>
<td>160,449</td>
</tr>
<tr>
<td><strong>Total operating expenses</strong></td>
<td>2,105,020</td>
<td>2,005,605</td>
</tr>
<tr>
<td><strong>Operating Loss</strong></td>
<td>(1,900,659)</td>
<td>(1,735,025)</td>
</tr>
<tr>
<td><strong>Nonoperating Revenue</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>General appropriations from the University</td>
<td>449,168</td>
<td>651,826</td>
</tr>
<tr>
<td>Administrative support from the University</td>
<td>539,682</td>
<td>508,104</td>
</tr>
<tr>
<td>Contributions</td>
<td>668,276</td>
<td>618,506</td>
</tr>
<tr>
<td><strong>Total nonoperating revenue</strong></td>
<td>1,657,126</td>
<td>1,778,436</td>
</tr>
<tr>
<td><strong>Change in Net Position</strong></td>
<td>(243,533)</td>
<td>43,411</td>
</tr>
<tr>
<td><strong>Net Position - Beginning of year</strong></td>
<td>714,828</td>
<td>671,417</td>
</tr>
<tr>
<td><strong>Net Position - End of year</strong></td>
<td>$471,295</td>
<td>$714,828</td>
</tr>
</tbody>
</table>

See Notes to Financial Statements.
Statement of Cash Flows

Year Ended June 30

<table>
<thead>
<tr>
<th></th>
<th>2013</th>
<th>2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash Flows from Operating Activities</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cash received from Corporation for Public Broadcasting</td>
<td>$178,450</td>
<td>$184,279</td>
</tr>
<tr>
<td>Cash received from tower leases</td>
<td>54,477</td>
<td>57,735</td>
</tr>
<tr>
<td>Cash paid for programming services</td>
<td>(1,859,252)</td>
<td>(1,771,402)</td>
</tr>
<tr>
<td>Cash paid for management and fundraising</td>
<td>(251,438)</td>
<td>(239,458)</td>
</tr>
<tr>
<td>Net cash used in operating activities</td>
<td>(1,877,763)</td>
<td>(1,768,846)</td>
</tr>
<tr>
<td>Cash Flows from Noncapital Financing Activities</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cash received from University appropriations</td>
<td>449,168</td>
<td>651,826</td>
</tr>
<tr>
<td>Cash received from administrative support</td>
<td>539,682</td>
<td>508,104</td>
</tr>
<tr>
<td>Contributions received</td>
<td>668,276</td>
<td>618,506</td>
</tr>
<tr>
<td>Net cash provided by noncapital financing activities</td>
<td>1,657,126</td>
<td>1,778,436</td>
</tr>
<tr>
<td>Net (Decrease) Increase in Cash</td>
<td>(220,637)</td>
<td>9,590</td>
</tr>
<tr>
<td>Cash - Beginning of year</td>
<td>596,193</td>
<td>586,603</td>
</tr>
<tr>
<td>Cash - End of year</td>
<td>$375,556</td>
<td>$596,193</td>
</tr>
</tbody>
</table>

Reconciliation of Operating Loss to Net Cash from Operating Activities

<table>
<thead>
<tr>
<th></th>
<th>2013</th>
<th>2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating loss</td>
<td>$ (1,900,659)</td>
<td>$ (1,735,025)</td>
</tr>
<tr>
<td>Adjustments to reconcile operating loss to net cash from operating activities:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Depreciation expense</td>
<td>9,704</td>
<td>10,120</td>
</tr>
<tr>
<td>Changes in assets and liabilities:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Accounts receivable - Net</td>
<td>78,917</td>
<td>(24,790)</td>
</tr>
<tr>
<td>Accrued compensated absences</td>
<td>(50,350)</td>
<td>(3,776)</td>
</tr>
<tr>
<td>Unearned revenue</td>
<td>(15,375)</td>
<td>(15,375)</td>
</tr>
<tr>
<td>Total changes in assets and liabilities</td>
<td>13,192</td>
<td>(43,941)</td>
</tr>
<tr>
<td>Net cash used in operating activities</td>
<td>$ (1,877,763)</td>
<td>$ (1,768,846)</td>
</tr>
</tbody>
</table>

See Notes to Financial Statements.
Eastern Michigan University WEMU-FM

Notes to Financial Statements
June 30, 2013 and 2012

Note 1 - Organization

Eastern Michigan University WEMU-FM (the "Station" or WEMU-FM) is a public telecommunications radio station licensed to Eastern Michigan University (the "University"). WEMU-FM serves the Washtenaw County radio market, with a mission to participate in the educational and public service purposes of the University by providing programming which addresses the needs and the interests of the Station's coverage area.

WEMU-FM is owned and operated by the University and does not have separate legal status or existence. The financial position, support, revenue, and expenditures of WEMU-FM are included in the University's financial statements.

Adoption of New Accounting Principles - Effective July 1, 2012, the University implemented the provisions of GASB Statement No. 63, Financial Reporting of Deferred Outflows of Resources, Deferred Inflows of Resources, and Net Position, and GASB Statement No. 65, Items Previously Reported as Assets and Liabilities. These statements introduce and define those elements as a consumption of net position by the University that is applicable to a future reporting period, and an acquisition of net position by the University that is applicable to a future reporting period, respectively. The standards also incorporate deferred outflows of resources and deferred inflows of resources, as defined by GASB Concepts Statement No. 4, into the definitions of the required components of the residual measure of net position, formerly net assets. This statement also provided a new statement of net position format to report all assets, deferred outflows of resources, liabilities, deferred inflows of resources, and net position.

Note 2 - Basis of Presentation and Significant Accounting Policies

Basis of Presentation - The accompanying financial statements have been prepared in accordance with accounting principles generally accepted in the United States of America as prescribed by the Governmental Accounting Standards Board (GASB). The GASB established standards for external financial reporting for public colleges and universities and requires that financial statements be presented on a consolidated basis to focus on the University as a whole, with resources classified for accounting and reporting purposes into three net position categories according to externally imposed restrictions.

The three net position categories are as follows:

- **Net Investment in Capital Assets** - Includes capital assets, net of accumulated depreciation and outstanding principal balances of debt attributable to the acquisition, construction, or improvement of those assets
Note 2 - Basis of Presentation and Significant Accounting Policies
(Continued)

• **Restricted - Expendable** - Includes net position whose whole use is subject to externally imposed stipulations that can be fulfilled by actions of the University pursuant to those stipulations or that expire by the passage of time.

• **Unrestricted** - Includes net position not subject to externally imposed stipulations. Unrestricted net position may be designated for specific purposes by action of the Board of Regents or may otherwise be limited by contractual agreements with outside parties. Substantially all unrestricted net assets are designated for capital projects and other initiatives.

**Cash** - Cash is held in Eastern Michigan University funds. The amount reflected in the accompanying balance sheet represents the net amounts due to the Station from the University’s pooled cash system.

**Property and Equipment** - Property and equipment are recorded at cost or, if acquired by gift, at the fair value as of the date of donation. Depreciation is computed on the straight-line method over the estimated service lives (5 to 15 years) of the respective assets. Expenditures for repairs and maintenance are charged to expense as incurred.

**Compensated Absences** - Compensated absences include sick leave, annual leave, and compensatory time accrued by Station employees per University policy and paid by the University. It is the University's policy to permit employees to accumulate earned but unused sick and vacation pay benefits. There is a liability for unpaid accumulated sick leave, since the University does have a policy to pay half of any amounts accumulated when eligible employees retire from the University. All vacation pay is accrued when incurred. A receivable from the University and a liability is reported for these amounts as of year end.

**Unearned Revenue** - WEMU-FM receives advance payments of rent related to a tower lease agreement. These payments are reported as unearned revenue and recognized when earned.

**General Appropriations from the University** - General appropriations from the University consist of certain payroll and other direct expenses paid by the University on behalf of WEMU-FM. Because the University pays for WEMU-FM’s compensated absences, a receivable from the University has been established in the statement of net position in the amount of accrued compensated absences.
Note 2 - Basis of Presentation and Significant Accounting Policies (Continued)

Indirect Administrative Support - A portion of the University's general overhead costs relates to and benefits WEMU-FM. Such items include administration, utilities, maintenance, repairs, and other institutional support expenditures of the University. These services were provided without cost and have been allocated to WEMU-FM. The fair value of these services is reported as revenue (administrative support from the University) and expenditures in the accompanying statement of revenue, expenses, and changes in net position.

Contributions and Grants - Unrestricted gifts are recognized as revenue when received.

WEMU-FM receives an annual community service grant from the Corporation for Public Broadcasting. These funds may be used at the discretion of WEMU-FM and are reported as restricted grant revenue in the accompanying financial statements.

Allocation of Expenditures - Expenditures are reported by their functional classification. Accordingly, certain expenditures for facility operations, institutional support, interest, and depreciation have been allocated to functional classifications based on the time devoted to these activities.

Use of Estimates - The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of sources and application of net assets during the reporting period. Actual results could differ from those estimates.
**Note 3 - Property and Equipment**

Property and equipment at June 30, 2013 and 2012 consist of the following:

<table>
<thead>
<tr>
<th></th>
<th>2012</th>
<th>Additions</th>
<th>Retirement</th>
<th>2013</th>
</tr>
</thead>
<tbody>
<tr>
<td>Land</td>
<td>$100,000</td>
<td>$</td>
<td>$</td>
<td>$100,000</td>
</tr>
<tr>
<td>Transmitter and tower</td>
<td>313,402</td>
<td>$</td>
<td>$</td>
<td>313,402</td>
</tr>
<tr>
<td>Studio and technical equipment</td>
<td>111,506</td>
<td>$</td>
<td>$</td>
<td>111,506</td>
</tr>
<tr>
<td>Furniture, fixture, and equipment</td>
<td>270,953</td>
<td>$</td>
<td>$</td>
<td>270,953</td>
</tr>
<tr>
<td>Subtotal</td>
<td>795,861</td>
<td>$</td>
<td>$</td>
<td>795,861</td>
</tr>
<tr>
<td>Less accumulated depreciation</td>
<td>(644,292)</td>
<td>(9,704)</td>
<td>$</td>
<td>(653,996)</td>
</tr>
<tr>
<td>Net property and equipment</td>
<td>$151,569</td>
<td>$ (9,704)</td>
<td>$</td>
<td>$141,865</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th></th>
<th>2011</th>
<th>Additions</th>
<th>Retirement</th>
<th>2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Land</td>
<td>$100,000</td>
<td>$</td>
<td>$</td>
<td>$100,000</td>
</tr>
<tr>
<td>Transmitter and tower</td>
<td>313,402</td>
<td>$</td>
<td>$</td>
<td>313,402</td>
</tr>
<tr>
<td>Studio and technical equipment</td>
<td>101,407</td>
<td>10,099</td>
<td>$</td>
<td>111,506</td>
</tr>
<tr>
<td>Furniture, fixture, and equipment</td>
<td>270,953</td>
<td>$</td>
<td>$</td>
<td>270,953</td>
</tr>
<tr>
<td>Subtotal</td>
<td>785,762</td>
<td>10,099</td>
<td>$</td>
<td>795,861</td>
</tr>
<tr>
<td>Less accumulated depreciation</td>
<td>(624,073)</td>
<td>(20,219)</td>
<td>$</td>
<td>(644,292)</td>
</tr>
<tr>
<td>Net property and equipment</td>
<td>$161,689</td>
<td>$ (10,120)</td>
<td>$</td>
<td>$151,569</td>
</tr>
</tbody>
</table>
**Eastern Michigan University WEMU-FM**

**Notes to Financial Statements**

**June 30, 2013 and 2012**

**Note 4 - Retirement Benefits**

The University has a Teachers Insurance and Annuities Association - College Retirement Equities Fund (TIAA-CREF) defined contribution retirement plan, which covers certain employees of WEMU-FM. The University contributes a specified percentage of employee wages, as defined by the appropriate labor contract. For the years ended June 30, 2013, 2012, and 2011, WEMU-FM contributed approximately $56,000, $53,000, and $52,000, respectively, to the TIAA-CREF plan. The University has no liability beyond its own contributions under the TIAA-CREF plan.

The University also participates in the Michigan Public School Employees’ Retirement System (MPSERS), a cost sharing, multiemployer, noncontributory defined benefit retirement plan, which covers certain employees of WEMU-FM. The cost of the MPSERS plan allocated to WEMU-FM, all of which was contributed, totaled approximately $23,000, $26,000, and $42,000 for the years ended June 30, 2013, 2012, and 2011, respectively. The costs of the MPSERS plan include contributions based on member payroll to fund normal pension costs, contributions to fund a portion of the plan’s unfunded actuarial accrued liability, and contributions for retiree health insurance, at a fixed dollar amount determined annually by MPSERS.

**Note 5 - Upcoming Accounting Pronouncement**

The Governmental Accounting Standards Board (GASB) has issued the following statement for future implementation:

**Pensions** - In June 2012, the GASB issued GASB Statement No. 68, *Accounting and Financial Reporting for Pensions*. Statement No. 68 requires governments providing defined benefit pensions to recognize their unfunded pension benefit obligation as a liability for the first time, and to more comprehensively and comparably measure the annual costs of pension benefits. The statement also enhances accountability and transparency through revised note disclosures and required supplemental information (RSI). The University is currently evaluating the impact this standard will have on the financial statements when adopted. The total pension liability will be computed on a different basis than the current actuarial accrued liability and the method of allocating this liability to each participating employer has not yet been determined, so the precise impact is not known. However, if we approximate the liability based on the actuarial accrued liability and allocate based on covered payroll, this computes to a liability of $68,000,000. The provisions of this statement are effective for financial statements for the year ending June 30, 2015.

The Station will continue to assess the impact of this new accounting pronouncement on the University’s financial statements for adoption in fiscal 2015.
Supplemental Information
## Eastern Michigan University WEMU-FM

### Schedule of Net Position by Fund

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>June 30, 2013</th>
<th>June 30, 2012</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Operating Funds</td>
<td>Operating Funds</td>
</tr>
<tr>
<td></td>
<td>Unrestricted</td>
<td>Property Fund</td>
</tr>
<tr>
<td>Assets</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Current assets:</td>
<td></td>
<td></td>
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<tr>
<td>Cash</td>
<td>$375,556</td>
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<tr>
<td>Accounts receivable</td>
<td>90,812</td>
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<tr>
<td>Total current assets</td>
<td>466,368</td>
<td>-</td>
</tr>
<tr>
<td>Noncurrent assets - Property and equipment - Net</td>
<td>-</td>
<td>141,865</td>
</tr>
<tr>
<td>Total assets</td>
<td>466,368</td>
<td>141,865</td>
</tr>
<tr>
<td>Liabilities</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Noncurrent liabilities:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Compensated absences</td>
<td>90,813</td>
<td>-</td>
</tr>
<tr>
<td>Unearned revenue</td>
<td>30,750</td>
<td>-</td>
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<tr>
<td>Total noncurrent liabilities</td>
<td>121,563</td>
<td>-</td>
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<tr>
<td>Total liabilities</td>
<td>136,938</td>
<td>-</td>
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<tr>
<td>Net Position</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net investment in capital assets</td>
<td>-</td>
<td>141,865</td>
</tr>
<tr>
<td>Restricted - Expendable</td>
<td>161,470</td>
<td>-</td>
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<tr>
<td>Unrestricted</td>
<td>167,960</td>
<td>-</td>
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<tr>
<td>Total net position</td>
<td>$329,430</td>
<td>$141,865</td>
</tr>
</tbody>
</table>
Eastern Michigan University WEMU-FM

Schedule of Revenue, Expenses, and Changes in Net Position by Fund

<table>
<thead>
<tr>
<th></th>
<th>June 30, 2013</th>
<th></th>
<th></th>
<th>June 30, 2012</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Unrestricted</td>
<td>Property Fund</td>
<td>Total</td>
<td>Unrestricted (restated)</td>
<td>Property Fund</td>
<td>Total</td>
</tr>
<tr>
<td>Operating Revenue</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grants from Corporation for Public Broadcasting</td>
<td>$149,884</td>
<td>$ -</td>
<td>$149,884</td>
<td>$212,845</td>
<td>$ -</td>
<td>$212,845</td>
</tr>
<tr>
<td>Rental income</td>
<td>54,477</td>
<td>-</td>
<td>54,477</td>
<td>57,735</td>
<td>-</td>
<td>57,735</td>
</tr>
<tr>
<td>Total operating revenue</td>
<td>204,361</td>
<td>-</td>
<td>204,361</td>
<td>270,580</td>
<td>-</td>
<td>270,580</td>
</tr>
<tr>
<td>Operating Expenses</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Program services:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Programming and production</td>
<td>1,571,486</td>
<td>7,278</td>
<td>1,578,764</td>
<td>1,516,569</td>
<td>7,691</td>
<td>1,524,260</td>
</tr>
<tr>
<td>Broadcasting</td>
<td>146,672</td>
<td>679</td>
<td>147,351</td>
<td>139,684</td>
<td>708</td>
<td>140,392</td>
</tr>
<tr>
<td>Program information</td>
<td>125,720</td>
<td>582</td>
<td>126,302</td>
<td>99,774</td>
<td>506</td>
<td>100,280</td>
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<tr>
<td>Support services:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fundraising</td>
<td>125,719</td>
<td>582</td>
<td>126,301</td>
<td>79,819</td>
<td>405</td>
<td>80,224</td>
</tr>
<tr>
<td>Management</td>
<td>125,719</td>
<td>583</td>
<td>126,302</td>
<td>159,639</td>
<td>810</td>
<td>160,449</td>
</tr>
<tr>
<td>Total operating expenses</td>
<td>2,095,316</td>
<td>9,704</td>
<td>2,105,020</td>
<td>1,995,485</td>
<td>10,120</td>
<td>2,005,605</td>
</tr>
<tr>
<td>Operating Loss</td>
<td>(1,890,955)</td>
<td>(9,704)</td>
<td>(1,900,659)</td>
<td>(1,724,905)</td>
<td>(10,120)</td>
<td>(1,735,025)</td>
</tr>
<tr>
<td>Nonoperating Revenue</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>General appropriations from the University</td>
<td>449,168</td>
<td>-</td>
<td>449,168</td>
<td>651,826</td>
<td>-</td>
<td>651,826</td>
</tr>
<tr>
<td>Administrative support from the University</td>
<td>539,682</td>
<td>-</td>
<td>539,682</td>
<td>508,104</td>
<td>-</td>
<td>508,104</td>
</tr>
<tr>
<td>Contributions</td>
<td>668,276</td>
<td>-</td>
<td>668,276</td>
<td>618,506</td>
<td>-</td>
<td>618,506</td>
</tr>
<tr>
<td>Net nonoperating revenue</td>
<td>1,657,126</td>
<td>-</td>
<td>1,657,126</td>
<td>1,778,436</td>
<td>-</td>
<td>1,778,436</td>
</tr>
<tr>
<td>Change in Net Position</td>
<td>(233,829)</td>
<td>(9,704)</td>
<td>(243,533)</td>
<td>53,531</td>
<td>(10,120)</td>
<td>43,411</td>
</tr>
<tr>
<td>Net Position - Beginning of year</td>
<td>563,259</td>
<td>151,569</td>
<td>714,828</td>
<td>509,728</td>
<td>161,689</td>
<td>671,417</td>
</tr>
<tr>
<td>Net Position - End of year</td>
<td>$329,430</td>
<td>$141,865</td>
<td>$471,295</td>
<td>$563,259</td>
<td>$151,569</td>
<td>$714,828</td>
</tr>
</tbody>
</table>
RECOMMENDATION
APPROVAL OF PURCHASE AGREEMENT FOR
SALE OF COOPER BUILDING

ACTION REQUESTED

It is recommended that the Board of Regents Approve the attached purchase agreement for the sale of the Eastern Michigan University property at 2000 North Huron River Drive, Superior and Ypsilanti Townships, Michigan 48197 ("Cooper Building") and to authorize President Susan Martin to execute all appropriate purchase, transfer and closing documents necessary for the sale.

STAFF SUMMARY

The University has agreed to sell the Cooper Building to a private entity, Associated Retinal Consultants, P.C., in accordance with the terms set forth in the attached Purchase Agreement. The sale of the property is made on an "as-is" basis. The Purchaser is allowed a 75 day period, during which time it will be permitted to conduct such inspections, investigations, appraisals, tests, and determinations of the Property as Purchaser shall desire in order to determine that the condition of the Property is acceptable and that the Property is suitable for Purchaser's intended use.

The purchase price for the Property is One Million One Hundred Thousand and 00/100 ($1,100,000.00) dollars.

FISCAL IMPLICATIONS

The cost of the property transferred is One Million One Hundred Thousand and 00/100 ($1,100,000.00) dollars.

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer
Gloria A. Hage

Date
PURCHASE AND SALE AGREEMENT

THIS PURCHASE AND SALE AGREEMENT ("Agreement") is made March ___, 2014 by and between EASTERN MICHIGAN UNIVERSITY, a public body corporate organized and existing under the laws and Constitution of the State of Michigan, whose address is 11 Welch Hall, Ypsilanti, Michigan 48197, as seller ("Seller"), and ASSOCIATED RETINAL CONSULTANTS, P.C., a Michigan professional corporation, whose address is 3535 W. 13 Mile Road, Suite 344, Royal Oak, MI 48073, as purchaser ("Purchaser").

A. Seller is the owner of certain real property, interests, and improvements located, in part, in the Townships of Ypsilanti and Superior, Washtenaw County, Michigan, consisting of approximately 2.30 acres, including an approximately 12,788 square foot building commonly known as 2000 North Huron River Drive, Superior and Ypsilanti Townships, Michigan 48197, and more particularly described in this Agreement; and

B. Seller is desirous of selling and Purchaser is desirous of purchasing said real property, interests, and improvements upon the terms and conditions stated in this Agreement; and

C. Seller and Purchaser desire to set forth the consideration, terms, and conditions upon which Seller shall sell and Purchaser shall purchase said real property, interests, and improvements.

NOW, THEREFORE, with consideration for the following mutual covenants, agreements and benefits, the receipt and adequacy of which are mutually acknowledged, Seller and Purchaser agree as follows:

1. PROPERTY. The term “Property” shall mean the real property described in Exhibit A attached hereto and incorporated herein, together with the following:

1.1 Any and all improvements, tenements, hereditaments, privileges, and appurtenances thereto belonging or in any way appertaining to the Property;

1.2 Any and all leasehold interests, fixtures, equipment and other items of personalty used in connection with the Property;

1.3 Any and all licenses and permits in any way appertaining to the Property;

1.4 Any and all of Seller's right, title and interest in any and all streets, roads or avenues, open or proposed, abutting, adjacent, contiguous, or adjoining the Property, to the center line thereof;

1.5 Any and all of Seller's right, title and interest, in any and all easements, strips, and rights-of-way whether or not of record, abutting, adjacent, contiguous, or adjoining the Property;

1.6 Any and all right, title, and interest of Seller in and to any and all air, mineral, oil, gas, timber, and riparian rights in any way appertaining to the Property;

1.7 All divisions or redivisions retained by Seller regarding the Property; and
1.8 All warranties, bonds, assurances of payment or performance, rights, if any, arising under construction contracts and subcontracts and all other rights and remedies arising out of or existing in favor of Seller with respect to the construction, improvement, maintenance and/or repair of the Property and all improvements.

2. SALE AND CONVEYANCE. On the terms and subject to the conditions set forth in this Agreement, Seller agrees to sell, warrant, and convey to Purchaser by covenant deed, and Purchaser agrees to buy from Seller, the Property, for the Purchase Price as hereinafter defined, subject only to the Permitted Exceptions as hereinafter defined.

3. PURCHASE PRICE. The purchase price for the Property shall be One Million One Hundred Thousand and 00/100 ($1,100,000.00) U.S. Dollars ("Purchase Price"). The Purchase Price shall be payable in full at Closing as hereinafter defined, by cashier's check, certified check, or wire transfer, minus the Deposit as hereinafter defined, and plus or minus the net amount of any prorations and adjustments made pursuant to this Agreement.

4. DEPOSIT. Within two (2) business days of the execution of this Agreement by Seller, Purchaser shall deliver to Title Company, as defined below, an earnest money deposit in the amount of Ten Thousand and 00/100 ($10,000.00) U.S. Dollars, which, together with any interest earned thereon shall be referred to as the "Deposit." If Purchaser shall fail to so make the Deposit in the time and manner required by this Agreement, this Agreement shall be null and void at the option of Seller. The Deposit shall be held by the Title Company in an interest-bearing account. The Deposit shall be paid to Seller at Closing as hereinafter defined or otherwise refunded to Purchaser or disposed of as provided for in this Agreement. At Closing, Purchaser shall receive a credit against the Purchase Price for the Deposit. Seller and Purchaser acknowledge and agree that the Title Company is acting in this capacity as an accommodation to them and Seller and Purchaser agree to hold Title Company harmless from any liability or claim with respect to the Deposit, other than claims arising or resulting from Title Company's gross negligence or willful misconduct. Seller and Purchaser agree that in the event of any dispute or disagreement with respect to the Deposit, Title Company may begin an interpleader action in and tender the Deposit to the Clerk of the Circuit Court for Washtenaw County, Michigan, and Title Company shall thereafter be relieved of any and all obligations with respect to the Deposit.

5. EVIDENCE OF TITLE.

5.1 As evidence of title to the Property, Seller shall furnish at Seller's expense, and in no case later than fifteen (15) days from the date of Seller's execution of this Agreement, a commitment for an owner's policy of title insurance, without standard exceptions, issued by Seaver Title Agency ("Title Company") in the amount of the Purchase Price, dated on or after the date of this Agreement ("Title Commitment") undertaking to insure marketable fee simple title to the Property in Purchaser. The Title Commitment shall also include, at Seller's expense, one copy of all recorded liens, encumbrances, mortgages, restrictions, or exceptions shown on the Title Commitment.

5.2 If the Title Commitment shall show any liens, encumbrances, mortgages, restrictions, or exceptions, or if the Survey reveals any conditions, which, in the opinion of Purchaser and/or Purchaser's counsel, may interfere with Purchaser's use or ownership of the Property or does not provide for a marketable fee simple title to the Property, Purchaser shall
object thereto and notify Seller thereof in writing within twenty (20) days of the date on which Purchaser received both the Title Commitment, including copies of all liens, encumbrances, restrictions and exceptions, and the Survey, but in no event more than sixty (60) days after Purchaser has received the Title Commitment, and the Seller shall thereafter have ten (10) days from the date of such notice to either: (i) eliminate such liens, encumbrances, mortgages, restrictions, or exceptions, excluding liens and mortgages which can be satisfied and discharged through payment by Seller at Closing; or (ii) terminate this Agreement, whereupon the Deposit shall be immediately returned to Purchaser, and this Agreement shall thereafter be of no further force or effect; provided, however, that Seller shall be obligated to discharge any lien or mortgage at Closing which is liquidated in amount and may be discharged by the payment of money; and further provided that prior to Seller’s right to terminate, Purchaser shall have the right to waive the objections or terminate as provided in Section 5.3.

5.3 With respect to any liens, encumbrances, mortgages, restrictions, or exceptions which Seller may not eliminate, Purchaser may, in Purchaser’s sole discretion:

(a) In writing, consent to and waive its objections to and accept title subject to such liens, encumbrances, mortgages, restrictions, and/or exceptions; or

(b) If mutually agreed to by Seller, in writing, consent to Seller obtaining specific title insurance, at Seller’s sole cost and expense, insuring over the objectionable liens, encumbrances, mortgages, restrictions, or exceptions, and waive any further objection; or

(c) Terminate this Agreement, whereupon the Deposit shall be immediately returned to Purchaser, and this Agreement shall thereafter be of no further force or effect.

The liens, encumbrances, mortgages, restrictions, or exceptions to title shown on the Title Commitment which are so insured or to which Purchaser so consents, are referred to in this Agreement as "Permitted Exceptions."

5.4 Purchaser may require the Title Company to mark-up the Title Commitment at Closing to make the Title Commitment effective immediately after the Closing, and to delete such requirements of the Title Commitment and such liens, encumbrances, mortgages, restrictions, and exceptions as are satisfied at Closing. At Closing, Seller shall deliver to the Title Company a standard form of owner’s affidavit and, if required, owner’s indemnity as the Title Company shall reasonably require in order to delete the standard exceptions to the Title Commitment. Moreover, if desired by Purchaser, the Title Commitment shall also include such additional insurance by a zoning endorsement, access endorsement, contiguity endorsement, comprehensive endorsement, boundary/restrictions endorsement, or other endorsement, each if and as available, as Purchaser may reasonably request, but in each case, the cost of such endorsement shall be paid by Purchaser.

5.5 After Closing, a final policy of title insurance issued pursuant to the Title Commitment, in the form of an American Land Title Association Owner’s Policy, Standard Form B, effective as of the time of Closing, in the amount of the Purchase Price, shall be delivered to Purchaser at Seller’s cost (except Purchase shall be responsible for the cost of endorsements as provided in Section 5.4 hereof) insuring marketable fee simple title to the Property in Purchaser, subject only to the Permitted Exceptions.
6. **SURVEY.** Purchaser may, at its option and expense, procure a ALTA boundary survey of the Property and all buildings, structures, and improvements thereon prepared by a registered land surveyor licensed in the State of Michigan and certified not earlier than the date of this Agreement to Purchaser, the Title Company, and Purchaser's mortgage lender, if any ("Survey"). The Survey shall be in such form and content as is acceptable to Purchaser in Purchaser's sole discretion. At any time during the title comment period referred to in Section 5.2 above, Purchaser may, in Purchaser's sole discretion, determine that the condition of the Property as reflected on the Survey is not acceptable and terminate the Agreement by written notice to the Seller. Thereupon, the Deposit shall be immediately returned to Purchaser, and this Agreement thereafter shall be of no further force or effect. Within ten (10) days from the date of Seller's execution of this Agreement, Seller shall provide Purchaser with a copy of all boundary surveys of the Property in Seller's possession, if any, that have not previously been provided to Purchaser.

7. **INSPECTION PERIOD.**

7.1 Upon Seller's execution of this Agreement, Purchaser and Purchaser's agents, employees, contractors, and consultants shall have a period of Seventy-Five (75) days, as hereinafter provided, to conduct such inspections, investigations, appraisals, tests, and determinations of the Property as Purchaser shall desire in order to determine, in Purchaser's sole opinion, that the condition of the Property is acceptable and that the Property is suitable for Purchaser's intended use (as such period may be extended under this Agreement, the "Inspection Period"). Purchaser agrees to provide twenty-four (24) hours' notice to Seller of its intent to enter upon the Property for the purposes of such inspections, investigations, appraisals, tests, and determinations. Such inspections, investigations, appraisals, tests and determinations of the Property during the Inspection Period shall include, but shall not be limited to, inspecting structural, mechanical and electrical systems, inquiring as to the existence of utility services, public services, and access; inquiring as to applicable zoning ordinances, use regulations, and business codes; conducting soil tests of the Property, borings, and other engineering and architectural tests; investigating the environmental conditions which exist at the Property (including, a wetland survey, a Phase I and Phase II environmental assessment and a baseline environmental assessment with due care plan, if necessary) and the Property's compliance with all applicable state and federal environmental laws and regulations; determining the availability of any governmental approvals or permits; applying for and obtaining financing for the purchase; and having the value of the Property appraised. The cost of any and all such inspections, investigations, appraisals, tests, and determinations shall be paid for by the Purchaser.

Prior to entering upon the Property, Purchaser shall obtain, maintain and provide Seller, or shall cause any consultant, contractor or other person entering the Property to obtain, maintain and provide Seller, with proof of comprehensive general liability insurance in the amount of at least $1,000,000 per occurrence and $2,000,000.00 in the aggregate and with coverages reasonably satisfactory to Seller. Purchaser shall indemnify, defend and hold Seller, its officers, directors, agents and employees, harmless for, from and against any and all claims, damages, costs, liabilities and losses (including from construction liens, property damage and personal injury, including death) to the extent arising out of or resulting from any entry onto the Property by Purchaser or its agents, consultants, contractors, designees or representatives. This indemnity obligation of Purchaser shall survive any termination of this Agreement.
7.2 Within ten (10) days after Seller’s execution of this Agreement, Seller shall provide Purchaser with a copy of any results or reports of any such inspections, investigations, appraisals, tests, and determinations of the Property in its possession. Seller acknowledges that during the Inspection Period or at any time before or after Closing, if the Property is determined to be a "Facility," Purchaser may prepare and file with the Michigan Department of Environmental Quality ("MDEQ") a baseline environmental assessment (with due care plan) ("BEA").

7.3 The initial Inspection Period may be extended for an additional period of Thirty (30) days by Purchaser providing Seller with written notice thereof within the initial Inspection Period, if: (a) Purchaser determines that such inspections, investigations, tests or evaluations of the environmental conditions which exist at the Property cannot be completed to Purchaser’s reasonable satisfaction during the initial Inspection Period or if Purchaser is unable to complete, prepare and file, in a form reasonably satisfactory to Purchaser, the BEA with the MDEQ; or (b) Purchaser has not received all necessary or desirable municipal and other regulatory approvals for any zoning, use, site plan or other regulatory modifications or applications which Purchaser may elect to pursue, including without limitation seeking to have the Property rezoned for medical use.

7.4 At any time during the Inspection Period, Purchaser may, in Purchaser’s sole opinion, determine that the condition of the Property is not acceptable or that the Property is not suitable for Purchaser’s intended use by providing Seller with written notice thereof. Thereupon, Purchaser may, in Purchaser’s sole discretion, terminate this Agreement whereupon the Deposit shall be immediately returned to Purchaser and this Agreement shall thereafter be of no further force or effect. If Purchaser shall fail to provide such written notice to Seller prior to the expiration of the Inspection Period, Purchaser shall be deemed to have accepted the condition of the Property and Purchaser shall be obligated to proceed with Closing in accordance with the other terms and conditions of this Agreement.

8. **COVENANTS OF SELLER.** Seller covenants with Purchaser that during the term of this Agreement:

8.1 Seller shall not sell, transfer, assign, convey, or dispose of any of its rights under this Agreement or in the Property.

8.2 Seller shall not grant any lien or encumbrance on or permit any lien or encumbrance on the Property.

8.3 Seller shall not grant any easement or right-of-way in or on the Property.

8.4 Seller shall not grant or modify (other than to terminate) any lease, license, or other right to use or occupy the Property to any person other than an entity affiliated with Seller that is terminable at or prior to the Closing.

8.5 Seller shall maintain the Property in its existing condition, except for fire or any other casualty occurring to the Property in which Purchaser takes an assignment of the proceeds pursuant to Section 15.

8.6 Seller, or its tenant, shall not materially modify the use of the Property from its
8.7 Seller shall not alter, modify, improve, or impair any structure on the Property in any respect.

8.8 Seller shall continue to insure the Property, including all buildings and improvements, for the replacement cost of the buildings and improvements, against loss or damage under a policy or policies of fire and extended coverage insurance, including additional perils.

8.9 Seller shall pay all real and personal property taxes and assessments levied against the Property during the term of this Agreement.

8.10 In connection with Purchaser's investigation of the environmental condition of the Property, Seller shall reasonably cooperate with Purchaser's environmental consultant and timely complete and provide Purchaser and its consultant with a customary environmental disclosure with regard to Seller's knowledge concerning the environmental condition of the Property. To the extent there is any change in Seller's response/disclosure during the term of this Agreement, Seller shall promptly inform Purchaser and update Seller's disclosure.

9. REPRESENTATIONS AND WARRANTIES OF SELLER. Seller represents and warrants to Purchaser as of the date of this Agreement that:

9.1 To Seller's actual knowledge, there are no unrecorded liens, encumbrances, mortgages, restrictions or easements on or against the Property which are not of record.

9.2 To Seller's actual knowledge, no fact or condition exists that would result in the termination or impairment of access to the Property or the discontinuation of necessary utilities or services.

9.3 There are no pending or, to Seller's actual knowledge, threatened actions, suits, claims, or proceedings against Seller, the Property, or otherwise affecting the Property at law or in equity or before any federal, state, or local governmental department or agency.

9.4 Seller has not received notice that the Property or the operation of the Property violates any law, ordinance or regulation.

9.5 Subject to approval by the Board of Regents of Seller, Seller has duly and validly authorized and executed this Agreement and Seller has full power and authority to enter into and perform its obligations under this Agreement.

9.6 Seller is not a "foreign person" as that term is defined in Section 1445 of the Internal Revenue Code of 1986, as amended, and Seller is not categorized as a "specially designated national" by the Office of Foreign Assets Control.

9.7 Seller is not a party to or bound by any agreement of any kind whatsoever (including leases, licenses, options and rights of refusal or first offer), written or verbal, which might affect the Property, other than those that have been disclosed to Purchaser in writing or
are terminable at will by Seller or Purchaser without recourse or liability against Purchaser or the Property.

At the Closing Seller shall provide an update on the status of the foregoing as of the date of the Closing. The foregoing representations and warranties shall be continuing and shall survive the Closing for a period of twenty-four (24) months.

10. WARRANTIES AND REPRESENTATIONS OF PURCHASER. Purchaser represents and warrants to Seller as of the date of Closing that Purchaser (or if assigned by Purchaser to an entity to be formed, the assignee) shall have duly and validly authorized and executed this Agreement or ratified its earlier execution and that Purchaser has full power and authority to enter into and perform its obligations under this Agreement.

11. CLOSING. The consummation of the sale and purchase of the Property ("Closing") shall take place within Fifteen (15) days of the expiration of the Inspection Period, provided that all of the conditions precedent and contingencies to Closing as set forth in this Agreement have been satisfied or waived in writing by Purchaser; and provided further, that the Closing shall not occur before May 5, 2014 without the prior written consent of Seller. The Closing shall be held at Seller’s offices or such other place as the parties may mutually select.

11.1 The Closing shall be consummated by the following, in form and content consistent with the requirements of this Agreement:

(a) The execution and delivery by Seller to Purchaser of a covenant deed, subject only to the Permitted Exceptions and including Seller’s right to make further land divisions of the Property.

(b) The execution and delivery of a closing settlement statement duly executed by Seller and Purchaser providing for the prorations and adjustments required by this Agreement.

(c) The execution and delivery by Seller to Purchaser of an affidavit certifying that Seller is not a "foreign person" as defined in Section 1445 of the Internal Revenue Code of 1986, as amended, which shall include Seller’s federal employer identification number.

(d) Payment by Purchaser to Seller of the Purchase Price minus the Deposit and plus or minus the net amount of any prorations and adjustments required by this Agreement.

(e) The execution and delivery by Seller to Purchaser of a bill of sale.

(f) The execution and delivery by Seller of an owner’s affidavit and, to the extent necessary for the removal of the standard exceptions, an owner’s affidavit in the form(s) required by the Title Company for the removal of its standard exceptions.

(g) The execution and delivery by Seller to Purchaser of a resolution or other evidence of the Seller’s authority and the authorization of the purchase.
(h) Seller shall furnish exclusive occupancy of the Property to Purchaser at Closing, subject to no tenants, licensees or other persons, and Seller shall provide satisfactory evidence that any and all leases have been terminated.

(i) The execution and delivery by Seller to Purchaser of any other Closing documents that Purchaser may reasonably require.

12. CONDITIONS PRECEDENT AND CONTINGENCIES TO PERFORMANCE OF AGREEMENT. Purchaser's obligation to consummate the purchase of the Property is absolutely contingent and conditional on the satisfaction of, or Purchaser's written waiver of, each of the following conditions precedent:

12.1 Seller shall be able to convey marketable fee simple to and possession of the Property in the condition required under this Agreement.

12.2 Purchaser shall not have terminated this Agreement pursuant to Section 7.4 above.

12.3 The representations and warranties of Seller under this Agreement are true and correct when made and as of the Closing.

12.4 Seller shall not be in default of this Agreement.

12.5 Seller shall have produced copies of all terminations of lease, if applicable, or terminations of other agreements relating to the Property. Seller shall also provide exclusive occupancy of the Property to Purchaser at Closing, and the Property shall be free of all rubbish, debris, obsolete equipment, inventory and supplies of the prior tenants/owners.

12.6 Seller shall have maintained the Property in the condition required hereunder during the term of this Agreement.

12.7 Seller shall deliver to Purchaser and Title Company, if required by the Title Company, evidence of resolutions adopted by its governing body authorizing the execution and performance of this Agreement, and the sale of the Property as contemplated under this Agreement.

12.8 If any of the foregoing conditions precedent or contingencies are neither satisfied nor waived by Purchaser in writing, in Purchaser's sole discretion, as of the Closing, Purchaser shall have the right to terminate this Agreement whereupon, the Deposit shall be immediately refunded to Purchaser, and this Agreement shall thereafter be of no further force or effect.

Seller's obligations under this Agreement, including the obligation to close, are absolutely contingent and conditional on the formal approval of this Agreement and the transaction contemplated hereby by Seller's Board of Regents during Seller's regularly scheduled Board of Regents meeting on March 25, 2014 ("Board Meeting"). If this condition and contingency is not satisfied as of the Board Meeting, Seller may terminate this Agreement within ten (10) business days after the Board Meeting. Upon any such termination, (i) the Deposit shall be immediately refunded to Purchaser, (ii) Seller shall reimburse Purchaser for
Purchaser's reasonable out of pocket expenses to third parties to date (exclusive of attorney's fee) relative to Purchaser's investigations of the Property promptly after Purchaser turns over the same to Seller (with an assignment of the rights to use the same, but without representation or warranty as to the completeness or accuracy thereof), and (iii) this Agreement shall be of no further force or effect.

13. PRORATIONS AND ADJUSTMENTS.

13.1 All taxes, penalties and interest on or otherwise affecting the Property for which bills have been issued prior to the date of Closing shall be paid by Seller and all taxes for which bills are issued after the date of Closing shall be paid by Purchaser notwithstanding the fact that such taxes may have become a lien upon or against the Property as a result of PA 80 and PA 219 of 1994. Current taxes, being the winter and summer tax bills issued for the Property within the twelve (12) months immediately preceding the Closing, shall be prorated and adjusted as of the date of Closing in accordance with the due date basis of the municipality or taxing unit in which the Property is located. If Seller is tax exempt, the foregoing proration of the ad valorem real property taxes shall not be applicable, and Purchaser shall pay all such taxes for which bills are issued after the date of Closing.

13.2 All assessments due, even if payable in installments, including any special, water, and sewer use charges, shall be prorated and adjusted as of the date of Closing. Seller shall escrow with the Title Company at Closing such amount estimated by Purchaser as being necessary to cover such water or sewage charges as of the Closing.

13.3 All state and county transfer taxes shall be paid by Seller at Closing. The cost of recording the covenant deed shall be paid by Purchaser.

13.4 Notwithstanding Sections 13.1 and 13.2 above, there will be no prorations until the date of possession if Seller continues to occupy the Property after the date of Closing (which is not intended to and does not permit Seller to retain possession).

13.5 Purchaser and Seller shall each pay one-half of any escrow fees or charges for the Title Company to close the transaction.

14. CONDEMNATION OF PROPERTY BEFORE CLOSING. If, at any time before Closing, any authority having the right of eminent domain shall commence any legal action for the temporary or permanent taking or acquisition of all or any part of the Property, Seller shall immediately give written notice thereof to Purchaser and, Purchaser shall have the right, upon providing Seller with written notice thereof, to consummate the purchase of the Property as provided by this Agreement with a reduction being made in the Purchase Price in an amount equal to any proceeds received by Seller prior to Closing resulting from a condemnation award or judgment and an assignment from Seller of the right to receive any and all future proceeds of any condemnation award or judgment. If Purchaser shall elect to not so consummate the purchase of the Property, upon written notice thereof to Seller, Purchaser may terminate this Agreement, whereupon the Deposit shall be immediately returned to Purchaser, and this Agreement shall thereafter be of no further force or effect.

15. DAMAGE OR DESTRUCTION OF PROPERTY BEFORE CLOSING. If, at any time before Closing, all or any part of the Property is damaged or destroyed by any casualty or loss
whatsoever, Seller shall immediately notify Purchaser in writing of such damage, and Purchaser shall have the right, upon providing written notice thereof to Seller to either consummate the purchase of the Property as provided in this Agreement whereupon Purchaser shall take the proceeds of any insurance covering such damage or destruction of the Property or terminate this Agreement whereupon the Deposit shall be immediately returned to Purchaser, and this Agreement shall thereafter be of no further force or effect.

16. DEFAULT.

16.1 If Purchaser defaults under this Agreement, provided Seller is also not in default, then Seller's sole and exclusive remedy, after notice to Purchaser and reasonable opportunity to cure, shall be to terminate this Agreement by giving written notice thereof to Purchaser, whereupon the Deposit shall be retained by Seller as liquidated damages, as Seller's sole and exclusive remedy on account of such default hereunder by Purchaser, and neither party shall have any further liability or obligation to the other.

16.2 If Seller defaults under this Agreement, provided Purchaser is also not in default, then Purchaser's sole and exclusive remedy shall be to either:

   (a) Terminate this Agreement by written notice to Seller, whereupon the Deposit shall be immediately returned to Purchaser; or

   (b) Be entitled to seek the specific performance of this Agreement by Seller in a court of equity.

16.3 The parties acknowledge and agree that actual damages in any such event of default are uncertain in amount and difficult to ascertain and that the foregoing amounts of liquidated damages have been reasonably determined by the parties.

17. AS-IS, WHERE-IS Transaction; Seller Release. PURCHASER ACKNOWLEDGES AND AGREES THAT IT WILL HAVE AN OPPORTUNITY TO INSPECT THE PROPERTY AND THAT, EXCEPT AS PROVIDED IN THIS AGREEMENT, SELLER HAS NOT MADE, DOES NOT MAKE AND SPECIFICALLY NEGATES AND DISCLAIMS ANY REPRESENTATIONS, WARRANTIES, PROMISES, COVENANTS, AGREEMENTS OR GUARANTIES OF ANY KIND OR CHARACTER WHATSOEVER, EITHER EXPRESS OR IMPLIED, ORAL OR WRITTEN, PAST, PRESENT OR FUTURE, OF, AS TO, CONCERNING OR WITH RESPECT TO THE PROPERTY, INCLUDING WITHOUT LIMITATION COMPLIANCE WITH ANY ENVIRONMENTAL PROTECTION, POLLUTION OR LAND USE LAWS, RULES, REGULATIONS, ORDERS OR REQUIREMENTS, INCLUDING THE EXISTENCE IN OR ON THE PROPERTY OF HAZARDOUS MATERIALS OR ANY OTHER MATTER WITH RESPECT TO THE PROPERTY. ADDITIONALLY, PURCHASER ACKNOWLEDGES AND AGREES THAT HAVING BEEN GIVEN THE OPPORTUNITY TO INSPECT THE PROPERTY, PURCHASER IS RELYING SOLELY ON ITS OWN INVESTIGATION OF THE PROPERTY AND NOT ON ANY INFORMATION PROVIDED OR TO BE PROVIDED BY SELLER AND AGREES TO ACCEPT THE PROPERTY AT THE CLOSING. TO THE MAXIMUM EXTENT PERMITTED BY LAW, AND EXCEPT AS SPECIFICALLY PROVIDED IN THIS AGREEMENT, THE SALE OF THE PROPERTY AS PROVIDED FOR HEREIN IS MADE ON AN "AS IS" CONDITION AND BASIS WITH ALL FAULTS. THE PROVISIONS OF THIS SUBSECTION SHALL SURVIVE THE CLOSING OR ANY TERMINATION HEREOF.
18. **BROKERS.** Seller represents and covenants to Purchaser that Seller has not utilized and will not during the term of this Agreement utilize the services of any broker or finder in connection with the sale or purchase of the Property. Purchaser represents and covenants to Seller that Purchaser has not utilized and will not during the term of this Agreement utilize the services of any broker or finder in connection with the purchase or purchase of the Property. Seller and Purchaser shall indemnify, defend, and hold each other and their shareholders, partners, officers, directors, members, managers, employees, and agents harmless from any and all claims, demands, liabilities, costs, expenses, penalties, and damages (including reasonable attorney fees) for any and all such commissions or fees related to their breach of the foregoing representation.

19. **GENERAL PROVISIONS.**

19.1 **Integration and Merger.** This Agreement, together with the attached schedules and exhibits, constitutes the entire understanding between the parties with respect to the subject matter of this Agreement and supersedes any prior discussions, negotiations, agreements, and understandings. This Agreement and its terms, representations, warranties and covenants shall survive the Closing and shall not merge into title to the Property.

19.2 **Choice of Law.** This Agreement shall be governed and controlled in all respects by the laws of the State of Michigan, including as to interpretation, enforceability, validity, and construction without giving effect to any choice or conflict of law provision or rule (whether of the state of Michigan or any other jurisdiction) that would cause the application of the laws of any jurisdiction other than the state of Michigan.

19.3 **Choice of Forum.** The parties submit to the exclusive jurisdiction in Michigan for all disputes under this Agreement. Additionally, the parties stipulate that the venue of the Circuit Court for the County of Washtenaw, State of Michigan, or if original jurisdiction can be established, the United States District Court for the Eastern District of Michigan is convenient with respect to any action arising, directly or indirectly, out of this Agreement.

19.4 **Notice.** Any notice under this Agreement shall be in writing, and shall be deemed sufficient if delivered personally, mailed by certified or registered mail, return receipt requested, or sent via facsimile if receipt is acknowledged. Notice shall be deemed to have been given when personally delivered, two business days after having been mailed by certified or registered mail, return receipt requested, or one business day after acknowledgment of receipt of notice via facsimile transmission.

If to Seller: Eastern Michigan University  
Attn: John Lumm  
Chief Financial Officer  
101 Welch Hall  
Ypsilanti, MI 48197  
Facsimile: (734) 487-6778

With a copy to  
Seller's Counsel: Cameron H. Piggott, Esq.  
Dykema Gossett PLLC  
400 Renaissance Center
19.5 **Severability.** Whenever possible, each provision of this Agreement shall be interpreted in such a way as to be effective and valid under applicable law. If any provision is prohibited by or invalid under applicable law, it shall be ineffective only to the extent of such prohibition or invalidity, without invalidating the remainder of such provision or the remaining provisions of this Agreement.

19.6 **Amendment.** The terms of this Agreement may not be varied or modified in any manner, except in a subsequent writing executed by both parties.

19.7 **Assignment.** Purchaser shall have the right to assign all of its right, title, and interest in and to this Agreement to a corporation, limited liability company or other entity to be formed, in which case references in this Agreement to “Purchaser” shall be deemed to mean such corporation, limited liability company or other entity, and Purchaser shall have no liability under this Agreement. Otherwise, neither Purchaser nor Seller shall have the right to assign any of their rights, duties or obligations under this Agreement without the consent of the other party. In the event of a permitted assignment, this Agreement shall be binding upon and inure to the benefit of the Purchaser’s successors and assigns.

19.8 **Confidentiality.** The parties agree that this Agreement and the specific terms of this Agreement shall remain confidential and shall not be disclosed to any person other than each party’s respective attorneys, advisors, and consultants, and further as may be required by applicable law.

19.9 **Counterparts.** This Agreement may be executed in one or more counterparts (including electronically or by facsimile), each of which shall be deemed an original, but all of which shall be considered one instrument and shall become a binding agreement when one or more counterparts have been signed by each of the parties and delivered to the other.
19.10 **Titles.** Titles and headings to articles, sections, or paragraphs in this Agreement are inserted for convenience of reference only and are not intended to affect the interpretation or construction of the Agreement.

19.11 **Attorney Review.** The parties represent that they have carefully read this Agreement and have consulted with their respective attorneys. The parties affirmatively state that they understand the contents of this Agreement, and sign this Agreement as their free act and deed.

19.12 **Third-Party Beneficiaries.** This Agreement shall not confer any rights or remedies upon any third party other than the parties to this Agreement and their respective successors and permitted assigns.

19.13 **Time.** Time is of the essence in this Agreement.

[SIGNATURES APPEAR ON FOLLOWING PAGE]
SELLER:

Eastern Michigan University

By:

Name:

Its:

PURCHASER:

Associated Retinal Consultants, P.C.

By:

Michael Trese, M.D.

Its: President
EXHIBIT A
LEGAL DESCRIPTION OF PROPERTY

Certain real estate located in the Townships of Ypsilanti and Superior, County of Washtenaw, State of Michigan, described as follows:

"REWRITE/W.D. L3225 P471 (10/01/01) SU 31-13C PCL" II" COM AT NE COR SEC 6 YPSI TWP, TH SOUTH 703.18 FT TO C/L HURON RIVER DR, TH N 76-06-00 W 8.09 FT, TH N 58-28-00 W 1079.80 FT TO POB, TH N 23-34-00 E 521.80 FT, TH N 48-02-00 W 85.00 FT, TH S 26-49-00 W 534.00 FT TO C/L, TH S 58-28 E 112.00 FT TO POB. ALSO LAND LYING BETWEEN ABOVE PCL & HURON RIVER. 0.94 AC.

"REWRITE/W.D. L3225 P471 (10/01/01) SU 31-13B PCL "I" COM AT NE COR SEC 6 YPSI TWP, TH SOUTH 703.18 FT TO C/L HURON RIVER DR, TH N 76-06-00 W 8.09 FT, TH N 58-28-00 W IN C/L 967.80 FT TO POB, TH N 58-28-00 W 112.00 FT, TH N 23-34-00 E 521.80 FT, TH S 48-02-00 E 85.00 FT, TH S 20-10-00 W 511.36 FT TO POB. ALSO LAND LYING BETWEEN ABOVE PCL & HURON RIVER. 0.75 AC.

YP#6-1C COM AT THE NE COR OF THE SEC, TH S 88 DEG 32' 30" W 878.70 FT IN THE N LINE OF THE SEC FOR A PL OF BEG, TH S 23 DEG 34' W 124.52 FT, TH N 58 DEG 28' W 112 FT IN THE CENTER LINE OF HURON RIVER DRIVE, TH N 26 DEG 49' E 58.88 FT, TH N 88 DEG 32' 30" E 118.71 FT IN THE N LINE OF SEC TO THE PL OF BEG, BEING A PART OF THE E FRL 1/2 OF NE FRL 1/4 SEC. 6 T3S R7E 0.23 AC.

YP#6-1B COM AT THE NE COR OF THE SEC, TH S 88 DEG 32' 30" W 768.52 FT IN THE N LINE OF THE SEC FOR A PL OF BEG, TH S 20 DEG 10' W 186.98 FT, TH N 58 DEG 28' W 112 FT IN THE CENTER LINE OF HURON RIVER DRIVE, TH N 23 DEG 34' E 124.52 FT, TH N 88 DEG 32' 30" E 110.18 FT IN N LINE OF SEC TO PL OF BEG, BEING A PART OF THE E FRL 1/2 OF NE FRL 1/4 SEC. 6 T3S R7E 0.38 AC.

Commonly known as: 2000 North Huron River Drive, Ypsilanti, MI 48197

Property ID's:
- J-10-31-400-007
- J-10-31-400-008
- K-11-06-100-001
- K-11-06-100-002

*Subject to verification after receipt of the title commitment and survey.
RECOMMENDATION

CELLULAR ANTENNA LEASE AGREEMENT

ACTION REQUESTED

It is recommended that the Board of Regents approve a five year cellular antenna Option and Structure Lease agreement with New Cingular Wireless PCS (subsidiary of AT&T) consistent with the parameters outlined below.

STAFF SUMMARY

EMU has been exploring cost effective solutions to improve EMU’s external cellular capabilities across the campus. AT&T and New Cingular Wireless PCS have authorized a capital investment project to build a cellular antenna on Pray Harold. This project will increase the cellular quality with no capital investment required from the University.

Within 30 days of the execution of the agreement, New Cingular Wireless will begin construction and integration of all necessary telecom equipment on Pray Harold. The initial term of the agreement is five years with payments to EMU of $18,000 annually. By mutual written consent, the agreement can be extended an additional three, five-year terms with a 7.5% increase in lease payments for each extended five year term.

FISCAL IMPLICATIONS

Based on an annual lease payment of $18,000, lease payments over the five year term would total $90,000.

ADMINISTRATION RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer Date
RECOMMENDATION
TO REVISE REGENTS' BYLAWS

ACTION REQUESTED

It is recommended that Regents Bylaws 4.1 (Chairperson), 4.2 (Vice-Chairperson), 4.3 (Vice-President and Secretary, 4.4 (Treasurer), 4.5.01 (President), 5.01 and 5.02 (Committees), 5.04 (Executive Committee) and 5.09 (Personnel and Compensation Committee) be amended in accordance with the attached document.

STAFF SUMMARY

The attached amendments to the Regents Bylaws

- eliminate the Executive Committee of the Board of Regents, effective immediately upon adoption;
- change the election for the Chair and Vice-Chair of the Board from the last meeting of the year in even years to the last meeting of the year in odd years. This change will become effective in 2015. The amendments reflect a one year transition period from 2014 to 2015; and
- eliminate the requirement for approval for government relations consulting contracts.

FISCAL IMPLICATIONS

There are no fiscal implications associated with these changes.

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

Gloria A. Hage
Date
Policies, Rules and Regulations
Chapter Name: Powers and Limitations of the Regents
Chapter No. 1.5
Issue: Bylaws
Effective Date: 9-17-75
Revision Date: 4-16-2013

BOARD OF REGENTS
EASTERN MICHIGAN UNIVERSITY

Floyd Clack
First appointed in June 2005
Term expires December 31, 2014

C. Beth Fitzsimmons
First appointed in February 2011
Term expires December 31, 2016

Michael Hawks
First appointed in February 2011
Term expires December 31, 2018

Mike Morris
First appointed in February 2011
Term expires on December 31, 2018

Francine Parker
First appointed in January, 2007
Term expires December 31, 2014

James F. Stapleton
First appointed in January 2007
Term expires December 31, 2016

Mary Treder Lang
First appointed in December 2012
Term expires December 31, 2020

James Webb
First appointed in December 2012
FORMER REGENTS
William Habel: January 1964 to October 1967
J. Don Lawrence: January 1964 to October 1967
Dr. Martin P. O'Hara: January 1964 to October 1967
Lawrence R. Husse: January 1964 to December 1972
Virginia R. Allan: January 1964 to April 1974
Veda S. Anderson: November 1967 to December 1974
Dr. Charles L. Anspach: January 1964 to June 1974
George E. Stripp: January 1967 to December 1976
Dr. Mildred Beatty Smith: January 1964 to June 1977
Edward J. McCormick: January 1964 to December 1978
Dr. John F. Ullrich: January 1975 to October 1979
Linda D. Bernard: October 1977 to December 1980
James T. Barnes, Jr.: October 1979 to December 1982
Carleton K. Rush: June 1974 to December 1982
Dr. Warren L. Board: January 1979 to December 1984
Dr. Timothy I. Dyer: January 1973 to May 1984
Dolores A. Kinzel: January 1977 to December 1984
Beth Wharton Milford: April 1974 to December 1986
Geraldine M. Ellington: February 1981 to December 1988
Donald E. Shelton: February 1987 to February 1990
William Simmons: March 1983 to December 1990
Geneva Y. Titworth: March 1983 to December 1990
John H. Burton: January 1985 to January 1992
Dr. Richard N. Robb: December 1967 to December 1992
Thomas Guastello: January 1985 to December 1992
Robin W. Sternbergh: January 1991 to December 1992
Frederick L. Blackmon: January 1993 to March 1996
Anthony A. Derezinski: January 1984 to December 1996
James Clifton: January 1989 to December 1996
Mara L. Letica: January 1993 to January 1997
Gayle P. Thomas: January 1991 to January 1999
Carl D. Pursell: January 1993 to December 1999
Donna R. Milhouse: April 1999 to February 2000
William J. Stephens: June 1996 to February 2001
Robert A. DeMattia: January 1991 to December 2002
Rosalind E. Griffin: February 1997 to December 2004
Michael G. Morris: February 1997 to December 2004
Eastern Michigan University (the “University”) is a multipurpose institution founded by the State of Michigan in 1849. Originally named Michigan State Normal School, it was the first teacher training college west of the Allegheny Mountains. Teacher preparation was the primary purpose of the institution for 100 years, but this purpose was broadly interpreted and included instruction in liberal arts, science and other areas vital to the background of a well-qualified teacher. The name was changed to Michigan State Normal College in 1899 and, in recognition of the development of regional teachers’ colleges in the state, to Eastern Michigan College in 1956. With the establishment of the Colleges of Arts and Sciences and Education, as well as a graduate school, Eastern attained university status June 1, 1959. The College of Business was created in 1964, the College of Health and Human Services in 1975, and the College of Technology in 1980.

The University offers baccalaureate degrees in more than 180 undergraduate programs, and master and doctorate degrees in more than 50 graduate programs through its five colleges and Graduate School.

ARTICLE VIII, Section 6, of the Michigan Constitution, adopted by the people of the State of Michigan in 1963 to become effective January 1, 1964, granted constitutional autonomy to Eastern Michigan University.

The Board of Regents of Eastern Michigan University (the “Board” or “Board of Regents”) reaffirms its obligation to the people of the state of Michigan to provide high quality education to people from all walks of life. It pledges itself to the wisest use and distribution of resources at its disposal to meet this major objective. In keeping with this commitment, Eastern Michigan University will not discriminate against any person because of race, color, sex, marital status, age, religion, national origin or ancestry, Vietnam-era veteran status, non-relevant mental or physical disability, or any other protected status. Further, Eastern Michigan University does not discriminate against any person because of sexual orientation, or gender identity or expression.

The sexual orientation and gender identity or expression provisions of this policy shall not prohibit the University from maintaining relationships with agencies of the federal government, and shall not be applied to conflict with any provisions of the Michigan Constitution. Further, except where approved by separate action of the Board of Regents, the sexual orientation and gender identity or expression provisions of this policy shall not apply to employment benefits, family housing, financial aid packages, or student residency status.

With respect to students, the Board declares its intention to provide the opportunity for each to realize his or her highest potential, to formulate and enforce reasonable rules governing student conduct, and to give due consideration to the opinions of students on matters related directly to their interest when they are expressed in a responsible manner.
With respect to the alumni, the Board invokes their loyal support of the University and invites their advice and counsel, reminding them that the esteem of the University is measured constantly by their performance as educated men and women.

With respect to the people of Michigan, the Board openly acknowledges that this University is, in the final analysis, their University. As a public institution, Eastern Michigan University is obligated to serve the best interests of the people who support it, as it can best determine those interests, and the operation of the University by the Regents is governed by the Michigan Constitution.

Finally, the Board of Regents holds as its special trust the historic mission of a University to create an intellectual climate that will challenge and encourage the vigorous development and courageous expression of the human mind and spirit. Specifically, the Board of Regents recognizes that it has a primary responsibility to assure the University of the financial and other resources necessary to the successful performance of its mission. The Board believes that the best method of assuring that support is to interpret the University faithfully and continually to its fellow citizens, to the legislature and elected state officials, and to the federal government, and thus persuade them of the essential importance of the University’s mission. To those tasks of interpretation and persuasion, the Board is committed by its appointment to office, and to those tasks it pledges itself without reservation.

In order to exercise the principles here declared, to achieve the objectives of Eastern Michigan University and to ensure that the conduct of its own officers will be in accord with the highest standards of educational administration, the Board of Regents adopts its bylaws:

**ARTICLE I**

**THE CORPORATION**

1.01

Eastern Michigan University is an institution of higher education having authority to grant baccalaureate, post-baccalaureate and graduate certifications, and masters, specialist, and doctorate degrees.

1.02

Eastern Michigan University shall be governed by a board of control which shall be a body corporate and shall be known as the Board of Regents.

**ARTICLE II**

**THE BOARD OF REGENTS**

2.01

The Constitution of the State of Michigan provides that this University shall be governed by a board of control which hereinafter is referred to as the Board of Regents, which shall be a body corporate. The Board has general supervision of the institution and the control and direction of all expenditures from the institutional funds.

2.02

The Constitution of the State of Michigan further provides that the Board, as often as necessary, shall elect a president of the institution under its supervision who shall be the principal executive officer of the institution and who shall be an ex-officio member of the Board without a right to vote.

2.03

The eight-member Board of Regents is appointed by the governor of the state with the advice and consent of the Michigan Senate. Members of the Board of Regents serve without compensation and receive only actual necessary expenses incurred by them in the performance of the duties of their office.
ARTICLE III
MEETINGS OF THE BOARD

3.1 Formal Sessions

Formal sessions of the Board shall be open to the public, and reasonable and proper public notice shall be given as to the time and place.

3.01.01

A “formal session” of the Board is defined as one that is convened for the purpose of taking or memorializing final Board action that is binding on the Board.

3.01.02

A majority of the members of the Board of Regents (each member, individually, a “Regent”) shall constitute a quorum to transact business at a formal session, but a smaller number may meet and adjourn to some other time or until a quorum is obtained.

3.01.03

The business at each formal session shall be conducted under general parliamentary rules set forth in Robert's Rules of Order as modified by the rules and regulations of the Board.

3.01.04

Formal sessions may be either regular meetings (as defined in Section 3.03) or special meetings (as defined in Section 3.04).

3.2 Informal Sessions

An “informal session” of the Board is defined as one that is not convened for the purpose of taking or memorializing final Board action that is binding on the Board. Informal sessions include those meetings that are not held in formal session.

3.3 Regular Meetings

Regular meetings shall be formal sessions of the Board.

3.03.01

The Board shall hold regular meetings as it deems necessary, but not less than four (4) times per year. Such regular meetings shall be held on dates and at times as the Board may determine, and ordinarily will be held in Welch Hall at Eastern Michigan University in Ypsilanti, Michigan.

3.03.02

The Board shall consider at its regular meetings items that have been placed on the meeting agenda. The Board may consider additional items of business at its regular meeting only by a majority vote of those present.

3.03.03

The Secretary to the Board of Regents shall be responsible for the preparation of the agenda. The Secretary will be responsible for contacting the President, the Chairpersons of Board Committees and the Chairperson of the Board for items to be placed on the agenda.

3.03.04

Persons wishing to speak before the Board at a regular meeting may do so during the Communications portion of the regular meeting. The Communications portion of the meeting shall be limited to thirty (30) minutes. Persons will be asked to identify themselves as to name, address, and organization they represent, if any.

3.03.05

Persons desiring to address the Board must declare their intent on appropriate forms at least twenty-four (24) hours prior to the beginning of the Communications portion of the meeting.

3.03.06
The amount of time allotted for each individual to speak will depend on the number of persons wishing to speak. Normally no individual should speak more than 15 minutes, but if there are more than two speakers, that time shall be reduced accordingly.

3.03.07

In those instances to which more than three persons wish to present their views to the Board and all represent a single organization or unit, the presentation will be limited to one presenter of 15 minutes or three presenters for five minutes each.

3.4 Special Meetings

Special meetings shall be formal sessions of the Board.

3.04.01

Special meetings of the Board may be called by the Chairperson or upon the request of any three Regents in accordance with established rules. Each Regent shall be informed of the special meeting, by messenger or telephone, at least 24 hours before the scheduled meeting time of the special meeting, provided, that any Regent who has previously so notified the Secretary of the Board may elect to be informed of special meetings by email communication, in which case such communication also shall be effective as to such Regent. Only those matters for which the special meeting has been called shall receive consideration unless unanimous consent is granted by the total Board.

3.04.02

A Regent may participate in a special meeting by means of conference telephone or similar communications equipment so long as all persons participating in the meeting can hear each other. Participation in a special meeting pursuant to this provision shall constitute presence at the meeting, for purposes of determining a quorum, provided, however, that more than one-half of the Regents participating in a special meeting must be physically present at the meeting.

3.5 Emergency Actions

Emergency action may be taken by the Board between formal sessions if and when any matter arises that, in the opinion of the Chairperson or any three Regents, requires official action by the Board prior to the next formal session. An affirmative vote, in person or by telephone, facsimile, electronic mail, or other reliable method of communication, from five Regents, is required for action. Any action taken at an emergency meeting shall be presented to the Board for confirmation, at the next formal session of the Board.

ARTICLE IV

OFFICERS AND ORGANIZATION

4.1 Chairperson

The Board shall elect bi-annually, in odd-numbered years at its last meeting of the year, one of the Regents to serve as Chairperson. The term of the Chairperson shall be for two years, except that there will be an election at the last meeting of the year in 2014 and the term of the Chairperson elected at that time shall be for one year. The Chairperson shall begin the term as the presiding officer on January 1 of the following year. The Chairperson shall perform such duties as may be prescribed by law or by the regulations of the Board. As outlined in Section 4.02 of these Bylaws, the Chairperson shall appoint the Vice Chairperson in the event the position of Vice Chairperson becomes vacant prior to the completion of the two year term. The Chairperson will appoint the Chairs of the standing committees described in Bylaw 5.01, whose membership is not established by the Bylaws.
4.2 Vice Chairperson

The Board shall elect bi-annually, in odd-numbered years at its last meeting of the year, one of the Regents to serve as Vice Chairperson. The term of the Vice-Chairperson shall be for two years, except that there will be an election at the last meeting of the year in 2014 and the term of the Vice Chairperson elected at that time shall be for one year. The Vice-Chairperson will begin the term on January 1 of the following year. The Vice Chairperson will act as Chairperson in the absence of the Chairperson, and shall become Chairperson for the remainder of the Chairperson's two year term in the event the position of Chairperson becomes vacant for any reason. In the event the position of Vice Chairperson becomes vacant for any reason during the Vice Chairperson's term of office, the Chairperson shall appoint one of the Regents to serve as Vice-Chairperson to fill the remainder of the two-year term.

4.3 Vice-President and Secretary

The Board shall appoint a Vice-President and Secretary to the Board who shall be a member of the President's executive team and responsible to the Board and shall serve at the pleasure of the Board. In concert with the President, the Vice-President and Secretary plans, coordinates and facilitates the work of the Board of Regents of Eastern Michigan University to enable it to effectively govern the University and to facilitate effective communication between the members of the Board and the President's executive team.

The Vice-President and Secretary shall keep a public record of all actions of the Board. The Vice-President and Secretary will duly execute for and on behalf of the Regents of Eastern Michigan University or Eastern Michigan University such instruments or documents which would devolve to a corporate officer and would be usual to that office. The Vice-President and Secretary shall be the custodian of the corporate seal and shall cause it to be used at the direction of the Board of Regents. The Vice-President and Secretary shall sign all requisitions for transactions directed by the Board.

The Vice-President and Secretary shall be the Board of Regents' representative for external organizations affiliated with the University.

4.03.01

The Vice-President and Secretary shall perform such other duties as may be required of him or her by the Board and/or the Chairperson of the Board.

4.03.02

The appointment of the Vice-President and Secretary shall be subject to the ineligibility provision set forth in Section 4.07 of this Article.

4.4 Treasurer

The Board shall appoint a Treasurer to the Board who shall be a member of the President's executive team and serve at the pleasure of the Board. The Treasurer is charged with the responsibility for the collection, custody and accounting of all monies due the University. The Treasurer is authorized to sign checks for the expenditure of funds approved by the Board of Regents and to refuse expenditures not authorized by the Board or by budgets approved by the Board.

4.04.01

The Treasurer or his or her designee shall sign all formal applications for grants of funds for research, extension or other University purposes as directed by the Board prior to the President's signature being placed on such documents.
The Treasurer shall prepare an annual financial report at the close of each fiscal year and such other interim reports as the President and Board of Regents may request.

4.04.03

The Treasurer shall perform such other duties as may be required by the President and/or the Board of Regents.

4.04.04

The Board may also appoint an Assistant Treasurer, who shall serve at the pleasure of the Board, to act in the absence of the Treasurer.

4.04.05

The appointment of the Treasurer and of any Assistant Treasurer shall be subject to the ineligibility provision set forth in Section 4.07 of this Article.

4.5 President

The Board shall, as often as necessary, elect a President of the University who shall serve at the pleasure of the Board. He or she shall be an ex-officio member of the Board without a right to vote and shall serve as the University's chief executive officer.

4.05.01

As the chief executive officer of the University, the President shall exercise such powers as are inherent in the position in promoting, supporting, or protecting the interests of the University and in managing and directing all of its affairs. The President shall be responsible for implementing the policies of the Board, and may issue directions and executive orders not in contravention of existing Board policies. The President shall be responsible for all business policies as hereafter established subject to the general policies established by the Board. The President shall, in consultation with the Board, develop an annual budget (including, but not limited to, tuition and fees) and projected multiple year budget for the University, that reflects the Board’s policies, for approval by the Board. The President shall be responsible for hiring University employees, subject to Board approval. The hiring of members of the President’s executive team shall be subject to prior consultation and discussion with the Board’s Personnel and Compensation Committee, and interviews of candidates considered for a position on the President’s executive team may include Regents, as directed by the Chairperson of the Board and/or the Personnel and Compensation Committee. The President shall review and sign all requisitions for transactions that have been approved by the Board. The President shall exercise such other powers, duties and responsibilities as are delegated to or required of him or her by the Board.

4.6 Auditor

The Board’s Audit Committee shall appoint an Internal Auditor who shall report to the Audit Committee, and who shall receive supervision from the Chairperson of the Audit Committee. The Board’s Audit Committee shall also be charged with recommending to the Board the selection of an external auditor, who shall be appointed by the Board, and who shall receive supervision from the Chairperson of the Audit Committee.

4.7 Ineligibility

No Regent shall be eligible to be appointed as Secretary, Treasurer, or Assistant Treasurer of the Board, as provided in MCL 390.552.
ARTICLE V
COMMITTEES

5.01

The Board may appoint committees and prescribe their duties and functions. There shall be seven standing committees of the Board:

1. Educational Policies Committee
2. Faculty Affairs Committee
3. Finance and Investment Committee
4. Student Affairs Committee
5. Athletic Affairs Committee
6. Personnel and Compensation Committee
7. Audit Committee

5.02

After the bi-annual election of the Chairperson of the Board, the Chairperson of the Board shall appoint Chairpersons and Vice-Chairpersons of the standing committees and any special committees requested by Regents (except as outlined in Section 5.09 of this Article).

5.03

Special committees may be authorized or appointed by the Chairperson of the Board at his or her discretion.

5.04 Educational Policies Committee

The Educational Policies Committee shall be charged with the duty of reviewing and evaluating all existing educational programs. The Committee shall also review all educational grants, requests for new programs, requests for new majors and minors, requests for new degrees and personnel appointments prior to action by the Board of Regents. Further, the Committee shall be charged with the responsibility of making final recommendations to the Board on honorary degrees. The Committee shall also perform other duties as assigned by the Board.

5.04.01

The University officer assigned to the Educational Policies Committee shall be the Provost.

5.05 Faculty Affairs Committee

The Faculty Affairs Committee shall be charged with the duty of meeting with representatives of the faculty to discuss general concerns of the faculty and the University, excluding any matters covered by the collective bargaining agreement. The Committee shall share its deliberations with the Board and make appropriate referrals to the other committees when further study on a matter is required. The
Committee shall also perform other duties as assigned by the Board.

5.05.01
The University officer assigned to the Faculty Affairs Committee shall be the Provost.

5.06 Finance and Investment Committee

Pursuant to the Michigan Constitution, the Finance and Investment Committee shall work closely with the President and/or his/her executive officers to develop an annual budget for the University that directs and controls the University's funds consistent with the Board's goals, and that establishes annual rates for tuition and fees. The Committee will be charged with oversight and review of the University's borrowing and investment policies, opportunities and strategies, and capital investment criteria. The Committee also shall be charged with the duty of reviewing the financial affairs and the property of the University and reporting its findings thereon to the Board. Further, the Committee shall review all major proposed contracts prior to the contracts being recommended to, or executed by, the Board. The Committee shall perform other duties as assigned by the Board.

5.06.01
The University officer assigned to the Finance and Investment Committee shall be the University's Chief Financial Officer.

5.06.02
The Charter of the Finance and Investment Committee is appended to these Bylaws as Schedule A.

5.07 Student Affairs Committee

The Student Affairs Committee shall be charged with the duty of meeting with student leaders to discuss programs, policies, and general concerns of the students. The Committee shall share its deliberations with the Board and make appropriate referrals to the other Board committees when further study on a matter is required. It shall make appropriate recommendations. The Committee shall also perform other duties as assigned by the Board.

5.07.01
The University officer assigned to the Student Affairs Committee shall be the Provost.

5.08 Athletic Affairs Committee

The Athletic Affairs Committee shall be charged with the duty of meeting regularly with the Athletic Director and representatives of the Athletic Department to review and evaluate all existing athletic programs, policies, advancement initiatives and athletic related community relationships. The Committee shall review and make a recommendation to the Board regarding the Athletic Department's budget prior to presentation of that Budget to the Board, to ensure a high quality academic and athletic experience for student athletes. The Committee shall report its deliberations and findings to the Board.
and shall make appropriate referrals to other committees when further study on a matter is required. The Chairperson of the Committee shall work closely with the Athletic Director to develop the agenda for Committee meetings. The Committee shall also perform other duties as assigned by the Board.

5.08.01
The University officer assigned to the Athletic Affairs Committee shall be the Athletic Director.

Personnel and Compensation Committee
The Personnel and Compensation Committee shall be charged with reviewing all policy matters regarding the establishment of goals and objectives, performance assessment and pay structures for the President of the University, the Board Secretary, and Board Treasurer, and will make recommendations to the Board of Regents regarding all such matters.

The Committee will periodically review with the President the procedures and methods used in the evaluation of the members of the President’s administrative team and will advise the President on the performance and operations of the members of the President’s executive team. The President will seek input from the Personnel and Compensation Committee on annual performance evaluations of the President’s executive team prior to the evaluations being presented to those individuals. The Committee will review salary studies, market data and other relevant information for the members of the President’s executive team on an annual basis. In the event of the hiring or termination of any member of the President’s executive team, the President will consult with the Chairperson of the Board and/or the Personnel and Compensation Committee prior to taking any formal action.

The Committee shall also have the authority to review and approve all proposed contracts (including contract renewals or extensions) for temporary or permanent individual employment and proposed contracts for employment consulting for the President’s executive team.

At the discretion of the Chairperson of the Board and/or the Committee, the Committee may interview candidates considered for a position in the President’s executive team prior to the hiring of such individuals, as outlined in Section 4.05.01 of these Bylaws.

The Committee will also work with the President on succession planning and personnel development issues for the President and the members of the President’s executive team.

The Committee shall also perform other duties as assigned by the Board.

5.09.01
The Committee shall be chaired by the Vice Chairperson of the Board. The Committee shall also include two other members: the Chairperson of the Finance and Investment Committee, and one other Regent who shall be appointed by the Chairperson of the Board.

5.09.02
The University officer assigned to the Committee shall be the Vice-President and Secretary to the Board of Regents.

5.10 Audit Committee
An External and Internal Auditor shall be appointed and supervised in accordance with Bylaw Section 4.06. The Audit Committee shall meet with the Internal and External Auditor to discuss his or her operations and to recommend the adoption or revision of such general policies relating thereto as may be found appropriate. The Committee shall also be charged with oversight of the University’s insurance and risk management programs and with oversight and due diligence of the establishment of the University’s entrepreneurial activities. The Charter of the Audit Committee is appended to these Bylaws as Exhibit B.

5.10.01
The University Officer assigned to the Audit Committee shall be the University’s Chief Financial Officer.

5.11 Resources and Authority
Any of the aforementioned Committees may investigate any matter brought to its attention pertaining to its oversight areas, with full access to all books, systems, records, facilities and personnel of the University. The aforementioned Committees may engage independent counsel and other advisors as it determines necessary to carry out its duties at University expense.

ARTICLE VI
COLLECTIVE AUTHORITY AND ACTION

6.01
The authority of the Board of Regents is conferred upon it as a Board, and the Board can bind the body corporate and the University only by acting as a Board. No individual Regent shall bind the Board or the University to any contractual or other legal obligation without prior approval of the Board. Individual Regents otherwise may take such actions as are expected and consistent with their positions as Regents, or as a member of a Board committee.

ARTICLE VII
AMENDMENTS

7.01
These bylaws may be amended or repealed at any formal session of the Board, by an affirmative vote of a majority of the Regents, provided that copies of the proposed amendments or notices of repeal are submitted in writing to each Regent at least 24 hours in advance of such formal session.

ARTICLE VIII
INDEMNIFICATION

8.1 Duty to Indemnify Regents
Except as expressly set forth in this Article, the Board will defend, hold harmless, and indemnify (collectively hereafter, “indemnify” or “indemnification”) a Regent against any threatened, pending, or completed action, suit, or proceeding of any kind or type (including arbitration and alternative dispute resolution proceedings), whether civil, criminal, administrative, or investigative, including relative to any appeal, and wherever brought, if the involvement of the Regent in such action, suit, or proceeding arises:

(a) by virtue of the fact that he or she is or was a Regent, or is or was serving pursuant to the request of the Board as a director, officer, trustee, or similar position of another entity (i.e., corporation, partnership, limited liability company, joint venture, trust, etc.), or
(b) from actions taken in the course of duties as a Regent.

This obligation extends to the payment as incurred of all expenses (including attorneys’ fees, judgments, penalties, fines, and amounts paid in settlement) (hereafter, “Expenses”).

8.2 Conclusive Presumption of Coverage

Indemnification under this Article shall be conclusively presumed unless a final and nonappealable determination has been made by a court of competent jurisdiction (at the request of the Board or any party to such action, suit, or proceeding) that the Regent:

(a) had no reasonable cause to believe that his or her conduct was in the best interests of the Board or the University, or

(b) failed to satisfy the terms and conditions of this Article, or

(c) with respect to a criminal action, suit, or proceeding, had reasonable cause to believe that his or her conduct was illegal.

The termination of any action, suit, or proceeding by judgment, order, settlement (whether with or without court approval), conviction, or a plea of nolo contendere or its equivalent, shall not create a presumption or be used as evidence that the Regent did not meet the requisite standard of conduct or had any particular belief or that a court has determined that indemnification is not permitted under this Article or by applicable law.

8.3 Reimbursement of Expenses

In the event that a determination is made pursuant to Section 8.02 above that the Regent is not entitled to indemnification under this Article or that indemnification should be revoked or terminated, the Regent shall repay any and all Expenses paid by the Board to or on behalf of the Regent. If a Regent is entitled to indemnification by the Board for a portion of his or her Expenses, but not, however, for the total amount of such Expenses, the Board shall nonetheless indemnify the Regent for that portion of Expenses to which the Regent is entitled to indemnification under this Article.

8.4 Notice and Cooperation By Regent

As a condition to obtaining indemnification under this Article, the Regent must give prompt notice to the Board and the Office of the General Counsel of the pendency of any action, suit, or proceeding for which he or she may seek indemnification, and shall keep the Board and the Office of the General Counsel apprised of all significant developments in the action, suit, or proceeding. A Regent's full cooperation with assigned legal counsel is a condition of continued defense and indemnification under this Article.

8.5 Selection of Legal Counsel

Selection of legal counsel shall be made as follows:

(a) The General Counsel, after consultation with the Board, shall have authority over selection of all legal counsel to represent the individual Regents indemnified under this Section, except in the following cases:

(i) In any criminal matter, the Regent shall have sole authority over the selection of legal counsel.

(ii) In the event the named parties to any action, suit, or proceeding include a Regent and the Board or other Regents, and a named Regent has been advised by the General Counsel, or by legal counsel selected under Section 8.05(a) above, that there may be one or more legal defenses/positions available to him or her that conflict or may conflict with those available to one or more other named Regents (or the named Board), the named Regent then shall have the right to select separate legal counsel, and the Board shall then indemnify such named Regent for
all Expenses incurred by such named Regent; provided, the Board will not be required to indemnify such named Regent for any settlement of any such action, suit, or proceeding effected without the Board’s prior written consent.

(b) A Regent may, at any time at his or her own expense, retain separate legal counsel rather than avail himself or herself of this Article. In such event, the Board will not reimburse Expenses or provide any indemnification under this Article.

In matters where an individual Regent is a named party and the General Counsel has selected legal counsel for the named Regent, such legal counsel will keep the named Regent informed of the status of the action, suit, or proceeding.

8.6 Strategy and Settlement
Except in the case of a criminal matter, the Board shall have sole decision-making authority over all litigation and settlement strategies. In any criminal matter, the Regent involved shall have sole decision-making authority over all litigation and settlement strategies. Once the Board has settled an action, suit, or proceeding, the Board shall not be required to further indemnify a Regent with respect to that action, suit, or proceeding.

8.7 Non-Exclusivity
The indemnification provided in this Article shall not be exclusive of any other rights to which a Regent may be entitled under any statute, bylaw, insurance policy, agreement, or otherwise.

8.8 No Duplication of Recovery
Indemnification will be made under this Article only to the extent that the Regent is not made whole for his or her Expenses from all other sources of indemnification, including insurance maintained by the University. In no case will indemnification under this Article be in an amount which, when combined with the indemnification from all other sources of indemnification, exceeds the actual amount of Expenses incurred by the Regent.

8.9 Actions Brought By Regent

The Board shall not be required to indemnify a Regent in connection with an action, suit, or proceeding brought by such Regent unless such action, suit, or proceeding was authorized by the Board in advance and the Board expressly agrees to such indemnification.

8.10 Actions Brought By Board

The Board shall not commence, and hereby waives any right to commence, any action, suit, or proceeding, for monetary damages, against a current or former Regent, for breach of the Regent’s fiduciary duty, or relative to any act or omission of the Regent, except as follows:

i. Acts or omissions not in good faith or that involve intentional misconduct or knowing violation of law;

ii. An act or omission that is grossly negligent; or

iii. A transaction from which the Regent derived an improper personal benefit.

The Board shall not be required to indemnify a Regent in connection with an action, suit, or proceeding
brought by or on behalf of the Board against the Regent.

8.11 Enforcement

If a claim for indemnification under this Article is not paid in full by the Board within ninety (90) days after a written claim has been received by the General Counsel, the Regent making the claim may at any time thereafter bring suit against the Board to recover the unpaid amount of the claim, and, if successful in whole or in part, the claimant shall be entitled to be paid also the expense of prosecuting such claim.

8.12 Modifications

The right to indemnification set forth in this Article shall be deemed to be a contract right between the Board and each Regent who serves in such capacity at any time while this Article is in effect, and any repeal or modification of this Article shall not affect any rights or obligations then existing, with respect to any state of facts then or theretofore existing, or any action, suit, or proceeding theretofore or thereafter brought or threatened based in whole or in part upon any such state of facts.

8.13 Application

This Article applies to any Regent of the University. The indemnification provided for in this Article continues as to a person who ceases to be a Regent, and the rights and benefits of this Article shall inure to the benefit of the heirs, executors, administrators, personal representatives, successors, and assigns of Regents.

8.14 Severability

Each and every section, term, and provision of this Article shall be considered severable in that, in the event a court finds any section, term, or provision to be invalid or unenforceable, the validity and enforceability, operation, or effect of the remaining sections, terms, and provisions shall not be affected, and this Article shall be construed in all respects as if the invalid or unenforceable section, term, or provision had been omitted.

8.15 Inquiries, Notices and Communication

All inquiries, notices, and communications regarding this Article or related to any action, suit, or proceeding for which indemnification is or may be sought pursuant to this Article shall be directed to the Office of the General Council.

SCHEDULE A TO BYLAWS OF BOARD OF REGENTS OF EASTERN MICHIGAN UNIVERSITY

Regents of Eastern Michigan University
Committee Charter
Finance and Investment Committee

Finance and Investment Committee Mission:

The Finance and Investment Committee provides oversight to the Board of Regents of the financial and investment performance, policies and practices of Eastern Michigan University by ensuring effective management of the University's revenues and expenses, providing uncompromising stewardship for the University's financial and capital resources and by providing business and financial guidance to the many different constituencies at the University.

1. Responsibilities of the Finance and Investment Committee:
a. **Finance Responsibilities:**

- Review and monitor the overall financial health of the University
- Review and ensure that financial policies are current and applicable
- Review University budgets, including strategy, forecast projections, tuition/fees and assumptions for State Appropriations
- Review building and capital needs (including property acquisitions and disposals) and the related debt program, including structure, policy, strategy and future capacity
- Review tax compliance and exposure management
- Review all major contracts prior to their being recommended to the Board for action.
- Review annually the travel and hosting expenses of the President and his/her family.

b. **Investment Responsibilities**

- Review investment policies, including investment goals, model asset allocation, distribution policies and performance benchmarks, and investment reporting policies and practices, and ensure adherence to such policies.
- Review investment costs, including costs of internal management, fees to outside managers, custodial, reporting and brokerage fees.
- Review performance of investments compared to relevant benchmarks or indices.

II. **Composition and Meetings:**

The Chairperson of the Board of Regents will appoint the Chairperson of the Finance and Investment Committee. The Chief Financial Officer will act as the staff liaison to the Finance and Investment Committee. All appointments will be at the pleasure of the Board Chairperson. The Finance and Investment Committee may, at its discretion, hire financial expertise from outside the University, subject to approval by the Board.

The Finance and Investment Committee will advise the Board on matters pertaining to its oversight areas and will present periodic reports and recommendations, but will not have the power to bind the Board on any matter. The Finance and Investment Committee may meet as often as necessary, but not less than five times in a calendar year (corresponding with regularly scheduled Board meetings).

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**SCHEDULE B TO BYLAWS OF \(\text{\textbf{BOARD OF REGENTS OF EASTERN MICHIGAN UNIVERSITY}}\)**

**Regents of Eastern Michigan University**

Committee Charter

Audit Committee

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**I. Audit Responsibilities:**

- Be directly responsible for the appointment, compensation and retention of the University's independent internal auditor, review and approve the annual internal audit plan, evaluate annually the performance of the auditor, and provide the auditor with direct access to the Audit Committee.
- Recommend to the Board the selection of an external auditor, who shall be appointed by the Board, evaluate annually the performance of the auditor, and provide the auditor with direct access to the Audit Committee.
- Review with the administration and the independent auditor the clarity and completeness of the annual audit of the university's financial statements and supplemental information. Review and approve the annual statements and supplemental information.
- Meet with internal and external auditors at least three times per year.
- Review annually the compensation plans, policies and programs (including salary, benefits and perquisite benefits) of the President and other "Key Officers" as determined by the Audit Committee.
- Review annually with the independent auditors the University's Risk Assessment and Risk
Management policies and procedures, financial risk of lost assets, operational risk of ineffective and inefficient operations, compliance risk of violating laws, regulations and University policies and procedures and reputational risk regarding public relations matters are effectively managed. Ensure that the University is properly insured against losses.

- Establish and provide ongoing review of the University’s procedures for the receipt, retention and treatment of complaints regarding accounting, internal accounting controls or auditing matters, or other matters of questionable fiduciary and stewardship actions. Ensure that confidential, anonymous reporting mechanisms are in place and that all employees, students and other University stakeholders are aware of their existence.
- Review the University’s insurance and risk management programs.
- Oversee due diligence of the establishment of the University’s entrepreneurial activities.

The aforementioned responsibilities of the Audit Committee may be modified or supplemented as appropriate at any time.

II. Composition and Meetings:

The Chairperson of the Board of Regents will appoint the Chairperson of the Audit Committee. The Chief Financial officer will act as the staff liaison to the Audit Committee. All appointments will be at the pleasure of the Board Chairperson. The Audit Committee may, at its discretion, hire appropriate expertise from outside the University, subject to approval by the Board.

The Audit Committee will advise the Board on matters pertaining to its oversight areas and will present periodic reports and recommendations, but will not have the power to bind the Board on any matter. The Audit Committee may meet as often as necessary, but not less than four times in a calendar year (corresponding with regularly scheduled Board meetings).

IV. Adoption of Chapter:

The Board of Regents has adopted this Charter on March 21, 2006, and amended this Chapter on June 23, 2009 and April 16, 2013.

AALIB:553891.10\025676-00099

Authority for Creation or Revision:

Floyd Clark  
First appointed in June 2005  
Term expires December 31, 2014

C. Beth Fitzsimmons  
First appointed in February 2011  
Term expires December 31, 2016

Michael Hawks  
First appointed in February 2011  
Term expires December 31, 2018

Mike Morris  
First appointed in February 2011  
Term expires on December 31, 2018

Francine Parker  
First appointed in January, 2007  
Term expires December 31, 2014

James F. Stapleton  
First appointed in January 2007  
Term expires December 31, 2016

Mary Treder Lang  
First appointed in December 2012  
Term expires December 31, 2020

James Webb  
First appointed in December 2012
Term expires December 31, 2020

**FORMER REGENTS**

William Habel: January 1964 to October 1967  
J. Don Lawrence: January 1964 to October 1967  
Dr. Martin P. O’Hara: January 1964 to October 1967  
Lawrence R. Husse: January 1964 to December 1972  
Virginia R. Allan: January 1964 to April 1974  
Veda S. Anderson: November 1967 to December 1974  
Dr. Charles L. Anspach: January 1964 to June 1974  
George E. Stripp: January 1967 to December 1976  
Dr. Mildred Beatty Smith: January 1964 to June 1977  
Edward J. McCormick: January 1964 to December 1978  
Dr. John F. Ullrich: January 1975 to October 1979  
Linda D. Bernard: October 1977 to December 1980  
James T. Barnes, Jr.: October 1979 to December 1982  
Carleton K. Rush: June 1974 to December 1982  
Dr. Warren L. Board: January 1979 to December 1984  
Dr. Timothy I. Dyer: January 1973 to May 1984  
Dolores A. Kinzel: January 1977 to December 1984  
Beth Wharton Milford: April 1974 to December 1986  
Geraldine M. Ellington: February 1981 to December 1988  
Donald E. Shelton: February 1987 to February 1990  
William Simmons: March 1983 to December 1990  
Geneva Y. Titsworth: March 1983 to December 1990  
John H. Burton: January 1985 to January 1992  
Dr. Richard N. Robb: December 1967 to December 1992  
Thomas Guastello: January 1985 to December 1992  
Robin W. Sermbergh: January 1991 to December 1992  
Frederick L. Blackmon: January 1993 to March 1996  
Anthony A. Derezinski: January 1984 to December 1996  
James Clifton: January 1989 to December 1996  
Mara L. Letica: January 1993 to January 1997  
Gayle P. Thomas: January 1991 to January 1999  
Carl D. Pursell: January 1993 to December 1999  
Donna R. Milhouse: April 1999 to February 2000  
William J. Stephens: June 1996 to February 2001  
Robert A. DeMattia: January 1991 to December 2002  
Rosalind E. Griffin: February 1997 to December 2004  
Michael G. Morris: February 1997 to December 2004
Eastern Michigan University (the "University") is a multipurpose institution founded by the State of Michigan in 1849. Originally named Michigan State Normal School, it was the first teacher training college west of the Allegheny Mountains. Teacher preparation was the primary purpose of the institution for 100 years, but this purpose was broadly interpreted and included instruction in liberal arts, science and other areas vital to the background of a well-qualified teacher. The name was changed to Michigan State Normal College in 1899 and, in recognition of the development of regional teachers' colleges in the state, to Eastern Michigan College in 1956. With the establishment of the Colleges of Arts and Sciences and Education, as well as a graduate school, Eastern attained university status June 1, 1959. The College of Business was created in 1964, the College of Health and Human Services in 1975, and the College of Technology in 1980.

The University offers baccalaureate degrees in more than 180 undergraduate programs, and master and doctoral degrees in more than 50 graduate programs through its five colleges and Graduate School.

ARTICLE VIII, Section 6, of the Michigan Constitution, adopted by the people of the State of Michigan in 1963 to become effective January 1, 1964, granted constitutional autonomy to Eastern Michigan University.

The Board of Regents of Eastern Michigan University (the "Board" or "Board of Regents") reaffirms its obligation to the people of the state of Michigan to provide high quality education to people from all walks of life. It pledges itself to the wise use and distribution of resources at its disposal to meet this major objective. In keeping with this commitment, Eastern Michigan University will not discriminate against any person because of race, color, sex, marital status, age, religion, national origin or ancestry, Vietnam-era veteran status, non-relevant mental or physical disability, or any other protected status. Further, Eastern Michigan University does not discriminate against any person because of sexual orientation, or gender identity or expression.

The sexual orientation and gender identity or expression provisions of this policy shall not prohibit the University from maintaining relationships with agencies of the federal government, and shall not be applied to conflict with any provisions of the Michigan Constitution. Further, except where approved by separate action of the Board of Regents, the sexual orientation and gender identity or expression provisions of this policy shall not apply to employment benefits, family housing, financial aid packages, or student residency status.

With respect to students, the Board declares its intention to provide the opportunity for each to realize his or her highest potential, to formulate and enforce reasonable rules governing student conduct, and to give due consideration to the opinions of students on matters related directly to their interest when they are expressed in a responsible manner.
With respect to the alumni, the Board invokes their loyal support of the University and invites their advice and counsel, reminding them that the esteem of the University is measured constantly by their performance as educated men and women.

With respect to the people of Michigan, the Board openly acknowledges that this University is, in the final analysis, their University. As a public institution, Eastern Michigan University is obligated to serve the best interests of the people who support it, as it can best determine those interests, and the operation of the University by the Regents is governed by the Michigan Constitution.

Finally, the Board of Regents holds as its special trust the historic mission of a University to create an intellectual climate that will challenge and encourage the vigorous development and courageous expression of the human mind and spirit. Specifically, the Board of Regents recognizes that it has a primary responsibility to assure the University of the financial and other resources necessary to the successful performance of its mission. The Board believes that the best method of assuring that support is to interpret the University faithfully and continually to its fellow citizens, to the legislature and elected state officials, and to the federal government, and thus persuade them of the essential importance of the University's mission. To those tasks of interpretation and persuasion, the Board is committed by its appointment to office, and to those tasks it pledges itself without reservation.

In order to exercise the principles here declared, to achieve the objectives of Eastern Michigan University and to ensure that the conduct of its own officers will be in accord with the highest standards of educational administration, the Board of Regents adopts its bylaws:

ARTICLE I
THE CORPORATION

1.01
Eastern Michigan University is an institution of higher education having authority to grant baccalaureate, post-baccalaureate and graduate certifications, and masters, specialist, and doctorate degrees.

1.02
Eastern Michigan University shall be governed by a board of control which shall be a body corporate and shall be known as the Board of Regents.

ARTICLE II
THE BOARD OF REGENTS

2.01
The Constitution of the State of Michigan provides that this University shall be governed by a board of control which hereinafter is referred to as the Board of Regents, which shall be a body corporate. The Board has general supervision of the institution and the control and direction of all expenditures from the institutional funds.

2.02
The Constitution of the State of Michigan further provides that the Board, as often as necessary, shall elect a president of the institution under its supervision who shall be the principal executive officer of the institution and who shall be an ex-officio member of the Board without a right to vote.

2.03
The eight-member Board of Regents is appointed by the governor of the state with the advice and consent of the Michigan Senate. Members of the Board of Regents serve without compensation and receive only actual necessary expenses incurred by them in the performance of the duties of their office.
ARTICLE III
MEETINGS OF THE BOARD

3.1 Formal Sessions
Formal sessions of the Board shall be open to the public, and reasonable and proper public notice shall
be given as to the time and place.

3.01.01
A "formal session" of the Board is defined as one that is convened for the purpose of taking or
memorializing final Board action that is binding on the Board.

3.01.02
A majority of the members of the Board of Regents (each member, individually, a "Regent") shall
constitute a quorum to transact business at a formal session, but a smaller number may meet and
adjourn to some other time or until a quorum is obtained.

3.01.03
The business at each formal session shall be conducted under general parliamentary rules set forth in
Robert's Rules of Order as modified by the rules and regulations of the Board.

3.01.04
Formal sessions may be either regular meetings (as defined in Section 3.03) or special meetings (as
defined in Section 3.04).

3.2 Informal Sessions
An "informal session" of the Board is defined as one that is not convened for the purpose of taking or
memorializing final Board action that is binding on the Board. Informal sessions include those meetings
that are not held in formal session.

3.3 Regular Meetings
Regular meetings shall be formal sessions of the Board.

3.03.01
The Board shall hold regular meetings as it deems necessary, but not less than four (4) times per year.
Such regular meetings shall be held on dates and at times as the Board may determine, and ordinarily
will be held in Welch Hall at Eastern Michigan University in Ypsilanti, Michigan.

3.03.02
The Board shall consider at its regular meetings items that have been placed on the meeting agenda. The
Board may consider additional items of business at its regular meeting only by a majority vote of those
present.

3.03.03
The Secretary to the Board of Regents shall be responsible for the preparation of the agenda. The
Secretary will be responsible for contacting the President, the Chairpersons of Board Committees and
the Chairperson of the Board for items to be placed on the agenda.

3.03.04
Persons wishing to speak before the Board at a regular meeting may do so during the Communications
portion of the regular meeting. The Communications portion of the meeting shall be limited to thirty
(30) minutes. Persons will be asked to identify themselves as to name, address, and organization they
represent, if any.

3.03.05
Persons desiring to address the Board must declare their intent on appropriate forms at least twenty-
four (24) hours prior to the beginning of the Communications portion of the meeting.

3.03.06
The amount of time allotted for each individual to speak will depend on the number of persons wishing to speak. Normally no individual should speak more than 15 minutes, but if there are more than two speakers, that time shall be reduced accordingly.

3.03.07
In those instances to which more than three persons wish to present their views to the Board and all represent a single organization or unit, the presentation will be limited to one presenter of 15 minutes or three presenters for five minutes each.

3.4 Special Meetings
Special meetings shall be formal sessions of the Board.

3.04.01
Special meetings of the Board may be called by the Chairperson or upon the request of any three Regents in accordance with established rules. Each Regent shall be informed of the special meeting, by messenger or telephone, at least 24 hours before the scheduled meeting time of the special meeting, provided that any Regent who has previously so notified the Secretary of the Board may elect to be informed of special meetings by email communication, in which case such communication also shall be effective as to such Regent. Only those matters for which the special meeting has been called shall receive consideration unless unanimous consent is granted by the total Board.

3.04.02
A Regent may participate in a special meeting by means of conference telephone or similar communications equipment so long as all persons participating in the meeting can hear each other. Participation in a special meeting pursuant to this provision shall constitute presence at the meeting, provided, however, that more than one-half of the Regents participating in a special meeting must be physically present at the meeting.

3.5 Emergency Actions
Emergency action may be taken by the Board between formal sessions if and when any matter arises that, in the opinion of the Chairperson or any three Regents, requires official action by the Board prior to the next formal session. An affirmative vote, in person or by telephone, facsimile, electronic mail, or other reliable method of communication, from five Regents, is required for action. Any action taken at an emergency meeting shall be presented to the Board for confirmation, at the next formal session of the Board.

ARTICLE IV
OFFICERS AND ORGANIZATION

4.1 Chairperson
The Board shall elect bi-annually, in odd-numbered years at its last meeting of the year, one of the Regents to serve as Chairperson. The term of the Chairperson shall be for two years, except that there will be an election at the last meeting of the year in 2014 and the term of the Chairperson elected at that time shall be for one year. The Chairperson shall begin the term as the presiding officer on January 1 of the following year. The Chairperson shall perform such duties as may be prescribed by law or by the regulations of the Board. As outlined in Section 4.02 of these Bylaws, the Chairperson shall appoint the Vice Chairperson in the event the position of Vice Chairperson becomes vacant prior to the completion of the two year term. The Chairperson will appoint the Chairs of the standing committees described in Bylaw 5.01, whose membership is not established by the Bylaws.
4.2 Vice Chairperson

The Board shall elect biannually, in odd-even-numbered years at its last meeting of the year, one of the Regents to serve as Vice Chairperson. The term of the Vice Chairperson shall be for two years, except that there will be an election at the last meeting of the year in 2014 and the term of the Vice-Chairperson elected at that time shall be for one year. The Vice-Chairperson will begin the term on January 1 of the following year. The Vice Chairperson will act as Chairperson in the absence of the Chairperson, and shall become Chairperson for the remainder of the Chairperson’s two year term in the event the position of Chairperson becomes vacant for any reason. In the event the position of Vice Chairperson becomes vacant for any reason during the Vice Chairperson’s term of office, the Chairperson shall appoint one of the Regents to serve as Vice-Chairperson to fill the remainder of the two-year term.

4.3 Vice-President and Secretary

The Board shall appoint a Vice-President and Secretary to the Board who shall be a member of the President's CabinetExecutive team and responsible to the Board and shall serve at the pleasure of the Board. In concert with the President, the Vice-President and Secretary plans, coordinates and facilitates the work of the Board of Regents of Eastern Michigan University to enable it to effectively govern the University and to facilitate effective communication between the members of the Board and the President’s CabinetExecutive team.

The Vice-President and Secretary shall keep a public record of all actions of the Board. The Vice-President and Secretary will duly execute for and on behalf of the Regents of Eastern Michigan University or Eastern Michigan University such instruments or documents which would devolve to a corporate officer and would be usual to that office. The Vice-President and Secretary shall be the custodian of the corporate seal and shall cause it to be used at the direction of the Board of Regents. The Vice-President and Secretary shall sign all requisitions for transactions directed by the Board.

The Vice-President and Secretary shall be the Board of Regents’ representative for external organizations affiliated with the University.

4.03.01

The Vice-President and Secretary shall perform such other duties as may be required of him or her by the Board and/or the Chairperson of the Board.

4.03.02

The appointment of the Vice-President and Secretary shall be subject to the ineligibility provision set forth in Section 4.07 of this Article.

4.4 Treasurer

The Board shall appoint a Treasurer to the Board who shall be a member of the President’s CabinetExecutive team and serve at the pleasure of the Board. The Treasurer is charged with the responsibility for the collection, custody and accounting of all monies due the University. The Treasurer is authorized to sign checks for the expenditure of funds approved by the Board of Regents and to refuse expenditures not authorized by the Board or by budgets approved by the Board.

4.04.01

The Treasurer or his or her designee shall sign all formal applications for grants of funds for research, extension or other University purposes as directed by the Board prior to the President’s signature being placed on such documents.

4.04.02
The Treasurer shall prepare an annual financial report at the close of each fiscal year and such other interim reports as the President and Board of Regents may request.

4.04.03
The Treasurer shall perform such other duties as may be required by the President and/or the Board of Regents.

4.04.04
The Board may also appoint an Assistant Treasurer, who shall serve at the pleasure of the Board, to act in the absence of the Treasurer.

4.04.05
The appointment of the Treasurer and of any Assistant Treasurer shall be subject to the ineligibility provision set forth in Section 4.07 of this Article.

4.5 President
The Board shall, as often as necessary, elect a President of the University who shall serve at the pleasure of the Board. He or she shall be an ex-officio member of the Board without a right to vote and shall serve as the University's chief executive officer.

4.05.01
As the chief executive officer of the University, the President shall exercise such powers as are inherent in the position in promoting, supporting, or protecting the interests of the University and in managing and directing all of its affairs. The President shall be responsible for implementing the policies of the Board, and may issue directions and executive orders not in contravention of existing Board policies. The President shall be responsible for all business policies as heretofore enacted or modified or hereafter established subject to the general policies established by the Board. The President shall, in consultation with the Board, develop an annual budget (including, but not limited to, tuition and fees) and projected multiple year budget for the University, that reflects the Board's policies, for approval by the Board. The President shall be responsible for hiring University employees, subject to Board approval. The hiring of members of the President's administrative/executive team shall be subject to prior consultation and discussion with the Board's Personnel and Compensation Committee, and interviews of candidates considered for a position on the President's executive team may include Regents, as directed by the Chairperson of the Board and/or the Personnel and Compensation Committee. The President shall review and sign all requisitions for transactions that have been approved by the Board. The President shall exercise such other powers, duties and responsibilities as are delegated to or required of him or her by the Board.

4.6 Auditor
The Board's Audit Committee shall appoint an Internal Auditor who shall report to the Audit Committee, and who shall receive supervision from the Chairperson of the Audit Committee. The Board's Audit Committee shall also be charged with recommending to the Board the selection of an external auditor, who shall be appointed by the Board, and who shall receive supervision from the Chairperson of the Audit Committee.

4.7 Ineligibility
No Regent shall be eligible to be appointed as Secretary, Treasurer, or Assistant Treasurer of the Board, as provided in MCL 390.552.
ARTICLE V
COMMITTEES

5.01

The Board may appoint committees and prescribe their duties and functions. There shall be eight (8) standing committees of the Board:

1. Executive Committee
2. Educational Policies Committee
3. Faculty Affairs Committee
4. Finance and Investment Committee
5. Student Affairs Committee
6. Athletic Affairs Committee
7. Personnel and Compensation Committee
8. Audit Committee

5.02

After the bi-annual election of the Chairperson of the Board, the Chairperson of the Board shall appoint Chairpersons and Vice-Chairpersons of the standing committees and any special committees requested by Regents (except as outlined in Sections 5.04 and 5.05 of this Article).

5.03

Special committees may be authorized or appointed by the Chairperson of the Board at his or her discretion.

5.4 Executive Committee

The Executive Committee shall consist of three members: the Chairperson of the Board, the Vice-Chairperson of the Board, and the Chairperson of the Finance and Investment Committee. The immediate past Chairperson of the Board shall also serve on the Executive Committee as an ex officio member. The Executive Committee’s duties shall include, but are not limited to, day to day communications with the President and other duties as assigned by the Board.

5.5 Educational Policies Committee

The Educational Policies Committee shall be charged with the duty of reviewing and evaluating all existing educational programs. The Committee shall also review all educational grants, requests for new programs, requests for new majors and minors, requests for new degrees and personnel appointments prior to action by the Board of Regents. Further, the Committee shall be charged with the responsibility of making final recommendations to the Board on honorary degrees. The Committee shall also perform other duties as assigned by the Board.

5.04.5.01

The University officer assigned to the Educational Policies Committee shall be the Provost.
5.6 5.03 Faculty Affairs Committee

The Faculty Affairs Committee shall be charged with the duty of meeting with representatives of the faculty to discuss general concerns of the faculty and the University, excluding any matters covered by the collective bargaining agreement. The Committee shall share its deliberations with the Board and make appropriate referrals to the other committees when further study on a matter is required. The Committee shall also perform other duties as assigned by the Board.

5.056.01

The University officer assigned to the Faculty Affairs Committee shall be the Provost.

5.7 5.06 Finance and Investment Committee

Pursuant to the Michigan Constitution, the Finance and Investment Committee shall work closely with the President and/or his/her executive officers to develop an annual budget for the University that directs and controls the University's funds consistent with the Board's goals, and that establishes annual rates for tuition and fees. The Committee will be charged with oversight and review of the University's borrowing and investment policies, opportunities and strategies, and capital investment criteria. The Committee also shall be charged with the duty of reviewing the financial affairs and the property of the University and reporting its findings thereon to the Board. Further, the Committee shall review all major proposed contracts prior to the contracts being recommended to, or executed by, the Board. The Committee shall perform other duties as assigned by the Board.

5.067.01

The University officer assigned to the Finance and Investment Committee shall be the University's Chief Financial Officer.

5.059.02

The Charter of the Finance and Investment Committee is appended to these Bylaws as Schedule A.

5.8 5.07 Student Affairs Committee

The Student Affairs Committee shall be charged with the duty of meeting with student leaders to discuss programs, policies, and general concerns of the students. The Committee shall share its deliberations with the Board and make appropriate referrals to the other Board committees when further study on a matter is required. It shall make appropriate recommendations. The Committee shall also perform other duties as assigned by the Board.

5.078.01

The University officer assigned to the Student Affairs Committee shall be the Provost.

5.9 5.08 Athletic Affairs Committee

The Athletic Affairs Committee shall be charged with the duty of meeting regularly with the Athletic Director and representatives of the Athletic Department to review and evaluate all existing athletic programs, policies, advancement initiatives and athletic related community relationships. The Committee shall review and make a recommendation to the Board regarding the Athletic Department's budget prior to presentation of that Budget to the Board, to ensure a high quality academic and athletic experience for student athletes. The Committee shall report its deliberations and findings to the Board.
and shall make appropriate referrals to other committees when further study on a matter is required. The Chairperson of the Committee shall work closely with the Athletic Director to develop the agenda for Committee meetings. The Committee shall also perform other duties as assigned by the Board.

5.09.01

The University officer assigned to the Athletic Affairs Committee shall be the Athletic Director.

5.09.2 Personnel and Compensation Committee

The Personnel and Compensation Committee shall be charged with reviewing all policy matters regarding the establishment of goals and objectives, performance assessment and pay structures for the President of the University, the Board Secretary, and Board Treasurer, and will make recommendations to the Board of Regents regarding all such matters.

The Committee will periodically review with the President the procedures and methods used in the evaluation of the members of the President's administrative team and will advise the President on the performance and operations of the members of the President's executive administrative team. The President will seek input from the Personnel and Compensation Committee on annual performance evaluations of the President's executive administrative team prior to the evaluations being presented to those individuals. The Committee will review salary studies, market data and other relevant information for the members of the President's administrative executive team on an annual basis. In the event of the hiring or termination of any member of the President's administrative executive team, the President will consult with the Chairperson of the Board and/or the Personnel and Compensation Committee prior to taking any formal action.

The Committee shall also have the authority to review and approve all proposed contracts (including contract renewals or extensions) for temporary or permanent individual employment and proposed contracts for employment consulting for the President's executive administrative team, executive administrative team consulting contracts.

At the discretion of the Chairperson of the Board and/or the Committee, the Committee may interview candidates considered for a position in the President's executive administrative team prior to the hiring of such individuals, as outlined in Section 4.05.01 of these Bylaws.

The Committee will also work with the President on succession planning and personnel development issues for the President and the members of the President's executive administrative team.

The Committee shall also perform other duties as assigned by the Board.

5.09.10.01

The Committee shall be chaired by the Vice Chairperson of the Board. The Committee shall also include two other members: the Chairperson of the Finance and Investment Committee, and one other Regent who shall be appointed by the Chairperson of the Board.

5.09.10.02

The University officer assigned to the Committee shall be the Vice-President and Secretary to the Board of Regents.

5.4. Audit Committee
An External and Internal Auditor shall be appointed and supervised in accordance with Bylaw Section 4.06. The Audit Committee shall meet with the Internal and External Auditor to discuss his or her operations and to recommend the adoption or revision of such general policies relating thereto as may be found appropriate. The Committee shall also be charged with oversight of the University’s insurance and risk management programs and with oversight and due diligence of the establishment of the University’s entrepreneurial activities. The Charter of the Audit Committee is appended to these Bylaws as Exhibit B.

5.10.01
The University Officer assigned to the Audit Committee shall be the University’s Chief Financial Officer.

5.12 Resources and Authority
Any of the aforementioned Committees may investigate any matter brought to its attention pertaining to its oversight areas, with full access to all books, systems, records, facilities and personnel of the University. The aforementioned Committees may engage independent counsel and other advisors as it determines necessary to carry out its duties at University expense.

ARTICLE VI
COLLECTIVE AUTHORITY AND ACTION

6.01
The authority of the Board of Regents is conferred upon it as a Board, and the Board can bind the body corporate and the University only by acting as a Board. No individual Regent shall bind the Board or the University to any contractual or other legal obligation without prior approval of the Board. Individual Regents otherwise may take such actions as are expected and consistent with their positions as Regents, or as a member of a Board committee.

ARTICLE VII
AMENDMENTS

7.01
These bylaws may be amended or repealed at any formal session of the Board, by an affirmative vote of a majority of the Regents, provided that copies of the proposed amendments or notices of repeal are submitted in writing to each Regent at least 24 hours in advance of such formal session.

ARTICLE VIII
INDEMNIFICATION

8.1 Duty to Indemnify Regents
Except as expressly set forth in this Article, the Board will defend, hold harmless, and indemnify (collectively hereafter, “indemnify” or “indemnification”) a Regent against any threatened, pending, or completed action, suit, or proceeding of any kind or type (including arbitration and alternative dispute resolution proceedings), whether civil, criminal, administrative, or investigative, including relative to any appeal, and wherever brought, if the involvement of the Regent in such action, suit, or proceeding arises:

(a) by virtue of the fact that he or she is or was a Regent, or is or was serving pursuant to the request of the Board as a director, officer, trustee, or similar position of another entity (i.e., corporation, partnership, limited liability company, joint venture, trust, etc.), or
(b) from actions taken in the course of duties as a Regent.
This obligation extends to the payment as incurred of all expenses (including attorneys' fees, judgments, penalties, fines, and amounts paid in settlement) (hereafter, "Expenses").

8.2 Conclusive Presumption of Coverage

Indemnification under this Article shall be conclusively presumed unless a final and nonappealable determination has been made by a court of competent jurisdiction (at the request of the Board or any party to such action, suit, or proceeding) that the Regent:

(a) had no reasonable cause to believe that his or her conduct was in the best interests of the Board or the University, or
(b) failed to satisfy the terms and conditions of this Article, or
(c) with respect to a criminal action, suit, or proceeding, had reasonable cause to believe that his or her conduct was illegal.

The termination of any action, suit, or proceeding by judgment, order, settlement (whether with or without court approval), conviction, or a plea of nolo contendere or its equivalent, shall not create a presumption or be used as evidence that the Regent did not meet the requisite standard of conduct or had any particular belief or that a court has determined that indemnification is not permitted under this Article or by applicable law.

8.3 Reimbursement of Expenses

In the event that a determination is made pursuant to Section 8.02 above that the Regent is not entitled to indemnification under this Article or that indemnification should be revoked or terminated, the Regent shall repay any and all Expenses paid by the Board to or on behalf of the Regent. If a Regent is entitled to indemnification by the Board for a portion of his or her Expenses, but not, however, for the total amount of such Expenses, the Board shall nonetheless indemnify the Regent for that portion of Expenses to which the Regent is entitled to indemnification under this Article.

8.4 Notice and Cooperation by Regent

As a condition to obtaining indemnification under this Article, the Regent must give prompt notice to the Board and the Office of the General Counsel of the pendency of any action, suit, or proceeding for which he or she may seek indemnification, and shall keep the Board and the Office of the General Counsel apprised of all significant developments in the action, suit, or proceeding. A Regent's full cooperation with assigned legal counsel is a condition of continued defense and indemnification under this Article.

8.5 Selection of Legal Counsel

Selection of legal counsel shall be made as follows:

(a) The General Counsel, after consultation with the Board, shall have authority over selection of all legal counsel to represent the individual Regents indemnified under this Section, except in the following cases:

(i) In any criminal matter, the Regent shall have sole authority over the selection of legal counsel.

(ii) In the event the named parties to any action, suit, or proceeding include a Regent and the Board or other Regents, and a named Regent has been advised by the General Counsel, or by legal counsel selected under Section 8.05(a) above, that there may be one or more legal defenses/positions available to him or her that conflict or may conflict with those available to one or more other named Regents (or the named Board), the named Regent then shall have the right to select separate legal counsel, and the Board shall then indemnify such named Regent for
all Expenses incurred by such named Regent, provided, the Board will not be required to indemnify such named Regent for any settlement of any such action, suit, or proceeding effected without the Board’s prior written consent.

(b) A Regent may, at any time at his or her own expense, retain separate legal counsel rather than avail himself or herself of this Article. In such event, the Board will not reimburse Expenses or provide any indemnification under this Article.

In matters where an individual Regent is a named party and the General Counsel has selected legal counsel for the named Regent, such legal counsel will keep the named Regent informed of the status of the action, suit, or proceeding.

8.6 Strategy and Settlement
Except in the case of a criminal matter, the Board shall have sole decision-making authority over all litigation and settlement strategies. In any criminal matter, the Regent involved shall have sole decision-making authority over all litigation and settlement strategies. Once the Board has settled an action, suit, or proceeding, the Board shall not be required to further indemnify a Regent with respect to that action, suit, or proceeding.

8.7 Non-Exclusivity
The indemnification provided in this Article shall not be exclusive of any other rights to which a Regent may be entitled under any statute, bylaw, insurance policy, agreement, or otherwise.

8.8 No Duplication of Recovery
Indemnification will be made under this Article only to the extent that the Regent is not made whole for his or her Expenses from all other sources of indemnification, including insurance maintained by the University. In no case will indemnification under this Article be in an amount which, when combined with the indemnification from all other sources of indemnification, exceeds the actual amount of Expenses incurred by the Regent.

8.9 Actions Brought By Regent
The Board shall not be required to indemnify a Regent in connection with an action, suit, or proceeding brought by such Regent unless such action, suit, or proceeding was authorized by the Board in advance and the Board expressly agrees to such indemnification.

8.10 Actions Brought By Board
The Board shall not commence, and hereby waives any right to commence, any action, suit, or proceeding, for monetary damages, against a current or former Regent, for breach of the Regent’s fiduciary duty, or relative to any act or omission of the Regent, except as follows:

i. Acts or omissions not in good faith or that involve intentional misconduct or knowing violation of law;

ii. An act or omission that is grossly negligent; or

iii. A transaction from which the Regent derived an improper personal benefit.

The Board shall not be required to indemnify a Regent in connection with an action, suit, or proceeding...
brought by or on behalf of the Board against the Regent.

8.11 Enforcement

If a claim for indemnification under this Article is not paid in full by the Board within ninety (90) days after a written claim has been received by the General Counsel, the Regent making the claim may at any time thereafter bring suit against the Board to recover the unpaid amount of the claim, and, if successful in whole or in part, the claimant shall be entitled to be paid also the expense of prosecuting such claim.

8.12 Modifications

The right to indemnification set forth in this Article shall be deemed to be a contract right between the Board and each Regent who serves in such capacity at any time while this Article is in effect, and any repeal or modification of this Article shall not affect any rights or obligations then existing, with respect to any state of facts then or theretofore existing, or any action, suit, or proceeding theretofore or thereafter brought or threatened based in whole or in part upon any such state of facts.

8.13 Application

This Article applies to any Regent of the University. The indemnification provided for in this Article continues as to a person who ceases to be a Regent, and the rights and benefits of this Article shall inure to the benefit of the heirs, executors, administrators, personal representatives, successors, and assigns of Regents.

8.14 Severability

Each and every section, term, and provision of this Article shall be considered severable in that, in the event a court finds any section, term, or provision to be invalid or unenforceable, the validity and enforceability, operation, or effect of the remaining sections, terms, and provisions shall not be affected, and this Article shall be construed in all respects as if the invalid or unenforceable section, term, or provision had been omitted.

8.15 Inquiries, Notices and Communication

All inquiries, notices, and communications regarding this Article or related to any action, suit, or proceeding for which indemnification is or may be sought pursuant to this Article shall be directed to the Office of the General Counsel.

SCHEDULE A TO BYLAWS OF BOARD OF REGENTS OF EASTERN MICHIGAN UNIVERSITY

Regents of Eastern Michigan University
Committee Charter
Finance and Investment Committee

Finance and Investment Committee Mission:

The Finance and Investment Committee provides oversight to the Board of Regents of the financial and investment performance, policies and practices of Eastern Michigan University by ensuring effective management of the University's revenues and expenses, providing uncompromising stewardship for the University's financial and capital resources and by providing business and financial guidance to the many different constituencies at the University.

I. Responsibilities of the Finance and Investment Committee:
a. Finance Responsibilities:

- Review and monitor the overall financial health of the University
- Review and ensure that financial policies are current and applicable
- Review University budgets, including strategy, forecast projections, tuition/fees and assumptions for State Appropriations
- Review building and capital needs (including property acquisitions and disposals) and the related debt program, including structure, policy, strategy and future capacity
- Review tax compliance and exposure management
- Review all major contracts prior to their being recommended to the Board for action.
- Review annually the travel and hosting expenses of the President and his/her family.

b. Investment Responsibilities

- Review investment policies, including investment goals, model asset allocation, distribution policies and performance benchmarks, and investment reporting policies and practices, and ensure adherence to such policies.
- Review investment costs, including costs of internal management, fees to outside managers, custodial, reporting and brokerage fees.
- Review performance of investments compared to relevant benchmarks or indices.

II. Composition and Meetings:

The Chairperson of the Board of Regents will appoint the Chairperson of the Finance and Investment Committee. The Chief Financial Officer will act as the staff liaison to the Finance and Investment Committee. All appointments will be at the pleasure of the Board Chairperson. The Finance and Investment Committee may, at its discretion, hire financial expertise from outside the University, subject to approval by the Board.

The Finance and Investment Committee will advise the Board on matters pertaining to its oversight areas and will present periodic reports and recommendations, but will not have the power to bind the Board on any matter. The Finance and Investment Committee may meet as often as necessary, but not less than five times in a calendar year (corresponding with regularly scheduled Board meetings).

SCHEDULE B TO BYLAWS OF
BOARD OF REGENTS OF EASTERN MICHIGAN UNIVERSITY

Regents of Eastern Michigan University
Committee Charter
Audit Committee

I. Audit Responsibilities:

- Be directly responsible for the appointment, compensation and retention of the University's independent internal auditor, review and approve the annual internal audit plan, evaluate annually the performance of the auditor, and provide the auditor with direct access to the Audit Committee.
- Recommend to the Board the selection of an external auditor, who shall be appointed by the Board, evaluate annually the performance of the auditor, and provide the auditor with direct access to the Audit Committee.
- Review with the administration and the independent auditor the clarity and completeness of the annual audit of the university's financial statements and supplemental information. Review and approve the annual statements and supplemental information.
- Meet with internal and external auditors at least three times per year.
- Review annually the compensation plans, policies and programs (including salaries, benefits and perquisite benefits) of the President and other "Key Officers" as determined by the Audit Committee.
- Review annually with the independent auditors the University's Risk Assessment and Risk
Management policies and procedures, financial risk of lost assets, operational risk of ineffective and inefficient operations, compliance risk of violating laws, regulations and University policies and procedures and reputational risk regarding public relations matters are effectively managed. Ensure that the University is properly insured against losses.

- Establish and provide ongoing review of the University’s procedures for the receipt, retention and treatment of complaints regarding accounting, internal accounting controls or auditing matters, or other matters of questionable fiduciary and stewardship actions. Ensure that confidential, anonymous reporting mechanisms are in place and that all employees, students and other University stakeholders are aware of their existence.
- Review the University’s insurance and risk management programs.
- Oversee due diligence of the establishment of the University’s entrepreneurial activities.

The aforementioned responsibilities of the Audit Committee may be modified or supplemented as appropriate at any time.

II. Composition and Meetings:

The Chairperson of the Board of Regents will appoint the Chairperson of the Audit Committee. The Chief Financial officer will act as the staff liaison to the Audit Committee. All appointments will be at the pleasure of the Board Chairperson. The Audit Committee may, at its discretion, hire appropriate expertise from outside the University, subject to approval by the Board.

The Audit Committee will advise the Board on matters pertaining to its oversight areas and will present periodic reports and recommendations, but will not have the power to bind the Board on any matter. The Audit Committee may meet as often as necessary, but not less than four times in a calendar year (corresponding with regularly scheduled Board meetings).

IV. Adoption of Chapter:

The Board of Regents has adopted this Charter on March 21, 2006, and amended this Chapter on June 23, 2009 and April 16, 2013.

Authority for Creation or Revision:

RECOMMENDATION

APPROVAL OF AMENDMENT TO THE MANAGEMENT AGREEMENT FOR EAGLE CREST CORPORATE EDUCATION CENTER AND BANQUET FACILITY BETWEEN EASTERN MICHIGAN UNIVERSITY AND MFS YPSILANTI HOLDINGS, LLC.

ACTION REQUESTED

It is recommended that the Board of Regents approve an amendment to Article II (Term) of the April 17, 2012 Management Agreement for Eagle Crest Corporate Education Center and Banquet Facility between Eastern Michigan University and MFS Ypsilanti Holdings, LLC.

STAFF SUMMARY

Eastern Michigan University entered into a Management Agreement on April 17, 2012 for MFS Ypsilanti Holdings, owner of the Marriott Hotel in Ypsilanti Township, to manage the daily operations at its Corporate Education Center. Pursuant to Article II, the initial term of the Agreement is for five years with a right for MFS Ypsilanti Holdings to automatically extend the Agreement if, by July 1, 2014, it closes on an extension or replacement of the mortgage on the Hotel and its mortgage lender requires, as a condition to such extension or refinancing, an extension of the Term. MFS has the right to automatically extend the agreement for a maximum period five years from the date of the closing of their refinancing. MFS could close on a refinancing as late as June 30, 2014 and would have the right to extend the management agreement to June 30, 2019, rather than its original expiration date of June 30, 2017. MFS Ypsilanti Holdings now desires to exercise that right, but requires an additional seven year term extension of the Management Agreement, rather than a five year term. The new expiration date of the Agreement will therefore be June 30, 2021. Board approval is required to amend Article II of the Management Agreement to allow MFS Ypsilanti Holdings to extend the term of the Agreement by seven years.

FISCAL IMPLICATIONS

There are no fiscal implications.

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.

University Executive Officer
Gloria A. Hage