

April 2 and 3, 2009 meeting, Board of Trustees

THE OHIO STATE UNIVERSITY
OFFICIAL PROCEEDINGS OF THE
ONE THOUSAND FOUR HUNDRED AND FORTY-SIXTH
MEETING OF THE BOARD OF TRUSTEES

Columbus, Ohio, April 2 and 3, 2009

The Board of Trustees met Thursday, April 2 and Friday, April 3, 2009, at Longaberger Alumni House, Columbus, Ohio, pursuant to adjournment.

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Minutes of the last meeting were approved.

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April 2 and 3, 2009 meeting, Board of Trustees

The Chairman, Dr. Cloyd, called the meeting of the Board of Trustees to order on Thursday, April 2, 2009, at 10:37 am. He requested the Secretary to call the roll.

Present: G. Gilbert Cloyd, Chairman, Jo Ann Davidson, John D. Ong, Douglas G. Borrer, Leslie H. Wexner, Walden W. O'Dell, Alex Shumate, Brian K. Hicks, Robert H. Schottenstein, Alan W. Brass, Ronald A. Ratner, Algenon L. Marbley, Linda S. Kass, and Jason W. Marion.

Dr. Cloyd:

Good morning. Before we take the roll call vote to go into Executive Session, I want to announce that the full Board will meet tomorrow with David Freel at 8:30 am.

I hereby move that the Board recess into Executive Session to consider personnel matters regarding employment and compensation and to discuss matters required to be kept confidential by State Statute.

Upon motion of Dr. Cloyd, seconded by Judge Marbley, the Board of Trustees adopted the foregoing motion by unanimous roll call vote, cast by Trustees Cloyd, Davidson, Ong, Borrer, Wexner, O'Dell, Shumate, Hicks, Schottenstein, Brass, Ratner, Marbley and Kass.

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The Chairman, Dr. Cloyd, called the meeting of the Board of Trustees to order on Friday, April 3, 2009, at 9:40 am. He requested the Secretary to call the roll.

Present: G. Gilbert Cloyd, Chairman, Dimon R. McFerson, Jo Ann Davidson, John D. Ong, Douglas G. Borrer, Leslie H. Wexner, Walden W. O'Dell, Alex Shumate, Brian K. Hicks, John C. Fisher, Robert H. Schottenstein, Alan W. Brass, Ronald A. Ratner, Algenon L. Marbley, Linda S. Kass, Debra J. Van Camp and Jason W. Marion.

Dr. Cloyd:

Good morning. Before we take the roll call vote to go into Executive Session, I want to announce that the full Board will reconvene this afternoon at 1:00 p.m.

I hereby move that the Board recess into Executive Session to consider personnel matters regarding employment and compensation, to consider the sale and acquisition of property, and to discuss matters required to be kept confidential by State Statute.

Upon motion of Dr. Cloyd, seconded by Mr. Fisher, the Board of Trustees adopted the foregoing motion by unanimous roll call vote, cast by Trustees Cloyd, McFerson, Davidson, Ong, Borrer, Wexner, O'Dell, Shumate, Hicks, Fisher, Schottenstein, Brass, Ratner, Marbley and Kass.

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April 2 and 3, 2009 meeting, Board of Trustees

The Chairman, Dr. Cloyd, called the meeting of the Board of Trustees to order on Friday, April 3, 2009, at 1:18 pm. He requested the Secretary to call the roll.

Present: G. Gilbert Cloyd, Chairman, Dimon R. McFerson, Jo Ann Davidson, John D. Ong, Douglas G. Borrer, Leslie H. Wexner, Walden W. O'Dell, Alex Shumate, Brian K. Hicks, John C. Fisher, Robert H. Schottenstein, Alan W. Brass, Algenon L. Marbley, Linda S. Kass, Debra J. Van Camp and Jason W. Marion.

Dr. Cloyd:

Thank you. So that we are able to conduct the business of this meeting in an orderly fashion, I would ask that the ringers on all cell phones and other communication devices be turned off at this time, and I would ask that all members of the audience observe rules of decorum proper to conduct the business at hand.

I would like to now call on President Gee to provide his report.

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PRESIDENT'S REPORT

E. Gordon Gee:

Thank you very much Mr. Chairman. Ladies and gentleman, welcome. We are honored to have you all with us today. First I want to express my deep gratitude to Dr. Cloyd for his service as chairman of our Board. His leadership, dedication, and steady hand have strengthened the Board and the University in tangible and enduring ways. I am grateful to him for all the leadership he has provided.

I am thankful to him as I am also thankful to Dimon McFerson and Deb Van Camp, our other outgoing Trustees. Working with you and Deb has been such an enormous pleasure, I want you to know that, and our chairman is very special as we all know. Of course I look forward to working, once again, with Les Wexner as our new Board Chair. I am reminded, by the way, Les, of the Bill Murray movie "Groundhog Day," here we go again. In it, as you remember, Murray re-lives the same day over and over again until he gets it right, so I'm going to try that again. Like Murray, I'm going to keep trying!

Only eight weeks have past since my last report, but the pace of change here on campus and in the world at large is hectic, as we all know to say the least. While the daily headlines are troubling, it is reassuring to know that just a couple of weeks ago Ohio State unleashed 1,800 new graduates. As I told them at commencement, the world needs them, and I believe that very seriously. Their energy, their enthusiasm and their creativity as the world needs our 62,000 students now more than ever. The faculty who have helped to refine the talents of those students are themselves, as we all know, a very talented bunch. In fact, it is award season here on campus, a time I love, because this is a chance I get to spread some good news. In the past few weeks, I have thoroughly enjoyed startling and surprising 15 faculty members with well deserved recognition for their superb teaching, research and service activities.

I have learned, by the way, that if you give people awards and cash they typically drop the stalking charges.

I am not the only one recognizing the remarkable work of our faculty. S. Michael Camp, academic director of the Fisher College of Business' Center for Entrepreneurship, recently received the 2009 Olympus Innovation Award, one of the only three educators across the nation so honored. Dr. Camp teaches technology commercialization to business and science students, many of whom already have success stories of their own. One of his Fisher colleagues, Rene Stulz, has been named Risk Manager of the Year by the Global Association of Risk Professionals. Professor Stulz is the Everett D. Reese Chair of Banking and Monetary Economics.

Other faculty have been busy unraveling the mysteries of the ends of the earth and the far reaches of the moon and the stars. In fact, for those of us who have not updated our GPS systems in a while, we might well have something extraterritorial and extraterrestrial in store for us. Professor C.K. Shum of our earth sciences department was part of an international team that recently produced the most detailed map of the moon ever created. Their map is the first to cover the moon's surface from pole to pole with detailed measures of topography.

Ohio State astronomist Todd A. Thompson and mathematician Chiu-Yen Kao have won the prestigious Alfred P. Sloan Research Fellowships. The award recognizes early-career researchers performing cutting-edge research. And Jason E. Box, an associate professor of geography and senior research scientist at the Byrd Polar Research Center was featured last week on a NOVA/National Geographic special about the melting Arctic glaciers and ice sheets. He also was featured in the current issue of *Columbus Monthly*.

Although I am not quite a media star like Professor Box, I have spent a good deal of time speaking to reporters. I am convinced that it is high time for the University to shuck its Midwestern modesty. So, in leading the charge to tell our story, I have been everywhere from the *New York Times* to the *Wooster Daily Record*. I will not say, by the way, which of those conversations were jousting matches and which were more cordial exchanges. Suffice it to say that I am always pleased for an opportunity to help shine a spotlight on the exceptional work of our students, our faculty, and our staff.

Since my last report, my mission to spread the word has taken me to Florida, California, Washington, D.C., New York, as well as Cleveland, Wooster, and elsewhere around the state. At every stop, alumni and friends have demonstrated their devotion to the University in typically vibrant and enthusiastic Buckeye fashion. Here in Columbus we have made real progress on deepening our commitment to access and opportunity. In the past two months, we have announced two new major partnerships with Columbus State Community College. Our new Pipeline to Medical College program is the first of its kind in the nation. Through the program, talented young people with an interest in medicine will be identified early and supported extensively through the rigorous coursework necessary for medical school preparation. The other initiative, funded by the National Science Foundation, will encourage and support students with disabilities in their pursuit of degrees in STEM fields.

A few more bragging points before I end my remarks. I just learned yesterday that fourth-year student Stacyann Russell has been elected chair of the 30,000-member National Society of Black Engineers. Stacyann, by the way, is majoring in integrated systems engineering. The Wexner Center for the Arts' record-breaking Warhol exhibition has come down, and it is followed by another installation receiving high praise. Last Sunday's New York Times has a wonderful piece about the new William Forsythe show, a great example of teams of students and faculty from different academic areas creating something wholly unique.

A couple miles south of here, our OSU Urban Arts Space just received the Artistic Excellence Award from the Greater Columbus Arts Council for its premiere exhibition last winter. Truly, the Urban Arts Space has become a vibrant home for the arts downtown, and it is an important part of our community outreach. And we are further extending our work in the Weiland Park area through a generous grant from the Ford Motor Company. This new grant underwrites an innovative program involving our Center for Automotive Research, the Fisher College of Business, and Godman Guild. The funds will be used to purchase three electric vans to transport children from Weiland Park to Godman Guild programs. By the way, engineering students are helping to design a solar-powered carport for the vans, and business students will prepare a marketing plan and study the project's economic impact. A total concept from many of our students on this campus.

Finally, I want to note the great success of our women's basketball team. They are exciting to watch, and they, and Coach Foster have snapped up just about every Big Ten honor imaginable. The team remains largely intact next year, and I am already looking forward to cheering them on in the winter of this coming year. I might even venture to say that their success should be a slam dunk.

In closing, I want to simply say that although these are uncommonly challenging days and times, this University is precisely the source for our brighter, shared future, the nucleus for change and innovation, revitalized opportunity and new direction. There is by the way, nowhere I would rather be nor any place that I would rather serve than this University at this moment. Mr. Chairman, that is my report about your remarkable University.

Dr. Cloyd:

Thank you very much President Gee. Just one comment, I do not think media star is sufficiently celestial in describing you, I think it is more something like a supernova or a gamma ray burst that would be a more accurate descriptor. I would now like to move to what is always a very energizing part of our agenda and the Board meeting. These are our student recognition awards. I am very pleased to note that one of the students being honored today is from our wonderful college of Veterinary Medicine, from which I graduated 40 years ago this spring, so it is very nice to see someone being honored, and I would like to turn to our student trustee for graduate and professional students to introduce these outstanding individuals - Jason.

STUDENT RECOGNITION AWARDS

Mr. Marion:

Thank you Mr. Chairman, today once again I do have that wonderful pleasure of being able to present two more of our great students to this Board and to our guests in the audience today. I personally enjoy this so much because these students are two shining examples of what we are here to do and what we are all about. They are part of that bright future you just referenced Dr. Gee.

Our first student Laura Eddleman arrived at The Ohio State University from Hudson, Ohio after making two stops, one at Miami University to earn a bachelor of music in piano performance and then one to earn a master in music history from the University of Cincinnati's College – Conservatory of Music.

While at OSU, Laura has been a "remarkably strong student," in what Dean Alan Michaels refers to as the "most impressive class in the history of the law school." One thing that is also important to note about Laura is she is ranked third out of 234 in this year's graduating law class.

Despite being a remarkably strong student in the classroom, Laura has been very active in her discipline. She has served as the articles editor for the *Ohio State Law Journal*, and she has been an active participant of the National Moot Court Team and the Corporate Law Team. All of these endeavors would be impressive for any student, especially any law student, and she has done these very well representing Ohio State at state and national levels, but most impressively she has served as co-president of the International Justice Mission at Moritz, and this is a major service program in the law school that focuses its efforts on fundraising to rescue women and children from human trafficking. This only begins to explain why Dean Michaels would say, "she is one of the most genuinely nice and humble people to have ever been at Moritz."

Her institutional experience and warm demeanor have served her well. She has been able to land numerous strong positions, such as an internship with the Office of the Solicitor General in the Ohio Attorney General's office; an associate position with Squires, Sanders and Dempsey; and a judicial externship with The Honorable Thomas Moyer, Chief Justice of The Ohio Supreme Court of Ohio. She truly has had many great experiences while at OSU and she has represented OSU well.

She just completed her studies and she will be hooded with her peers from the Moritz College of Law this May. After law school, she can return to her hobbies of playing piano and long-distance running, a skill that has been said to have prepared her well for law school. In addition, beginning this August, Laura will serve as a law clerk to an OSU alumnus, Judge Jeffrey Sutton of the United States Court of Appeals for the Sixth Circuit. I want to let the Board know, and I think there are a few people in the room that know this very well, law clerking for a federal judge is a very prestigious position and doing so at the Circuit Court level is really a distinction of notable honor. Laura is already applying for a clerkship with the United States Supreme Court so she can continue to advance and

further her clerkship after Judge Sutton. She is a remarkable young lady, highly deserving of recognition from this Board. She is joined by Dean Michaels and her family today. Please recognize Laura.

Also we have another outstanding student, and I have no bias or geographical bias of where these students are coming from. Lisa Schriver, like Dr. Cloyd, is a soon to be graduate of our Veterinary Medicine Program. She is a senior student in that college and is first in her graduating class right now with a 3.981 grade point average, which is highly impressive, as you know, Dr. Cloyd, in a very academically challenging field. She has also been matched for a highly competitive internship at Michigan State University practicing in small animal general medicine. She has been highly successful at OSU ever since arriving here after earning a degree in biology with highest distinction from Indiana University.

During her first four years at OSU, her academic excellence has not been unnoticed. She has been rewarded with multiple scholarships including the Delaware Kennel Club, Dorothy Bliss Scholarships and this last year she was honored with the Dr. Matthew Eggert Scholarship.

Despite having excelled tremendously in the academic setting, Lisa, just like Laura truly embodies our motto – Education for Citizenship. I say this because Lisa is not known among her peers for all of her academic accomplishments. Instead she is known for her heart and her compassion for what it is that she does, and it is what she does best. Her story is quite remarkable.

After seeing the devastation in September of 2005 following Hurricane Katrina and recognizing the critical needs of the animals, Lisa and her fellow veterinary student, Katie Flood, were moved to spend a week helping rescue and care for the thousands and thousands of homeless animals in New Orleans. Lisa said then, after going there “once you volunteer and realize that you can make a difference, you make a personal commitment to return.” Since that time Lisa has made several trips on her own and as president of OSU’s Shelter Medicine Club to return to New Orleans to help ARNO (Animal Rescue New Orleans).

Recommenders for Lisa have said when she was applying to vet school she was “intuitive and compassionate” and a “standout among all the previous students they’ve ever mentored.” They were all absolutely right. From starting out helping in traditional veterinary clinics to volunteering at therapeutic horseback riding camps for special needs children, Lisa truly has been everything that OSU could want in a student. In just a few months, this young lady who graduated from Ursuline Academy in Cincinnati just several years ago will be Dr. Lisa Schriver. As a soon-to-be Dr. Schriver embarks upon a career in medicine, I am sure she will make OSU and our Board absolutely proud. Lisa is absolutely most deserving of this recognition of the Board today. She is joined today by Interim Dean Hubbell, members of her family and her boyfriend. Please recognize Lisa.

Lisa and Laura are going to join us here for a few remarks to let us know about their experiences here at The Ohio State University, and how it is preparing them for their life and any words of wisdom for our Board.

Ms. Laura M. Eddleman:

First of all thank you very much. I want to thank you, the Board and also the administration at Moritz, especially Dean Michaels who is here with me today. This is a tremendous honor, and I am extremely proud to be here as a representative of the law school. Looking back at my time at Ohio State, I really am filled with nothing but gratefulness to the University, to the law school, and to the outstanding faculty members who made my time at Moritz so wonderful.

My experiences at Moritz have not only energized me to seek after my dreams, but they have given me the skills I need in order to achieve them. During my time working as a judicial extern, I got to see from the inside of a court how to be a legal writer and how best to persuade a court. In my work with the Moot Court Programs and in my child advocacy classes, I learned to be an advocate so that when the time comes one day to stand up in court, I have the confidence knowing that I have the skills to do so.

Most importantly, through my day to day interactions with the faculty, and through the community at Moritz as a whole, I saw what it means to be an excellent lawyer. I can only hope leaving from here that one day I am the same model of professionalism, integrity and service that the faculty members modeled for me. I have only been out of school since December so my time in the legal field is very short, but I can already see how Moritz has equipped me with everything that I need to face the challenges ahead. In my current post at the Ohio Solicitor General's office I have the opportunity to use the writing and advocacy skills I learned to help represent the state of Ohio in cases pending before the Ohio and U.S. Supreme Courts, and I could not be more excited about my clerkship coming up in August, where I will have the opportunity to spend a year in Judge Sutton's chambers assisting with the cases before him.

I know that none of these experiences would have been possible were it not for the encouragement and the support that I received from the faculty and administration, and regardless of where my career goes from there I will remain extremely proud and extremely grateful to be from Ohio State.

Ms. Lisa M. Schriver:

I would like to start by thanking the Board of Trustees for this tremendous honor today. It is really a great privilege to accept this award, and I am very excited to be here and meet you all.

My veterinary and academic community service accomplishments have been aided by the support of many people, and I would like to just acknowledge them today. My mother was the animal lover who first instilled with me the value of a life. It was my father who gave me the motto, if you are going to do something, do it right, which has helped to motivate me to strive for excellence in my endeavors. It was the veterinarians and the animals at the Louisiana Society of the Prevention of Cruelty of Animals in New Orleans who actually introduced me into veterinary medicine for the first time and the tremendous need of animals and people, and that is what inspired me to go into this career. I would also like to recognize my classmate Katie Flood, who Jason mentioned earlier, who has been

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my partner in crime over the past four years, in organizing and executing several veterinary community service trips to New Orleans and also here in Ohio. One of our College of Veterinary Medicine faculty members, Dr. Cliff Monahan, has also been quite a role model, and all of his efforts of improving the health of both humans, through public health, and animals here in the United States and in Ugandan.

I would also like to thank the faculty and staff of the College of Veterinary Medicine, especially those who have joined us here today, Melissa Weber, Dr. Jean Sander and Dr. Hubbell, who have provided moral and logistical support for me through my years of veterinary school and all of my endeavors.

It is my hope to represent Ohio State and the College of Veterinary Medicine well as I move on into my internship next year, and my future career. I will always cherish this day, truly, and all the great memories and knowledge I have gained as a Buckeye over the past four years. Once again I would like to thank you very much.

Dr. Cloud:

Laura and Lisa, thank you very much. You know you are two remarkable ladies, and you already bring a real source of pride to this University through your accomplishments. Just listening to you, I am sure the pride of this University and your future contributions is just going to continue to grow, so best wishes to both of you, and congratulations.

Mr. Wexner:

I just want to say something. It struck me when you were talking about your experience in law school that it was not that many years ago that I heard those exact same sentiments expressed and almost the exact same words, and it was by a man named Michael Moritz, and you should know that.

Dr. Cloud:

We will now move to committee reports, and I would first like to call on Mr. Schottenstein to provide the report from the Audit and Compliance Committee.

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COMMITTEE REPORTS

Mr. Schottenstein:

Thank you Mr. Chairman, the Audit and Compliance Committee met yesterday and we had somewhat of an abbreviated agenda, and accordingly my remarks will be relatively brief. The first item on the agenda was a review and follow up to the Deloitte and Touche management letter. The information is in the Board packets. I will simply note that the so-called material deficiencies that Deloitte noted, while they were material, none of them were truly material. Relatively an in-material list of material deficiencies if that makes sense, and I think that Mr. Shkurti and all those involved in the financial side of the University deserve a lot of credit. It is probably

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the shortest list of deficiencies that we have seen in some time, and a lot of efforts are being made to defer their response to the matters which are primarily in the control and process area that Deloitte deems are in need.

Next the primary audit partner on the account from Deloitte, Kris Devine, presented the audit plan for the current fiscal year and the committee was very satisfied with the comprehensive nature of the plan including the various audits of some of the affiliated entities and subsidiary entities that are involved within the massive umbrella which is Ohio State. Finally we received an update on the business plan of the Managed Healthcare affiliated entity, and it primarily related to the governance model that is being proposed, and the Committee was very comfortable with it. That concludes my report.

Dr. Cloyd:

Thank you Mr. Schottenstein. Are there any questions or comments on the Committee report?

Mr. Schottenstein:

Mr. Chairman I should also mention, we had intended as part of our compliance charge to hear a report on athletics compliance, which due to an eleventh-hour scheduling situation, it has been postponed to one of our future meetings.

Dr. Cloyd:

Thank you very much Mr. Schottenstein. Any questions or comments?

We will then move to the report from the Committee on Trusteeship.

Mr. McFerson:

Thank you Dr. Cloyd. We also met yesterday at 12:30 pm. We covered several items. We had a presentation on the Amendments to the *Bylaws of the Board* for the changes to the University Hospitals and *Bylaws* of the Arthur G. James Cancer Hospital and Richard J. Solove Cancer Institute. A similar conversation took place in the Medical Affairs Committee and so I will defer to my colleague for the detail of that, but it was favorably considered and reviewed by the Trusteeship Committee.

We are adjusting one of our committees, Mr. Ron Ratner will serve on the Fiscal Affairs Committee. That was the only change there.

We also took a look at the reappointments to the Self-Insurance Board, and that is in the consent agenda. We then had a nice conversation with Dr. Tim Gerber on how the faculty could work more closely with the Board of Trustees, and it was a good dialogue and we will continue to have conversations along those lines at future meetings. A brief report was given by Ms. Davidson on a charge given to her and Ambassador Ong on the Charter Trustees. They have done some work in beginning to develop a list of names in that regard, and that too will come forth at a future meeting. Then as you recall at our last Board meeting we elected Mr. Wexner as our chair elect, which will take place at the end of this meeting

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today, but to conclude that election of officers, we also would like to put forth the names of Ms. Jo Ann Davidson and Ambassador John Ong, to serve as vice chairs, which is consistent with the Board's practice of the most senior members of the Board, if they are not serving as chair of the Board, would serve as vice chairs of the Board. The way the Board's practices have been, in the event there are two vice chairs, the one with the longest years of service would be the first vice chair, in the event that Mr. Wexner is unable to be at a meeting, but both names would be put forth as Vice Chair.

Along with that the re-election of Dr. David Frantz to serve as the Board Secretary. I will defer to you to take care of those matters, Mr. Chair, and then we went into Executive Session after which the meeting was adjourned.

Dr. Cloyd:

Thank you very much Mr. McFerson. Before we move to the election of the officers, are there any other questions or comments by Board members on this Committee's report? If not, then I would ask, are there any other nominations for vice chair from the floor?

Hearing none, we will close the nominations.

I move we have a voice vote to accept the slate of officers from the Committee on Trusteeship for Ms. Jo Ann Davidson and Ambassador John Ong as vice chairs and David Frantz as secretary of the Board.

Upon motion of Mr. McFerson, seconded by Mr. Brass, the Board of Trustees adopted the foregoing motion by unanimous voice vote.

Dr. Cloyd:

Thank you, Congratulations.

Next Committee report we will have will be the Medical Affairs Committee.

Mr. Brass:

Thank you Mr. Chairman. The Medical Affairs Committee did meet yesterday afternoon, and we have ten items that I want to bring to your attention. I am going to move through them relatively quickly, and a number of these are on the consent agenda, which we will move through.

Dr. Gabbe led off our meeting discussing a number of awards, and I am not going to list them all, but we should be very proud of our faculty. They continue to make Ohio State University Medical System very proud. We talked about the economic stimulus package yesterday, and this is very important. There are three buckets in which the Medical Center and the Medical School is really looking at. One is in the research activity, one is information systems and one is in equipment and facilities. As it relates to the research, a number of our investigators have in the past put in various requests for funding, and now they are requesting that we go back and take a look at supplemental funding on some of those

that have been approved in light of the fact that there is more money. In addition to that, there are challenge grants, up to \$1 million that we will be looking at as it relates to each one of our faculty members. That is an important source of income as we continue to expand our research program.

As it relates to the equipment and facilities, I want to make you aware that we are feeling very good right now that we may be the recipient of some money for the three floors in our research enterprise for expansion. Those three floors are currently funded through ProjectONE and if in fact we are able to get the supplemental money through the stimulus package, that would give us tremendous relief as it relates to research expansion as well.

Second thing I would like to bring to your attention, it is actually number two and number three, is that at the next meeting we will be spending a lot of time on the quality and safety reports, and on the integration of The Ohio State University physician group. I tell you that upfront because those are two strategic thrusts that we are looking at, and I will be reporting out probably over the next couple meetings on those two fronts as we continue to move into a full integrated model with those.

The fourth item I would like to tell you about is really good news. This is the time when the match takes place across the country as it relates to our medical students and residencies, both here and those locations where our medical students and residents locate. With 200 medical students that fully matched coming out of our program, 98% of them matched with their preferred choice, which is outstanding, absolutely outstanding. Forty percent of our residents are staying in the state of Ohio and 20% of those medical students are staying at our own Medical Center. So as it relates to really making sure we have a recruitment retention program, I think that speaks well for the faculty, for the leadership and for our Medical School as well. A number of residents come in from outside wanting to in fact do their specialty training at The Ohio State University Medical System. Ninety eight percent of our choices matched with us, which is the highest number ever in the history of The Ohio State University Medical System. I think we should be very proud of them.

The fifth item I would like to bring to your attention is that every one of our meetings we focus down on our scorecard. Dr. Gabbe and the rest of the executive team spend a lot of time on this. It is our early warning system, and in light of the fact that we are undertaking the largest project in the history of the Medical System, we want to make sure that all of our variables are right on-line. This is tough times for healthcare across this country. We are in a very stable mode. There are a couple of our indicators that are in yellow at this point in time. Our EBIDA, which is budgeted at 11.4% came in at 11%, our admissions are down slightly, and our cost per day is up slightly. On the other hand, our days cash on hand, our debt service coverage and everything else is looking solid green. The only red item that we have on the scorecard which I want to make you aware of is our drug cost, and the reason for that is inside our cancer center, our increase in volume has been significant, which in fact is causing the factored drug cost to go up, so it is very justifiable, but we make no exceptions to our green, yellow, and red scorecard. It is red, it is justified, but we will continue to watch that.

Our ambulatory visits and our occupancy mostly due to our tertiary nature and acuteness of the patients is at an all time high, so we are very strong on those factors. We are watching our costs very carefully. Dr. Gabbe and the executive team have slowed down capital expenditures, they are watching discretionary spending, and they are watching their open positions. That is very much in order in light of reimbursement, uninsured care, the employment situation, and the economic situation out there.

This leads me to my next item which is important as well, and that is our sixth item. We are tracking very carefully our macroeconomics as it relates to Project ONE. We are going to do a revised forecast over the next couple of months in light of all of the macroeconomic issues to see if anything has changed that we want to at least talk through, lining up with that are our circuit breakers which are put in place in the event that the economics do not stay. That is important for the Board to know that those things are in sync, so if we have an economic issue we also have a circuit breaker issue that will follow through. I think at the June meeting we will be in a position to take a look and see if there are any adjustments needed to the macroeconomic forecast or to the circuit breaker forecast, and I will bring that back as well. The project is moving forward. We have some projects that are starting; I want you to be aware of that. By mid-summer we will begin some demolition of some of the buildings that are programmed to be demolished. We are beginning the process of moving the electrical lines and oxygen lines, and things such as that.

Which brings me to my seventh item. We discussed what we call issues of importance at the Medical Affairs Committee, and the first one is by bringing down buildings, moving electrical lines and so on, you have a potential for disruption. We will be fencing off those areas but the Board should be aware with a project of this size we have to be very cognizant of how we do it and what we do. The second issue of importance that the Board should be aware of is there is going to be a lot of construction on Route 315, not due to our project, but due to Ohio Department of Transportation's (ODOT) schedule, and we are very sensitive to that and the Board should be made aware of that as well.

Next item I would like to bring to your attention is the Medical Affairs Committee asked the executive team and the architects to go back and take a second look at where we should locate this large chiller plant that is going to take care of the Medical Center and its expansion. The first option was to put it on the river, and the second one was to put it in a location which we refer to as the Parks Hall location. The recommendation coming forward is to put the chiller plant at the Parks Hall location. It will cost more money to do it now. It will be a total build out now with expansion capabilities verses a phase one/phase two on the river. We felt it was very important to preserve the river and to preserve the green space while not going into the flood plane, the operating efficiencies are the same, so on the consent agenda today you will see the chiller plant. It was sent on to the Fiscal Affairs Committee as well, and both Committees are endorsing that.

The ninth item I would like to bring to your attention is that at one point we were considering bringing some of the clinical buildings west of Cannon, when in fact we reviewed all the architectural

planning and drawings, we decided to keep everything east of Cannon, so technically we needed to merge those budgets back together, which we took action on yesterday as well as in the Fiscal Affairs Committee.

The last thing I would like to make sure we understand is the item that the Committee on Trusteeship discussed, and endorsed as did the Medical Affairs Committee, that is the Medical Affairs Committee heard a comprehensive presentation as it relates to the structure of the Medical Center and the reorganization of the Medical Center as it relates to its bylaws. We basically are in agreement with this, we know it is consistent with President Gee's One University Program. We really do believe it is a facilitating communication. We think it is going to help us with alignment of strategy and alignment of focus. Basically what we are talking about is a creation of a Medical Center Board that will report up to the Medical Affairs Committee, which is the Board of Trustees committee. Underneath the Medical Center Board will be the Hospital Boards. So making up the Medical Center Board you will have five chairs of the Hospital Board, six other public officials to be nominated, you will have a number of ex-officio individuals, and two of them are voting ex officio members, that being our president and also Dr. Gabbe, Senior Vice President for Health Sciences. There are interlocking memberships between the Medical Affairs Committee and the Medical Center Board, specifically the Medical Affairs Committee chair will serve as a member of the Medical Center Board, and the Medical Center Board chair will serve as a member of the Medical Affairs Committee. That again enhances the communication, ensures we have no surprises and brings awareness to any sensitivities being brought forward at the appropriate time. Each Hospital Board chair will also serve on the Medical Center Board.

The last thing I would like to bring to your attention as it relates to this is bylaw 3335-95-01, will be deleted as it relates to the third sentence in its entirety. Now in order for this program to be implemented correctly, we are going to call for a very comprehensive orientation of all Boards, the Medical Affairs Committee, the Medical Center Board and the Hospital Boards to make sure that we have a very clear function delineation as to what is going to happen in each of the respective boards.

Mr. Chair, that completes my report. The Medical Affairs Committee has recommended that we go forward with this bylaw change, and the other items are on the consent agenda as well. I would be happy to entertain any questions.

Dr. Cloyd:

Thank you Mr. Brass. Any questions or comments?

Dr. Gee:

I would just like to make one comment. That is that the realignment of our Medical Center Board is very consistent with the realignment we are doing throughout the institution. We have been taking a long look at how we make certain two things happen; one is that we have Boards that have real work and real effectiveness and secondly, we make certain that these Boards are accountable to this Board, so that we will no longer have any lack of clarity in terms of the

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relationship among those Boards. The Medical Center happens to be the first one to undergo this process, but we are doing this throughout the institution now, and we appreciate the leadership you have provided, Mr. Brass, in helping us move this through.

Mr. Brass:

I think it is a step in the right direction. I think it will serve our medical enterprise as we go forward very nicely.

Dr. Cloyd:

I have two questions and then a comment Mr. Brass.

Relative to this proposal on the Hospital Boards, has there been a full communication of the proposal and understanding with the existing Hospital Boards?

Mr. Brass:

Dr. Gabbe, do you want to take a stab at that. I can also answer that.

Dr. Gabbe:

Yes, we have discussed this with the leadership of those groups.

Mr. Brass:

What has not been discussed yet is to who the new Board members will be and who the chairs will be. That will happen between now and the summer.

Dr. Gee:

We need to have this approved first, but the answer is, Dr. Gabbe and Chris Culley did a very good job at having conversations with all of the effected individuals to make certain that there was no surprise here.

Dr. Cloyd:

That was one of the things I was trying to clarify, President Gee, and maybe I would come back to Dr. Gabbe on this, because the fact we will be voting and bringing this into effect today and we have had the discussion yesterday, it is the public forum, I really want to assure that any existing Hospital Boards members hear from us and understand what the changes are and how we are going to modify our practice and some of the details we are describing here so that they do not read about it the newspaper.

Dr. Gee:

We will have to work really fast between now and tomorrow. No, just kidding, we are in good shape with that.

Dr. Cloyd:

Good, thank you.

The question I have comes back to this Route 315 change, and I know this was talked about earlier in committee, but they showed a flyer that patients would have to help them with the ingress and the egress of the campus. The question I have, is there anything else we need to work on with ODOT, regarding electronic signage or whatever that will be helping people trying to come into the Medical Center. I assume we have a fair amount of traffic of people who are not Columbus natives that will be trying to get into the hospital and it would help them through the difficulties they are going to have now with these ramps closed down.

Mr. Brass:

You are absolutely correct, and I think those patients that are scheduled, that we know are coming in for ambulatory, inpatient and so on, that communication is being programmed. It is the ones that are unscheduled. As it relates to that we have to make sure that we have tremendous communication with the emergency support people so that they know exactly what is closed and what is opened, and what routes to take. We absolutely have to have great signage, and I think we have some work yet to do as it relates to discussions with ODOT and as it relates to what we can do together to ease up the situation. I am very concerned about the situation because we have tremendous traffic coming down 315 into the Medical Center and into the University, so I do think we have some due diligence work to do. Your sensitivity is noted and I think very appropriate.

Mr. McFerson:

It is a two year project too, northbound this summer and southbound next summer. The people will see it down then up and then down.

Dr. Cloyd:

The comment I want to make is really a thank you to Dr. Gabbe, Dr. Souba and all the people that have been involved in our academic Medical Center when we hear these statistics. I think it is remarkable progress. You are the largest stimulator of jobs in central Ohio in recent times in terms of the economic impact you provide. You have a profitable positive cash flow situation in probably what is the most difficult economic environment in the world in terms of medical health care. Your research dollars go up every year, and then we hear these kinds of reports on both the students that you have and the quality of the students coming in as well as hearing about these residencies placements. When we think across the vision and mission of this University, and highest quality of education, highest quality of research, highest quality service, and as a part of that service stimulating positive economic impact in Ohio, it is really up to President Gee to do this, but my vote would be an A+ to you and your folks. Thank you very, very much for some outstanding service.

Any other questions or comments on this report? If not we will move to the Development and Investment Committee Report.

Mr. Wexner:

I will yield first to Peter Weiler.

Mr. Peter B. Weiler:

Mr. Chairman, the Committee reviewed our third quarter results of our fundraising progress both compared to our annual goal of \$350 million, and compared to last year at this same time at the end of March, \$241 million has been raised which represents 69% of our goal, with 75% of the year having elapsed. When we compare that number to last year it reflects a decrease in outright gifts by 19% of which most of that is gifts from foundations, and we conclude that deficit probably is a reflection in their own principle balances being severely effected by these market conditions. On the bright side, new gifts, pledges and planned gifts are all up 57% and 18% respectively. Overall we are 3% ahead of where we were last year at this same time. The Committee was informed about several new gifts of \$1 million or more since our last meeting, I will just mention a few; a \$7 million gift for the renovation of Sullivant Hall from the Elizabeth Ireland Graves Charitable Trust, a \$4 million gift in kind of cartoon art to the University Libraries from the International Museum of Cartoon Art, a \$1 million pledge to Project ONE from Cheryl Kreuger, a \$3.5 million pledge for the renovations of Sullivant Hall from Jeanie Schulz, who is the widow of Charles Schulz of Peanuts fame.

Lastly, we reported to the Committee plans for raising much needed student scholarship support as part of the Student's First Initiative started by President Gee. The Students First, Students Now fundraising initiative will have a working goal of \$100 million to be raised over the next two and a half years. When successful we will estimate that between 7,500 and 10,000 new students will be financially assisted each year depending upon the size of those individual awards. That concludes my report.

Dr. Cloyd:

Thank you Mr. Weiler, any questions or comments?

It is certainly encouraging in the macroeconomic environment we have right now to hear the development report. It sounds like this virus of love you talk about, Dr. Gee, you, Peter and others are spreading it readily and maybe you can hook up with Dr. Gabbe and we could get a further mutation of that virus so it even further loosens billfolds. That would be a good deal.

Really it is reassuring to hear that. Anything else from the Development and Investment Committee?

Mr. Jonathan Hook:

Following Peter's report we turned to the long-term investment portfolio. We had two items of business with which to deal that had been presented for first reading at the February Board Meeting, and were on the agenda for approval this time. The first was the issue of combining the University endowment and the Foundation endowment into one pool with one unified payout rate, where as the two pools had separate payouts of 4.5% and 4% respectively. The request was to have a new payout of 4.25% for the combined pool. Other changes requested were to use a seven year smoothing formula for the calculation of the payout which will help to moderate fluctuations in the payout amounts year in and year out. The current

use of a ceiling and a floor around increases and decreases will be eliminated, as well the five year smoothing methodology that had been used. For one year, the next fiscal year 2009-10, there will be a floor instituted so no endowment recipient will see a decline in distribution greater than 3%. Lastly, the policy will be reviewed in 12 months and should be revisited annually by the Committee and Board as a matter of good governance. The matter was discussed and approved by the Committee at that point.

The second matter to come to the Committee was the request to alter the asset allocation methodology used by the investment office to manage the long-term pool. This was also brought to the Committee for a first reading in February. The new policy allows for fewer and broader asset categories and focuses more on risk management than does the old model. The new model also allows our office to be more flexible and opportunistic which will assist us especially in financial markets such as we are experiencing today. The Committee was apprised of some of the changes that have been made to the portfolio over the last several months in both types of managers as well as the percentage shift in certain strategies. Following the terrible environment during the fall of 2008, the portfolio has been gaining traction and has been positive since December, while the markets have remained negative. While this is a very short timeframe on which to make any judgments it is at least comforting to see some positive affirmation of the efforts of our team. After an additional discussion by the Committee on these issues, the changes were approved.

Following those two business matters, Kerry Kirk from Cambridge Associates, who is one of our endowments' investment consultants made a presentation on sticking to one's strategic asset allocation plan in times of difficulty. His presentation discussed many historic results dating back to the beginning of the 1900's through the current market. The underlying conclusion of Cambridge's work was to adopt one's strategic plan and adhere to it, however allowing for some tactical deviations. This presentation was for discussion only, and after the Committee reflected upon the consultants report the meeting was adjourned.

Dr. Cloyd:

Thank you very much Mr. Hook. Any other comments or questions.

We will next go to the report on Academic Affairs and Student Life.

Ambassador Ong:

Thank you Mr. Chairman. At our meeting yesterday we heard five presentations from 1) vice president for student life, Javaune Adams Gaston; 2) interim executive dean of arts and sciences and vice provost, Joan Leitzel; 3) vice provost of graduate education and dean of the graduate school, Patrick Osmer; and 4) Professor Tim Gerber.

Dr. Adams-Gaston's first presentation dealt with residential life as part of her vision for student life on the whole. She explained the observation that had been backed by research that students who live in campus housing have a better overall collegiate experience, including higher grades and graduation rate, stronger interpersonal

relationships with other students and greater attachment to the University when they become alumni. Residential facilities and residential life programming must support each other and together produce new whole student success models, especially our high ability students who are apparently looking for residential life experience and that experience they feel gives them added academic support, added opportunities for personal development and social opportunities that they expect in a top flight university. As a conclusion to her presentation, Dr. Adams-Gaston gave us a strategic overview of the current renovation of existing dormitory buildings and beds as well as the conversion into a dormitory of the recently acquired Holiday Inn on Lane Avenue.

Her second presentation dealt with a proposal which needs a little background. A proposal to create a fairly substantial student aid legal clinic. By way of background, there has been for some years a small office that has provided legal aid to students with respect to housing, it is limited to student housing and legal problems that arise as a result of that. This proposal which Dr. Adams-Gaston discussed with us would significantly increase, a little more than double the number of lawyers involved, and would significantly increase the type and variety of legal services to be offered beyond simply housing matters. We had a lively discussion of that. Two of our Committee members who are distinguished lawyers raised some questions about the definition of the scope of the services to be provided, and we agreed that we would take this recommendation under consideration, but that Dr. Adams-Gaston should return to us at a future meeting to present it for Committee action.

The next presentation was by Dr. Leitzel and had to do with the action taken a year ago to make various organizational and other changes in the pre-existing federation of the five colleges of the arts and sciences. These actions by the president and provost were aimed at the restructuring of this five college federation. Dr. Leitzel has become the interim executive dean as well as vice provost of the five colleges and has been working over the past year to begin this restructuring. She was happy to report to us that she has made significant progress. She basically has three goals for the restructuring: 1) to realign programs, units, departments, schools and centers within the five colleges; 2) see that students receive increased interdisciplinary opportunities including interdisciplinary majors and minors, and receive international experiences as the result of President Gee's – One Passport Per Student – Initiative; 3) undertake the semester conversion when it is approved, which will be a very substantial undertaking in terms of redoing the curriculum. Another goal has been to create an administrative structure that is efficient, effective and less costly than that which previously existed. Thus far, 13 college and administrative full-time equivalent positions have been reduced. There is an ongoing review of business processes and organizational design by navigator consultants and a number of the redesign actions that have already been taken or at least agreed upon are: one shared service center for all human relations and payroll activities, three regional service centers for procurement and financial transaction level activities, service improvements to eliminate duplication in non-value added steps, and the creation of some technology solutions to improve longer term efficiency of support operations. All of these should be fully in place by the end of this calendar year. Other work that is in process is continued work in the environmental sciences and life sciences to

recreate departments by combinations and in some cases eliminations, measures to create more budget flexibility, and the development of a centralized budget model for the entire arts and sciences area of the University, and of course planning for the capital campaign.

Dr. Leitzel indicated that the challenges she sees are building a common culture, because the pre-existing colleges each had a separate kind of cultural background, many cases a source of strength. She feels that there needs to be some common element that will bind them more closely together - facilitating cross disciplinary research and interdisciplinary instruction, semester conversion, and then of course continuing to deal with the long-term process with inherited costs. We were very pleased by this report because it showed that simply announcing the actions a year ago was not what has been done, it has been a year of solid contribution and accomplishment and, of course, I think many would agree that this consolidation of the Arts and Sciences is not only an unprecedented step but one that has enormous potential benefits for the University.

Next we had a presentation similar to Dr. Leitzel's from Vice Provost Osmer, that being it was a one year update on an ongoing activity. That activity was the completion of the study of our existing ninety some Ph.D. programs which was presented to this Board in April of last year. This brought us up-to-date on what has been happening as a follow-up to that initial study. The study of course was a pioneering one, and Dr. Osmer was very pleased to point out that we have received a lot of national recognition for it, in particular a recent article in the *Chronicle of Higher Education* which I think must have been written by our public affairs department. I do not think we could have done it much better than they did.

You will recall the team that did this evaluation classified all the Ph.D. programs into six categories of very high quality and world class - we do not need to fix them just do their thing - strong, very solid programs that might need a little twitching here and there but basically we're appropriate for reinvestment; good, your average program, newly developing programs; and there were just a few of those that were so new that the investigating team really felt that they could not reach any conclusion; a number of programs, which in their view, needed to be seriously reassessed and/or restructured; and then finally in a few cases programs that they recommended be at least disinvestment if not pure elimination. Dr. Osmer reported that already as a result of the study and the differentiation among programs, there was a universal view that our stipends were not quite high enough. Substantial increases in graduate student stipends on a multi-year basis have been put into effect already. A second thing that has been looked at and is beginning to be done is to assess overall efforts of biological and life sciences on the one hand and earth and environmental sciences on the other hand. There is a lot of opportunity either for restructuring or for interdisciplinary activity there.

He was happy to report that the individual colleges have been very responsive to the plan findings and have undertaken increased attention to recruiting program quality -- stipends.

The colleges are also taking action right across the board. All of the programs in that reassess or restructure category, every one of them, have a program underway to do exactly that, to see what action they can take to reassess or perhaps restructure their program. All four of those programs which were recommended for disinvestment or elimination have been acted upon, two of them have been closed, one of them has been merged into another program so that there is only one remaining, and a fourth one has been turned into a track, within another Ph.D. program.

The doctoral program review has categorized several major things, a major reorganization of the College of Biological Sciences which is ongoing at this point. A little farther down the road, or a little more in the inception stage, is a major reorganization of the College of Engineering. In Dr. Osmer's opinion both of these are outcomes of the issues raised by the study. Once again the Committee was very pleased with this report. It indicated that the study, as many studies often are, is not just a study it is a study that has become a catalyst not just for some action but a lot of action right across the entire University.

Finally we had a presentation by Professor Tim Gerber on the conversion to the semester calendar from the quarter calendar. Professor Gerber had been a member of a 15 faculty member committee that had explored this issue at great depth, and had reported out unanimously in favor of the conversion. Even though as he frankly said, he would just assume rewrite all of his courses as eat sand, but he felt that it was the right thing to do, and more than that it really represented an opportunity to make a change in the University. Because what this basically amounts to is a rewriting or reestablishment of the entire curriculum. The faculty senate voted by a very substantial majority to approve this conversion. We had a discussion about that, and at the end of the discussion it was quite clear that the Committee unanimously felt that they should present this to the Board for approval at this meeting, and we have a copy of the necessary resolution, you have that in front of you, and I would move its approval.

Dr. Cloyd:

Did you have any other aspect of your report Ambassador?

Ambassador Ong:

No, just that the provost reviewed with us a few items, I think they are items eight, nine and ten on the consent agenda.

Dr. Cloyd:

If we could I would like to hold just one moment on the vote on the resolution and see if there are any comments or questions on any of the other items that were contained in the report from Academic Affairs and Student Life.

If not, we have a resolution in front of us, the conversion to the semester calendar and we have a motion to approve this.

CONVERSION TO THE SEMESTER CALENDAR

Resolution No. 2009-65

April 2 and 3, 2009 meeting, Board of Trustees

Synopsis: Approval of the conversion from quarters to semesters is proposed.

WHEREAS the University System of Ohio's *Strategic Plan for Higher Education, 2008-2017*, calls for a move to a common academic calendar across all Ohio universities; and

WHEREAS The Ohio State University supports an integrated system of higher education in Ohio; and

WHEREAS a semester calendar facilitates employment opportunities for graduating students as well as student research, international study, internships, service learning, and other specialized learning experiences for undergraduate and graduate students; and

WHEREAS on March 12, 2009, the University Senate approved a resolution to adopt a semester calendar with no fewer than 65 days and, with the exception of professional colleges or academic disciplines whose accreditation standards require a longer term, no more than 70 days of instruction in each semester:

NOW THEREFORE

BE IT RESOLVED, That The Ohio State University adopt a semester calendar to take effect no earlier than Autumn 2012.

Upon motion of Amb. Ong, seconded by Mr. Fisher, the Board of Trustees adopted the foregoing resolution by unanimous roll call vote, cast by Trustees Cloyd, McFerson, Davidson, Ong, Borrer, Wexner, O'Dell, Shumate, Hicks, Fisher, Schottenstein, Brass, Marbley, and Kass.

Dr. Cloyd

Thank you very much. I would like to make just a couple of comments on this before we move to the next Committee report. First of all I think this is an important step forward. I think if we take the report in it's entirety that Ambassador Ong has provided, Ohio State is really taking some pioneering steps when we look at the Arts and Science Federation, what is happening there. Certainly rightfully so our proactivity and courage in doing the right things around the graduate programs is very note worthy. Then being responsive and the importance of the move from quarters to semesters, which is going to create a level of challenge on the University, the administration, the faculty and some students. Change is difficult and we will get through this, it will be very challenging. I really want to thank everyone for their work to date, and in a forward sense thank all of those that I know are going to have to do some very heavy lifting in the future as we achieve a full conversion.

I also want to just thank four people who normally we do not really recognize in all of this. We look to the leadership of President Gee and Provost Alutto who have really been out there in the frontline and it is terrific and we thank you, but I do want to add a special thank you to Professor Gerber. I never want you to eat sand sir, but

we really do appreciate your yeoman work. Because I think one to the things I would say about this process is that it is a significant change, and it does have an element of controversy to it, but I think in this University it has been handled in an outstanding way. There has been a full airing of views. Everyone has had an opportunity to have their points heard in the process. Three other people I want to highlight, because the students obviously have a vested interest in this that I want to highlight for the leadership they have brought are Peter Koltak, Ted Bauer and our own Jason Marion. They have brought leadership with the undergraduate students, the professional students and the graduate students. These three gentleman as they have led the leadership of the various student groups over this last year, I have had a number of people in the administration and faculty tell me, they have set the high bar for inner-student cooperation. Their approach to their work is, it is about the University, and President Gee I think when you talk about One University we have seen it exemplified here. They have looked for those problems, to how do we move to get to a compromise, something that meets all people's needs. The three of you are younger than me, but you are inspiring to see the kinds of leadership you have brought, and I have learned from it. For these three student leaders, I really would like the Board to give them a round of applause because they have been really helpful.

Dr. Gee:

Mr. Chairman, could I just make an additional comment. First of all it is highly appropriate that you recognize this as a transitional moment for the University, because it is. In the nature of Universities, this is a thirty year process. This has been talked about and debated for over thirty years. In my first speech to the faculty in October of 1990, I proposed that we move to semesters. It shows how persuasive I was. I had to leave and come back and it was like Lazarus coming back from the dead again. I think the difference is this, it has been thoroughly debated, but we have great faculty leadership. Start with Dr. Gerber who did a terrific job and I thank our faculty leaders for that. There is an ironic story, Dick Gunther is not here with us today, who is the Chair of our Faculty Council, was the primary opponent to it in 1990 and became a very strong advocate for it this time around. It shows that we all make progress, I am not talking about him, I am talking about me and this instance. Then to our students, I do appreciate their leadership. They did a great job. I of course have signed their impeachment credentials right now. There are some of our students who will get used to this as a process, but change is difficult. This is a transformative moment for this institution because it does set us on a course not only to move to semesters, but also a course to be able to in so many ways recalibrate the nature of our academic work and to modernize the University in ways I think will be very helpful, and set us in the leadership role nationally, and for that I am grateful, so I acknowledge that and I acknowledge our students.

Dr. Cloyd:

Thank you very much President Gee.

Next I would like to go to the report from the Fiscal Affairs Committee.

Ms. Davidson:

Thank you Mr. Chairman. Our Committee also met late yesterday afternoon, and the first item on our agenda was a review of our finances, which we are doing on a much more regular basis because of the uncertainty of the times. I am pleased to report that our enrollment is remaining very strong and that is one of the major factors we need to think about, and the Medical Center which is one of our other major factors, as Alan has already talked about, is still positive. There are a few little troubling signs on the horizon there that we will be tracking very closely and that we will review from Alan's request that there be a total review of ProjectONE before we make any additional steps forward.

Mr. Shkurti also shared with us the continued work he and the staff are doing on actual cost savings initiatives. As you know we have a responsibility to do that under our two year budget because of the tuition freeze, but we are much exceeding what we are required to achieve in cost savings. We are doing that under strategic purchasing. We are saving some money on our benefit plan because we are striving to improve the health of our employees. We are doing good in the energy management field, and we are also streamlining the streamlining process we have done with your support. Our capital projects are saving us some money because we do not have as many steps to go through and we are able to complete them much more quickly. Some of the space consolidation is saving us money from the demolition of some buildings that we were maintaining, and the consolidation of Arts and Sciences will in the long haul save us some very precious dollars for the University.

We also had a report on the Governor's budget, which as you know is currently under consideration in the state legislature, probably not to be finalized until the end of June. As it stands right now the funding for the core programs here at The Ohio State University is going very well. As you know there will be another tuition freeze for the school year that starts in the fall, and this tuition freeze will be the first time, I think, since 1955 that the University has gone three years in a row without a tuition increase. Then because there has been an agreement reached, the tuition increase for the following year would not exceed 3.5%. We are very appreciative of the Governor's budget and protecting this core funding for the Universities across the state. We are having some cuts in our line item appropriations that have already affected, obviously, OARDC and also some of the programs in some of our counties, and those are continuing to be troubling signs, but I know we have good work being done by our staff on that issue.

There is one time stimulus money that should be very helpful to the University in many ways, particularly in the areas of research where there will be more research grants available under the National Institutes of Health (NIH) and the National Science Foundation (NSF). There will also be some money available through the Department of Defense, and one thing that we discussed at length today, also some for energy related projects to increase the efficiency or energy buildings. We are also very conscious that one time stimulus money is (in some significant portions) going towards the funding for higher education, and we need to keep that in our

minds as we work toward the next budget following this, and whether or not that will be an issue we have to deal with.

There are five items on the agenda for your consideration today. The first is an amended resolution, which was distributed to you before the meeting. It deals with entering into design contracts, authorizing the hiring of a contract construction manager, and also to give the approval to move ahead with the following projects; Cunz Hall, high voltage switch and cable replacement and a facility at OARDC. The other issue here is giving your approval in resolution form for actually what we have done in looking at the budget for ProjectONE. It has been repackaged because of the changes from west of Cannon to east of Cannon and we want to be sure that we have an official Board approval on that.

The other items for approval today include the Master Plan for Ohio University, Lima Regional Campus, which was presented to us yesterday by Dr. Snyder, in which we are recommending approval. The purchase of real property, which would be the Holiday Inn, that everyone knows we have been talking about purchasing and moving very quickly to change it into student dormitory rooms. The lease of space, and this would be the last office space that is available in our Gateway project, to the James Cancer Hospital and the Comprehensive Cancer Center for their use. Then two easements, one to the City of Columbus for sewer that will accommodate our Ohio Union construction, and the other to Columbus Southern, which is an emergency need on their part, but it crosses our property out in Grove City where we have the WOSU antenna and tower. Those are the five items we are recommending for approval today.

I would be happy to answer any questions.

Dr. Cloyd:

Thank you Ms. Davidson. Any questions or comments?

We will now have a report from Agricultural Affairs Committee.

Mr. Fisher:

Thank you Mr. Chairman, and I would like to report at the prompting of the President last night, all the Committee members were on time at 7:30 am this morning, including our retiring chairman. I thought that was pretty impressive.

To elaborate on some of the budget issues as it pertains to the two line items, which were Extension and OARDC, that happens to be 85% of the operating funds for the College of Food, Agricultural and Environmental Sciences, so this is an issue we are working on and it is a very serious budget challenge. Particularly, looking at this year's current budget and the next two years that is about a 24% or over a \$6 million cut projected for Extension, and a 14.5% or a \$5.4 million for OARDC. It is critical in terms of Extension, which is right now at the forefront of economic development in our rural counties and leadership development for our youth particularly through our 4-H program. OARDC is on the cutting-edge of our participation in Agbiosciences and the new Agricultural Agribusiness economy.

Some work to be done there and collectively, constituents and the administration are working on that.

Relative to our Agricultural Technical Institute (ATI), there is some good news. Last year we accepted the Hawks Nest Golf Course as part of our academic program and research facilities at ATI. We have had an increase in our turf grass management students and the opportunity to work there at that golf course has been a great addition to the academic program. In addition, I just want to keep you informed that the cash flow at Hawks Nest is in a positive position, and we are watching that closely. All of us were concerned about that a year ago, and it is performing very well at this point in time.

ATI has also been working very hard to deal with some financial challenges. Ninety-five percent of our resources come from student enrollment at ATI. We have had a slight increase there, and under Dean Moser's leadership, they turned a deficit situation at ATI into a positive cash flow, so that is good news as well.

As Speaker Davidson reported on the facility at OARDC, the Plant and Animal AgroSecurity Facility (PAAR), a much needed facility, it happens that we already have a very strong Food Animal Health Program in place, strong faculty in place but we are lacking facility, so this is a much needed facility. It is one of six such facilities in the country, and it really ties into our goals relative to food security, production in human health and public health preparedness for infectious diseases. We are very happy that this project is moving forward.

We had a review of the student recruitment and enrollment in the College of Food, Agricultural and Environmental Science. We are happy to report that student recruitment is resulting in increased enrollment. We have a nice increase in our financial support package for our students. We are working hard on recruiting minority students in the college. All of our students now complete an internship before graduation, and we continue the emphasis on international studies, and the number of students who have that opportunity during their time at Ohio State is increasing each and every year.

Lastly, the good thing is that even if these numbers are down a little bit because of the economy, 91% of our students, when they receive their degree, have someplace to go the next day by way of continuing education or a job. Even in this economy that is down a little bit, that is a strong number and we are happy about that.

Dr. Cloyd:

Thank you Mr. Fisher. Any questions or comments?

The consent agenda is now before the Trustees, and I would call on President Gee to present it to the Board.

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CONSENT AGENDA

Dr. Gee:

Thank you Mr. Chairman, we have 19 resolutions on the consent agenda with changes in item number two, as proposed by Mr. Brass in his report, and we are asking that a separate vote be held for item five, therefore we are seeking approval for the following:

THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES AMENDED COMMITTEE APPOINTMENTS 2008- 2009

Resolution No. 2009-66

BE IT RESOLVED, That the appointments to Committees for 2008-09 be amended as follows:

Academic Affairs and Student Life Committee:

John D. Ong, Chair
Douglas G. Borrer, Vice Chair
G. Gilbert Cloyd, ex officio
John C. Fisher
Linda S. Kass
Algenon L. Marbley
Jason W. Marion
Ronald A. Ratner
Alex Shumate

Fiscal Affairs Committee:

Jo Ann Davidson, Chair
Brian K. Hicks, Vice Chair
Alan W. Brass
G. Gilbert Cloyd, ex officio
Dimon R. McFerson
Walden W. O'Dell
RONALD A. RATNER
Robert H. Schottenstein
Debra J. Van Camp
Leslie H. Wexner

Audit and Compliance Committee:

Robert H. Schottenstein, Chair
John C. Fisher, Vice Chair
G. Gilbert Cloyd, ex officio
Linda S. Kass
Walden W. O'Dell
Ronald A. Ratner
James Bachmann
James Gilmour

Medical Affairs Committee:

Alan W. Brass, Chair
Algenon L. Marbley, Vice Chair
G. Gilbert Cloyd, ex officio
Douglas G. Borrer
Jo Ann Davidson
Brian K. Hicks
Dimon R. McFerson

Development and Investment Committee:

Leslie H. Wexner, Chair
Walden W. O'Dell, Vice Chair
G. Gilbert Cloyd, ex officio
John C. Fisher
Linda S. Kass
Ronald A. Ratner
Robert H. Schottenstein
Debra J. Van Camp
John B. Gerlach, Jr.
David A. Rismiller

Committee on Trusteeship:

Dimon R. McFerson, Chair
Alex Shumate, Vice Chair
G. Gilbert Cloyd, ex officio
Jo Ann Davidson
Brian K. Hicks
Jason W. Marion
John D. Ong

Agricultural Affairs Committee:

John C. Fisher, Chair
Robert Boggs, Vice Chair, ex officio
Douglas G. Borrer
G. Gilbert Cloyd, ex officio
Jason W. Marion
John D. Ong
Debra J. Van Camp

Compensation and Talent Development Committee:

G. Gilbert Cloyd, Chair
Alan W. Brass
Robert H. Schottenstein
Alex Shumate

**AMENDMENTS TO THE BYLAWS OF THE BOARD OF TRUSTEES,
UNIVERSITY HOSPITALS BOARD BYLAWS, AND THE ARTHUR G.
JAMES CANCER HOSPITAL AND RICHARD J. SOLOVE
RESEARCH INSTITUTE BOARD BYLAWS**

Resolution No. 2009-67

Synopsis: As proposed by the President and upon the recommendation of the Committee on Trusteeship and the Medical Affairs Committee of this Board, adoption of amendments to the *Bylaws of The Board of Trustees, University Hospitals Board Bylaws, and The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute Board Bylaws* is recommended.

WHEREAS to advance President Gee's vision of One University there is a need to better align all of the administrative governance bodies of the University Medical Center to provide one unified structure for the entire Medical Center working toward shared University and Medical Center goals; and

WHEREAS this governance restructuring would encompass the following changes:

- A new Medical Center Board reporting to the Board of Trustees through the Medical Affairs Committee and accountable to the Board of Trustees through the President and the Senior Vice President for Health Sciences will be created,
- The Medical Center Board would be responsible for governance of the Medical Center and would have oversight authority for the hospital boards for University Hospitals, the James Cancer Hospital, OSU Harding Hospital, the Ross Heart Hospital, and University Hospitals East,
- The Chair of the Board of Trustees Medical Affairs Committee will be an ex officio, non-voting member of the Medical Center Board, and the Chair of the Medical Center Board will be an ex officio, non-voting member of the Medical Affairs Committee, and the changes to the Bylaws provide an exception for a Trustee to serve on this related board,
- Existing bylaws and rules for the five current hospital boards are repealed, and the existing hospital boards are replaced by the new boards, including restarting all terms of office,
- The five new hospital boards each will have a common plan of organization and mission that will include strategic planning for that hospital, and
- From time to time, the Board of Trustees may appoint individuals who have provided exemplary service on any of these boards as members of the new Medical Center Emeritus Board; and

WHEREAS the revisions to the *Bylaws of The Board of Trustees, University Hospitals Board Bylaws, and The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute Board Bylaws* are detailed on the attached amendments:

NOW THEREFORE

April 2 and 3, 2009 meeting, Board of Trustees

BE IT RESOLVED, That the attached amendments to the *Bylaws of The Board of Trustees, University Hospitals Board Bylaws, and The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute Board Bylaws* are hereby adopted, effective immediately, and the President is authorized and directed to take all actions necessary and appropriate to implement these changes; and

BE IT FURTHER RESOLVED, That the Board of Trustees hereby authorizes and directs the University Medical Center and the Office of Legal Affairs to develop and implement, on a continuing basis, an orientation and training program for members of these Medical Center boards, with the initial orientation taking place for members of all Medical Center boards no later than July 31, 2009; and

BE IT FURTHER RESOLVED, That the President and Senior Vice President for Health Sciences shall report back to the Board of Trustees from time to time on the implementation of these changes.

(See Appendix XXXI for background information, page 781.)

**UNIVERSITY HOSPITALS BOARD REAPPOINTMENTS AND
RICHARD M. ROSS HEART HOSPITAL BOARD REAPPOINTMENT**
Resolution No. 2009-68

Synopsis: Approval of reappointments to the University Hospitals Board and to the Richard M. Ross Heart Hospital Board is proposed.

WHEREAS the Board of Trustees on November 30, 1979, approved the establishment of a University Hospitals Board; and

WHEREAS in accordance with the University Hospitals Bylaws, all members of the Board shall be appointed by The Ohio State University Board of Trustees in consultation with the President of the University, and may serve a three-year term; and

WHEREAS the Board of Trustees on October 3, 2003, approved the establishment of the Richard M. Ross Heart Hospital Board; and

WHEREAS all members of a specialized board shall be appointed by the Ohio state university Board of Trustees, in accordance with University Hospitals Board Bylaw 3335-104-01, and in consultation with the vice president for health services, the senior vice president for health sciences, and the president of the University:

NOW THEREFORE

BE IT RESOLVED, That the following individuals be reappointed as citizen members as follows:

University Hospitals Board

David P. Lauer (2nd consecutive term) – effective April 1, 2009, through March 31, 2012

Anthony C. White (2nd consecutive term) – effective July 1, 2009, through June 30, 2012

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WHEREAS the central reasons for converting to a tagged degree program include: curriculum design flexibility, student self-identification, industry support, and dual degree opportunities; and

WHEREAS the proposal has the support of the College of Food, Agricultural, and Environmental Sciences, and the concurrence of related programs within the university; and

WHEREAS the proposal was reviewed and approved by the Council on Academic Affairs and by University Senate at its March 12, 2009, meeting:

NOW THEREFORE

BE IT RESOLVED, That the proposal to establish a Bachelor of Science in Construction System Management Degree is hereby approved, effective upon the approval of the Ohio Board of Regents.

**RENAMING OF THE DEPARTMENT OF INDUSTRIAL,
WELDING, AND SYSTEMS ENGINEERING**

Resolution No. 2009-73

Synopsis: The renaming of the Department of Industrial, Welding, and Systems Engineering to the Department of Integrated Systems Engineering is proposed.

WHEREAS the Department of Industrial, Welding, and Systems Engineering has administered two programs: Industrial and Systems Engineering, and Welding Engineering since the merging of their respective departments in 1994; and

WHEREAS the current name implies that the department's focus is on industrial welding systems, leading to confusion among the department's academic peers; and

WHEREAS the proposed name better represents the interdisciplinary nature of the department's two programs; and

WHEREAS the proposal has the support of the College of Engineering, and the concurrence from the Fisher College of Business; and

WHEREAS the proposal was approved by the Council on Academic Affairs, and the University Senate at its meeting on February 12, 2009:

NOW THEREFORE

BE IT RESOLVED, That the Department of Industrial, Welding, and Systems Engineering be renamed to the Department of Integrated Systems Engineering, effective immediately.

PERSONNEL ACTIONS

Resolution No. 2009-74

BE IT RESOLVED, That the personnel actions as recorded in the Personnel Budget Records of the University since the February 6,

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2009, meeting of the Board, including the following Appointments, Reappointment, Appointment of Director, Leaves of Absence without Salary, Professional Improvement Leaves, and Emeritus Titles be approved.

Appointments

Name: JASON H. CALHOUN
Title: Professor (The Frank J. Kloenne Chair in Orthopedic Surgery)
College: Medicine
Term: January 15, 2009, through June 30, 2012
Concurrent: Chair, Department of Orthopaedics

Name: ARNAB CHAKRAVARTI
Title: Professor (The Max Morehouse Chair in Cancer Research)
College: Medicine
Term: April 1, 2009, through March 31, 2013
Concurrent: Chair, Department of Radiation Medicine

Name: MARY BETH FONTANA
Title: Associate Professor (The Harry C. and Mary Elizabeth Powelson Professorship in Medicine)
College: Medicine
Term: July 1, 2009, through June 30, 2013

Name: SUSAN S. WILLIAMS
Title: Vice Provost for Academic Policy and Faculty Resources
Office: Academic Affairs
Effective: April 1, 2009

Reappointment

Name: WILLIAM L. MACDONALD
Title: Dean and Director
Regional Campus: The Ohio State University - Newark
Term: July 1, 2009, through June 30, 2014

Appointment of Director

DAVID JARJOURA, Director, Center for Biostatistics, effective March 1, 2009, through February 28, 2013.

RESOLUTIONS IN MEMORIAM

Resolution No. 2009-75

Samuel W. Bone

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on January 2, 2009, of Samuel W. Bone, Professor Emeritus in the School of Environment and Natural Resources.

Professor Bone held B.S. and M.S. degrees in agronomy from The Ohio State University. He worked as an Extension agronomist for

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many years, traveling throughout Ohio and collaborating with county and state specialists to develop educational programs related to soil management for improved agricultural production, as well as non-agricultural uses of lands and soils. He was particularly interested in tillage systems and was an early proponent of no-till agriculture.

Professor Bone worked with the USDA-Soil Conservation Service as a soil scientist from 1949-52 and served as a soil survey party leader with the Ohio Department of Natural Resources from 1952-55. He began his OSU career as an instructor in 1955 and retired as a professor of agronomy in 1980. He was active in many professional and technical societies, including the Soil Conservation Society of America, Epsilon Sigma Phi, Gamma Sigma Delta, the American Society of Agronomy, and other national and local professional organizations.

Professor Bone was instrumental in helping to establish the Farm Science Review, one of the largest agricultural expositions in the U.S., now held annually in London, Ohio. He developed a taxation guide for Ohio farmland based on soil productivity, and was instrumental in establishing early guidelines for tillage systems to reduce soil erosion. He was an active supporter of 4-H and frequently taught youth at various state 4-H conservation camps, including one on Kelley's Island in Lake Erie.

Professor Bone served the University community well through his participation on numerous committees, including the Farm Science Review Program and Policy Committee, the Community Resource and Development Committee of the Ohio Cooperative Extension Service, and the Ohio Extension Professors Association.

Sam was a dedicated professional, but never to the exclusion of family and friends. He will be remembered not only for his scholarship but also for his sense of humor, great kindness, love of youth, and generosity to those less fortunate.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Samuel W. Bone its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

Paul A. Hickfang

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on February 6, 2009, of Paul A. Hickfang, Associate Professor Emeritus in the School of Music.

Professor Hickfang held degrees from the University of Texas at Austin and from the University of Michigan. During his tenure at OSU, Professor Hickfang occupied the positions of associate professor of Voice, director of Opera and, in the late 1960s and 1970s, served as head of the Vocal Performance Area in the Performance Division of the School of Music. In addition to his exemplary work as a teacher and mentor in the voice area, Professor Hickfang performed regularly as a bass soloist with memorable beauty.

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Professor Hickfang was an active and important member of the Columbus artistic community. Of special significance was his very active leadership as a member of the board of Opera Columbus, serving for many years as the coordinator of the Irma Cooper Voice Competitions.

Professor Hickfang's life was defined by an abiding and loving concern for his family, his colleagues, and the world of music beyond vocal performance and teaching. His connection with the School of Music remained close during his 22 years after retirement from the School. His great love for The Ohio State University remained steadfast. His colleagues in the School of Music, his former students, and all of the central Ohio community will remember him for his tremendous contributions to the musical life of our community and for his legacy as a teacher. He served as an intelligent, caring example of the values and the mission of The Ohio State University.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Paul A. Hickfang its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

Joseph H. Lynch

The Board of Trustees of The Ohio State University expresses its sorrow on the death on December 27, 2008, of Joseph H. Lynch, Distinguished University Professor in the Department of History and The Joe R. Engle Designated Chair in the History of Christianity.

Professor Lynch was born in 1943 in Springfield, Massachusetts. He graduated from Boston College as valedictorian in 1965. He received the M.A. (1966) and Ph.D. (1971) degrees from Harvard University. After teaching for one year at the University of Illinois, Urbana-Champaign, Dr. Lynch arrived at Ohio State in September 1971, received tenure in 1977 and was promoted to full professor in 1985.

Widely renowned for his skill as a teacher, Dr. Lynch taught large lecture courses, small research seminars, and classes of intermediate size. His specialty was medieval church history, but he also taught the history of Western Civilization from ancient times through the Middle Ages, as well as a popular course on the Crusades, and medieval history in general. Some of his teaching was informal. He was a devoted mentor for graduate and undergraduate students. He directed 11 students to the Ph.D. degree, 21 to the M.A. degree, and three undergraduate students preparing honors theses. He frequently read Latin texts with graduate students on a volunteer basis. This impressive record won him the Alumni Distinguished Teaching Award (1978), the Teaching Award of the Ohio State Alumni of Greater Cleveland (1998), and induction into the Ohio State University Academy of Teaching (1993). A singular recognition of Professor Lynch's reputation as a teacher was an invitation by the University president to deliver the Winter 2007 Commencement Address to Ohio State's graduating class.

Joseph Lynch's eminence in scholarship equaled his brilliance in teaching. His first book Simoniacal Entry in Religious Life dealt with the sale of church offices in the 11th, 12th, and 13th centuries. A second

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major study, Godparents and Kinship in Early Medieval Europe, appeared in 1986 and received the Ohio Academy of History Book Prize the following year. In 1998 he published Christianizing Kinship: Ritual Sponsorship in Anglo-Saxon England. In 1992 Longman's in England published his widely read book on medieval Christianity, The Medieval Church: A Brief History. A second edition of this work will be released later this year. Shortly before he died, Dr. Lynch completed Early Christianity: A Brief History. The rest of his scholarly work appeared in the form of 14 articles and 49 reviews. Among the accolades Professor Lynch received for scholarship were fellowships from the American Council of Learned Societies, the National Endowment for the Humanities, and the John Simon Guggenheim Foundation. In 1988-89 he was a visiting fellow in the School of Historical Studies of the Institute for Advanced Study in Princeton, New Jersey. In 2008 Dr. Lynch was elected a Fellow of the Medieval Academy.

Professor Lynch's record of professional service was also notable. He served as director of the Center for Medieval and Renaissance Studies, 1978-83, and as chair of the Department of History, 1989-93. In 1993 he received both the College of Humanities Exemplary Faculty Award and the Ohio Academy of History Distinguished Service Award. In 2001-02 he served as president of the Catholic Historical Association.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Joseph H. Lynch its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

George S. Serif

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on January 15, 2009, of George S. Serif, Professor Emeritus in the Department of Biochemistry.

Professor Serif held B.Sc., M. Sc., and Ph.D. degrees from McMaster University. He taught at the University of South Dakota before coming to The Ohio State University in 1962. He taught perhaps 20,000 students during his career at Ohio State and was one of the Department's most valued teachers. He demanded excellence and students profited from his high standards. His teaching was recognized by the Dean's Excellence Award in 2004.

He was promoted to full professor in 1967 and then served as chairperson of the Department of Biochemistry from 1968-80. He retired with the title of Professor Emeritus in December of 2004.

Professor Serif's research, supported both by the National Institutes of Health and the National Science Foundation, resulted in the publication of about 80 papers focused on thyroid biochemistry, the biosynthesis of L-fucose and of thioglycosides. He guided the work of numerous graduate students, a number of whom went on to high academic positions themselves.

On behalf of the University community, the Board of Trustees expresses to the family of Professor George S. Serif its deepest

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sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

UNIVERSITY DEVELOPMENT REPORT

Resolution No. 2009-76

Synopsis: The University Development Report for February 2009 is presented for Board acceptance.

WHEREAS monies are solicited and received on behalf of the University from alumni, industry, and various individuals in support of research, instructional activities, and service; and

WHEREAS such gifts are received through The Ohio State University Development Fund and The Ohio State University Foundation; and

WHEREAS this report includes the establishment of The Gertrude Parker Heer Chair in Cancer Research, and The Nina Mae Mattus Professorship; and

WHEREAS this report includes the establishment of twenty-two (22) new named endowed funds and the revision of six (6) endowed funds:

NOW THEREFORE

BE IT RESOLVED, That the acceptance of the report from The Ohio State University Development Fund and The Ohio State University Foundation for February 2009 be approved.

(See Appendix XXXII for background information, page 825.)

THE OHIO STATE UNIVERSITY DEVELOPMENT FUND

Total
Gifts

Establishment of Named Endowed Fund

A. B. Graham Leaders of Tomorrow 4-H Scholarship Fund \$36,769.83
(Established with gifts from friends of Ohio 4-H;
used to provide annual scholarships for Ohio 4-H
members and/or alumni who have demonstrated
excellence in community service and leadership)
(grandfathered)

Change in Name and Description of Named Endowed Funds

From: School of Journalism and Communication Discretionary
Endowment Fund
To: The School of Communication Discretionary Fund

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From: The Ohio Newspaper Fund for School of Journalism
Scholarships
To: The Ohio Newspaper Fund for School of Communication
Scholarships

THE OHIO STATE UNIVERSITY FOUNDATION

Establishment of Named Endowed Chair

The Gertrude Parker Heer Chair in Cancer Research \$1,263,527.59
(Established with an estate gift from Gertrude
Parker Heer; used to support the work of a
distinguished faculty member involved in cancer
research at The Arthur G. James Cancer Hospital
and Richard J. Solove Research Institute)
(grandfathered)

Establishment of Named Endowed Professorship

The Nina Mae Mattus Professorship \$500,000.00
(Established with an estate gift from Nina Mae
Mattus; used to provide a professorship position in
the Department of Textiles and Clothing in the
College of Home Economics, currently known
as the Department of Consumer Sciences in the
College of Education and Human Ecology)
(grandfathered)

Establishment of Named Endowed Funds

The Leon R. and Ada S. Klein Faculty Excellence Fund \$657,793.08
(Established with estate gifts from Leon and Ada
Klein in appreciation of the commitment to
teaching by Dr. Harold H. Maynard and Dr.
Theodore N. Beckman; used to support
recruitment and retention of world-class
management faculty in the Fisher College of
Business)

The Edwin L. and Mary Jane Overmyer Innovation Fund \$512,605.80
(Established with a gift from Edwin L. Overmyer
and Mary Jane Overmyer; used to invest in
strategic areas that elevate the Fisher College of
Business)

The Kathryn M. Danenhowe Memorial Scholarship Fund \$250,000.00
(Established with estate gifts from John H.
Danenhowe in memory of his mother; used to
provide merit scholarships)

Dr. Pliny A. and Margaret H. Price Endowment Fund in \$127,000.00
the Center of Cosmology and Astro-Particle Physics
(Established with a gift from Steve Price and Jill
Levy; used to provide a cash award to support
promising young scholars visiting the Center
for Cosmology and Astro-Particle Physics)

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The David H. Bodiker Lecture Series on Criminal Justice Fund (Established with gifts from family, friends, and colleagues; used to support a lecture series on criminal justice in the Moritz College of Law)	\$122,479.85
The Shaun and Jennifer Clark Softball Scholarship Fund (Established with a gift from Shaun Clark; used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the varsity softball team)	\$100,000.00
The Michael Andrew Chaszeyka Fund in Public Affairs (Established with an estate gift from Michael Andrew Chaszeyka; used to provide scholarship support to graduate students at the John Glenn School of Public Affairs)	\$72,800.00
The Bassak Family Athletic Scholarship Fund (Established with a gift from Ronald R. Bassak; used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the varsity football team)	\$60,000.00
The Ken Sander Family Athletic Scholarship Fund (Established with gifts from Ken H. Sander; used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the varsity football team)	\$60,000.00
The Westerheide Fund for Sports Medicine and Athletic Training (Established with gifts from Kristine E. and Kenneth J. Westerheide; used to supplement the operating budget of the Sports Medicine/Athletic Training program in the Department of Athletics)	\$60,000.00
Professorship Fund in Ottoman and Turkish History (Established with gifts from an anonymous donor; used to support the study of Ottoman and modern Turkish history)	\$54,126.80
The Russ Hellickson Wrestling Scholarship Fund (Established with a gift from an anonymous friend of the University; used to supplement the grant-in-aid scholarship costs of a student-athlete who is a member of the varsity wrestling team)	\$50,000.00
Doris Huffman Endowment Fund (Established with a gift from Doris Huffman; used to provide program support for 4-H clothing, fashion, and consumer education in the College of Food, Agricultural, and Environmental Sciences – 4-H Youth Development Program)	\$50,000.00
The Lester E. Imboden Sr. M.D. and Mrs. Dean Imboden Scholarship Fund (Established with gifts from the Imboden family; used to provide annual scholarships for students)	\$50,000.00

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in the College of Food, Agricultural, and
Environmental Sciences)

Harold McMaster Scholarship Fund in Physics (Established with gifts from the Harold and Helen McMaster Foundation, Inc.; used to provide scholarship support to high ability undergraduate students from the state of Ohio who intend to major in physics)	\$50,000.00
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Mary Martin Picarillo Endowed Scholarship Fund (Established with gifts from Raymond V. Picarillo; used to provide an annual scholarship to a student in the Department of Art, College of the Arts)	\$50,000.00
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The Scott Schiff Family Athletic Scholarship Fund (Established with a gift from Scott W. Schiff; used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the varsity football team)	\$50,000.00
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The Richard and Barbara Snyder Scholarship Fund (Established with gifts from Richard M. Snyder and Barbara G. Snyder; used to equally reinvest into the principal and to provide one or more scholarships to incoming first-year undergraduate students from the greater Cleveland area) (grandfathered)	\$30,887.00
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The Circle K Club Alumni Society Scholarship Fund (Established with gifts from Mr. Lanton Lee, Mrs. Lori Lee, and members and friends of the Circle K Club Alumni Society; used to provide scholarships for full-time undergraduate students attending the main campus who are members of the Circle K Club) (grandfathered)	\$25,490.00
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The Carolyn J. Merry Engineering Scholarship Fund (Established with gifts from Robert K. Redfield in honor of his spouse; used to support civil or environmental engineering undergraduates) (grandfathered)	\$25,057.00
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The Elizabeth Watters Scholarship Fund (Established with gifts from Elizabeth Jean Watters; used to provide scholarship support to students enrolled in the Moritz College of Law who are/were members of Ohio Staters, Inc. or Sphinx Senior Honorary) (grandfathered)	<u>\$25,000.00</u>
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Change in Description of Named Endowed Fund

The Michael Oliver Garraway Memorial Scholarship Endowment Fund

Change in Name and Description of Named Endowed Funds

From: The Robert E. Cassell Memorial Scholarship Fund in
Architecture

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To:	The Robert E. Cassell Scholarship Fund in Architecture	
From:	The John R. Oller <i>The Lantern</i> Special Editor Position Fund in the School of Communication	
To:	The John R. Oller <i>The Lantern</i> Special Editor or Reporter Fund in the School of Communication	
From:	The Frieda Shirk Memorial Scholarship Fund in Advanced Practice Nursing	
To:	The Frieda and Floyd Shirk Memorial Scholarship Fund in Advanced Practice Nursing	
Total		\$4,283,536.95

THE OHIO STATE UNIVERSITY DEVELOPMENT FUND

Establishment of Named Endowed Fund

A. B. Graham Leaders of Tomorrow 4-H Scholarship Fund

The A. B. Graham Leaders of Tomorrow 4-H Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University with gifts from friends of Ohio 4-H. The scholarship was shaped by a committee of the Ohio 4-H Foundation Board to honor the leadership and innovative spirit of A. B. Graham, an Ohio native and founder of 4-H.

The annual distribution from this fund shall be used to provide at least one annual scholarship for Ohio 4-H members and/or alumni who have demonstrated excellence in community service and leadership and have been enrolled in Ohio 4-H programs for a minimum of three years. Preference will be given to applicants who are involved in innovative and non-traditional programs and/or programs that emphasize leadership. Preference will be given to entering freshmen at The Ohio State University including its regional campuses and ATI who meet the aforementioned qualifications. If a qualified candidate cannot be found, the scholarship will be awarded to a freshman entering college at an accredited institution of higher education in the state of Ohio. The scholarship is renewable for three additional years based on satisfactory progress toward a degree while maintaining a 2.5 grade point average.

Recipients shall be selected by the OSU Extension-4-H Youth Development scholarship selection committee in accordance with guidelines established by the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences in consultation with the Office of Student Financial Aid.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the assistant director of OSU Extension - 4-H Youth Development in consultation with the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences.

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The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the University's Board of Trustees. In making this alternate designation, the Board shall seek advice from the donors and from the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences in consultation with the assistant director of OSU Extension- 4-H Youth Development.

Amount Establishing Endowment: \$36,769.83 (grandfathered)

Change in Name and Description of Named Endowed Funds

The School of Communication Discretionary Fund

The School of Journalism and Communication Discretionary Endowment Fund was established May 7, 1999, by the Board of Trustees of The Ohio State University with funds transferred from the general fund of the School of Communication. The name and description are being revised April 3, 2009.

The annual distribution from this fund shall be used for general purposes for the School, with expenditure approval by the School's director. If the need for this fund should cease to exist or so diminish as to provide unused income, then another use shall be designated by the Board of Trustees in consultation with the director of the School of Communication and the dean of the College of Social and Behavioral Sciences.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Social and Behavioral Sciences in consultation with the director of the School of Communication.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

The endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the University's

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Board of Trustees. In making this alternate designation, the Board shall seek advice from the dean of the College of Social and Behavioral Sciences in consultation with the director of the School of Communication.

The Ohio Newspaper Fund for School of Communication Scholarships

The Ohio Newspaper Fund for School of Journalism Scholarships was established April 10, 1959, by the Board of Trustees of The Ohio State University with two initial gifts: one from the Advocate Printing Company of Newark, Ohio, made in memory of Charles H. Spencer; and one from The Lorain County Printing and Publishing Company of Elyria, Ohio, made in memory of A. C. Hudnutt. The name and description were revised April 3, 2009.

The annual distribution from this fund shall provide scholarships to students enrolled in the School of Communication in the College of Social and Behavioral Sciences who have expressed an interest in journalism. Scholarship recipients shall be selected by the dean of the College in consultation with the director of the School and the University's Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Social and Behavioral Sciences in consultation with the director of the School of Communication.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the University's Board of Trustees. In making this alternate designation, the Board shall seek advice from the dean of the College of Social and Behavioral Sciences in consultation with the director of the School of Communication.

THE OHIO STATE UNIVERSITY FOUNDATION

Establishment of Named Endowed Chair

The Gertrude Parker Heer Chair in Cancer Research

The Gertrude Parker Heer Chair Fund in Cancer Research was established June 5, 1992, by the Board of Trustees of The Ohio State

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University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the estate of Gertrude Parker Heer of Columbus, Ohio. The required funding level has been reached and the chair was established April 3, 2009.

The annual distribution from this fund shall support the work of a distinguished faculty member involved in cancer research at The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute (The James). The chair holder shall be appointed by the Board of Trustees of The Ohio State University as recommended and approved by the chief executive officer of The James, the director of the Comprehensive Cancer Center (CCC), the dean of the College of Medicine, and the senior vice president for Health Sciences.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the chief executive officer of The James.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the chief executive officer of The James, the director of the CCC, the dean of the College of Medicine, and the senior vice president for Health Sciences.

Amount Establishing Chair: \$1,263,527.59 (grandfathered)

Establishment of Named Endowed Professorship

The Nina Mae Mattus Professorship

The Nina Mae Mattus Professorship was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with an estate gift from Nina Mae Mattus (B.S.H.E. 1921).

The annual distribution from this fund shall provide a professorship position in the Department of Textiles and Clothing in the College of Home Economics, currently known as the Department of Consumer Sciences in the College of Education and Human Ecology. Appointment to this position shall be recommended by the dean of the College of Education and Human Ecology and approved by The Ohio State University Board of Trustees.

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In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Education and Human Ecology.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the dean of the College of Education and Human Ecology.

Amount Establishing Professorship: \$500,000.00 (grandfathered)

Establishment of Named Endowed Funds

The Leon R. and Ada S. Klein Faculty Excellence Fund

The Leon R. and Ada S. Klein Faculty Excellence Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with estate gifts from Leon (B.S.Bus.Adm. cum laude 1955, M.B.A. 1956, Ph.D. 1963) and Ada Klein in appreciation of the commitment to teaching by Dr. Harold H. Maynard and Dr. Theodore N. Beckman.

Influenced by Dr. Maynard and Dr. Beckman, Dr. Klein dedicated his life to business education and understood the importance of teaching and making a connection with the students he taught.

The annual distribution from this fund shall support recruitment and retention of world-class management faculty in The Max M. Fisher College of Business who demonstrate a commitment to the importance of education and their role as educator inside and outside the classroom, with special consideration given to faculty who excel in the discipline of teaching as determined by the College's dean.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the Fisher College of Business.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment

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portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the dean of the Fisher College of Business.

Amount Establishing Endowment: \$657,793.08

The Edwin L. and Mary Jane Overmyer Innovation Fund

The Edwin L. and Mary Jane Overmyer Innovation Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Edwin L. Overmyer (B.S.Agr. 1961) and Mary Jane Overmyer of Columbus, Ohio.

The annual distribution from this fund shall be used to provide the dean with additional funds to invest in strategic areas that elevate The Max M. Fisher College of Business.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donors, should they be alive, and from the dean of the Fisher College of Business.

Amount Establishing Endowment: \$512,605.80

Total Commitment: \$1,100,000.00

The Kathryn M. Danenhowe Memorial Scholarship Fund

The Kathryn M. Danenhowe Memorial Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the estate of John H. Danenhowe (M.B.A 1940) of Oak Park, Illinois, in memory of his mother, Kathryn M. Danenhowe.

The annual distribution from this fund shall provide one or more merit scholarships (Presidential, Medalist, Distinguished and/or University).

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Students will be selected based upon the criteria sanctioned by the executive vice president and provost.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy. The fund will be administered by the University Honors and Scholars Center in consultation with the Office of Student Financial Aid. In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the vice provost for Enrollment Services and dean for Undergraduate Education.

Amount Establishing Endowment: \$250,000.00

Dr. Pliny A. and Margaret H. Price Endowment Fund
in the Center of Cosmology and Astro-Particle Physics

The Dr. Pliny A. and Margaret H. Price Endowment Fund in the Center of Cosmology and Astro-Particle Physics was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Steve Price and Jill Levy.

The annual distribution from this fund will provide a cash award to support promising young scholars (senior graduate students or junior postdoctoral researchers) visiting the Center for Cosmology and Astro-Particle Physics (CCAPP). Award recipients will be selected based on a review of their scholarly research in the areas of cosmology and/or astro-particle physics. The selection process will be managed by the director of the (CCAPP) at the discretion of the chairperson of the Department of Physics in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

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The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donors, should they be alive, and from the dean of the College of Mathematical and Physical Sciences.

Amount Establishing Endowment: \$127,000.00

The David H. Bodiker Lecture Series on Criminal Justice Fund

The David H. Bodiker Lecture Series on Criminal Justice Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the family, friends, and colleagues of David H. Bodiker (J.D. 1963) – the "Bodiker Board."

The purpose of The David H. Bodiker Lecture Series on Criminal Justice is to promote, improve, and advance the highest level of academic and professional interest in protecting the rights of the accused in the criminal justice system through an annual lecture at The Michael E. Moritz College of Law, commencing in September 2009. Each year the featured lecturer will be a nationally known authority who will make a presentation to law students and interested professionals at the Moritz College of Law. The lecture will be published in the *Ohio State Journal of Criminal Law*.

The annual distribution from this fund shall support The David H. Bodiker Lecture Series on Criminal Justice including, but not limited to, the honorarium of the lecturer. Upon approval by The Ohio State University Board of Trustees: 1) the lecture series shall be known in perpetuity as The David H. Bodiker Lecture Series on Criminal Justice; 2) the lecture will occur annually; 3) the dean of the Moritz College of Law will select the lecturer each year in consultation with the Bodiker Board; and 4) the dean of the Moritz College of Law will approve any social functions associated with The David H. Bodiker Lecture Series on Criminal Justice, including but not limited to lunches, dinners, and similar social functions, in full consultation with the Bodiker Board.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

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The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the Bodiker Board, Constance A. Bodiker and/or Amy Bodiker, their heirs, executors, administrators and assigns, and the dean of the Moritz College of Law.

Amount Establishing Endowment: \$122,479.85

The Shaun and Jennifer Clark Softball Scholarship Fund

The Shaun and Jennifer Clark Softball Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Shaun Clark of Newark, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the varsity softball team. The recipient shall be selected by the director of Athletics in consultation with the Office of Student Financial Aid.

In any given year that the endowment distribution is not fully expended, the unused portion shall be reinvested in the endowment principal. The investment and management of and expenditures from all endowed funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's cost of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he be alive, and from the director of Athletics.

Amount Establishing Endowment: \$100,000.00

Total Commitment: \$150,000.00

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The Michael Andrew Chaszeyka Fund in Public Affairs

The Michael Andrew Chaszeyka Fund in Public Affairs was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with an estate gift from Michael Andrew Chaszeyka (B.M.E. 1943).

Michael was recognized as a member of American Mensa; he was in the top 2% of the general population on an accepted standardized intelligence test. Michael retired from the Navy Reserves as a lieutenant commander; he was a veteran of World War II and the Korean War. During his career he served with the Office of Naval Research for 20 years and was a researcher with the Armor Research Foundation, now called the IIT Research Institute. Michael held numerous leadership roles in the American Legion and the local VFW post. In retirement he enjoyed competitive snow skiing and world travel, including a 6,000 mile trip on the Trans Siberian Express.

The annual distribution from this fund shall provide scholarship support to graduate students at the John Glenn School of Public Affairs who are United States citizens who demonstrate significant potential to contribute to the diversity of the Glenn School of Public Affairs at The Ohio State University, Columbus, Ohio.

Selection of the Michael A. Chaszeyka Scholar recipient or recipients each year will be made by the appropriate student services and admissions personnel in consultation with the Office of Student Financial Aid and with approval by the School's director.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the director of the Glenn School of Public Affairs.

Amount Establishing Endowment: \$72,800.00

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The Bassak Family Athletic Scholarship Fund

The Bassak Family Athletic Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Ronald R. Bassak (B.S.Bus.Adm. 1981) of Akron, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the varsity men's football team and who is pursuing an undergraduate degree at The Ohio State University. The recipient shall be selected by the director of Athletics in consultation with the Office of Student Financial Aid.

In any given year that the endowment distribution is not fully expended, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowed funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's cost of development and fund management.

It is the desire of the donor that this fund should benefit the University in perpetuity. If need for this fund should cease to exist or so diminish as to provide unused income, then another use shall be designated by the Foundation's Board of Directors and the University's Board of Trustees as recommended by the director of Athletics. Any such alternate distributions shall be made in a manner as nearly aligned with the original intent of the donor as good conscience and need dictate.

Amount Establishing Endowment: \$60,000.00

Total Commitment: \$150,000.00

The Ken Sander Family Athletic Scholarship Fund

The Ken Sander Family Athletic Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Ken H. Sander of Port Clinton, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the varsity football team and who is pursuing an undergraduate degree. First preference will be given to a student-athlete from northwest Ohio. Scholarship recipients shall be selected by the director of Athletics in consultation with the Office of Student Financial Aid.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by

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the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he be alive, and from the director of Athletics.

Amount Establishing Endowment: \$60,000.00

The Westerheide Fund for Sports Medicine and Athletic Training

The Westerheide Fund for Sports Medicine and Athletic Training was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Kristine E. and Kenneth J. (M.D. 1997) Westerheide of Dublin, Ohio.

The annual distribution from this fund shall be used to supplement the operating budget of the Sports Medicine/Athletic Training program in the Department of Athletics. Expenditures must be approved by the director of Athletics.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of Athletics.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donors, should they be alive, and from the director of Athletics.

Amount Establishing Endowment: \$60,000.00

Total Commitment: \$100,000.00

Professorship Fund in Ottoman and Turkish History

The Professorship Fund in Ottoman and Turkish History was established April 3, 2009, by the Board of Trustees of The Ohio State

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University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from an anonymous donor.

The purpose of this endowment is to support, in perpetuity, the study of Ottoman and modern Turkish history, a field taught and studied at The Ohio State University since the 1930s, and to enhance the national and international competitiveness and distinction of the University in this field. The donor intends more specifically to establish an endowment of \$1,000,000, in keeping with the currently established 2006 endowment levels, to create the named professorship in Ottoman and modern Turkish history.

Until the principal of this fund reaches \$1,000,000, the annual distribution shall be used first to provide research support funding for graduate students in the same field; if that cannot be done, the income from the fund shall be used to purchase books in the same field for the library.

When the principal of this fund reaches \$1,000,000, the annual distribution shall be used to support a named professorship position in Ottoman and Turkish studies. Appointees to this position shall be distinguished scholar-teachers known for their positive interest in Turkish history and culture, their high standing in the international community of scholars in the field, their expertise in the history of the Turkish republic as well as of the Ottoman Empire, their broad linguistic command of the Ottoman and modern Turkish language of different periods, and the originality and impact of their historical scholarship. After a rigorous international search, appointment to the position shall be made upon the recommendation of the dean of the College of Humanities to the executive vice president and provost and approved by the OSU Board of Trustees.

In keeping with the stated purpose of this endowed fund, if the fund grows or if the principal can be increased sufficiently over time, the form in which the fund supports the field may be revised, up to and including the creation of an endowed chair at the 2006 endowment funding levels; during the donor's lifetime any such change shall be made at his initiative or with his consent.

Alternatively, if the fund never reaches the \$1,000,000 level, the distribution shall continue to be used first to provide research support funding for graduate students in the same field; if that cannot be done, the income from the fund shall be used to purchase books in the same field for the library.

The need for the fund shall not be deemed to have ceased to exist until it becomes impossible to use the distribution of the fund to support Ottoman and Turkish studies in any way whatsoever at this University.

If in any year the income of the fund is not fully used to support the stated purpose of the endowment, any such unused income will be reinvested to principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment

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portfolio for the University's costs of development and fund management.

It is the desire of the donor that this fund should benefit the University in perpetuity. The need for the fund shall not be deemed to have ceased to exist until it becomes impossible to use the distribution of the fund to support Ottoman and Turkish studies in any way whatsoever at this University. If, in the future, the need for this fund should cease to exist or so diminish as to provide unused distributions, then another use shall be designated by the Board of Trustees and Foundation Board as recommended by the dean of the College of Humanities in consultation with the chairperson of the Department of History. Any such alternate distributions shall be made in a manner as nearly aligned with the original intent of the donor as good conscience and need dictate.

Amount Establishing Endowment: \$54,126.80

The Russ Hellickson Wrestling Scholarship Fund

The Russ Hellickson Wrestling Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from an anonymous friend of the University.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of a student-athlete who is a member of the varsity wrestling team. Scholarship recipients must be selected by the director of Athletics in consultation with the Office of Student Financial Aid.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he/she be alive, and from the director of Athletics.

Amount Establishing Endowment: \$50,000.00

Total Commitment: \$150,000.00

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Doris Huffman Endowment Fund

The Doris Huffman Endowment Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Doris Huffman (B.S. Agr. 1982).

The annual distribution from this fund shall be used to provide program support for 4-H clothing, fashion, and consumer education in the College of Food, Agricultural, and Environmental Sciences – 4-H Youth Development Program. Expenditures shall be approved by the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences in consultation with the director of the 4-H Youth Development Program.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should she be alive, and from the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences.

Amount Establishing Endowment: \$50,000.00

The Lester E. Imboden Sr. M.D. and Mrs. Dean Imboden Scholarship Fund

The Lester E. Imboden Sr. M.D. and Mrs. Dean Imboden Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the Imboden family.

The annual distribution from this fund shall provide annual scholarships for students in their junior or senior year in the College of Food, Agricultural, and Environmental Sciences. Preference shall be given to students who participated in 4-H or FFA in high school; or who have congressional internship experience; or who participate in OSU student organizations; or who have participated in community service programs, especially those in the field of health care.

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The scholarship is renewable provided the student remains in good academic standing with at least a 3.25 cumulative grade point average and is progressing toward his/her degree. Recipients will be selected by the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences or his designee in consultation with the Office of Student Financial Aid.

In any given year that the endowment distribution is not fully expended, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donors, should they be alive, and from the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences.

Amount Establishing Endowment: \$50,000.00

Harold McMaster Scholarship Fund in Physics

The Harold McMaster Scholarship Fund in Physics was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the Harold and Helen McMaster Foundation, Inc.

The annual distribution from this fund shall provide scholarship support to high ability undergraduate students from the state of Ohio (where Harold resided for the majority of his life) who intend to major in physics. The chairperson of the Department of Physics, in collaboration with the dean of the College of Mathematical and Physical Sciences, shall be responsible for selecting scholarship recipients and coordinating these scholarships with the University's Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment

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portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from a representative of the donor, if possible, and from the dean of the College of Mathematical and Physical Sciences.

Amount Establishing Endowment: \$50,000.00

Total Commitment: \$100,000.00

Mary Martin Picarillo Endowed Scholarship Fund

The Mary Martin Picarillo Endowed Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Raymond V. Picarillo.

The annual distribution from this fund shall be used to provide one annual scholarship to a student, in the Department of Art, College of the Arts, with a minimum 3.0 grade point average who demonstrates financial need as well as artistic talent. It is the donor's desire that this fund shall support educational diversity at the University, consistent with the University's mission and admissions policy, by awarding scholarships in furtherance of the diversity mission with particular attention to, but not limited to, female students who have graduated from Whetstone High School in Columbus, Ohio, and who have been accepted for admission at the University. Candidates must submit a portfolio to be reviewed by the chairperson of the Department of Art. Scholarship recipients will be recommended to the dean of the College of the Arts by the chairperson of the Department of Art and awarded in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be

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designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he be alive, and from the dean of the College of the Arts.

Amount Establishing Endowment: \$50,000.00

The Scott Schiff Family Athletic Scholarship Fund

The Scott Schiff Family Athletic Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Scott W. Schiff (B.A. 1979) of Columbus, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of an intercollegiate scholar-athlete who is a member of the varsity football team. The recipient shall be selected by the director of Athletics in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully expended, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowed funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's cost of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he be alive, and from the director of Athletics.

Amount Establishing Endowment: \$50,000.00

Total Commitment: \$150,000.00

The Richard and Barbara Snyder Scholarship Fund

The Richard and Barbara Snyder Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Richard M. Snyder (B.S.Bus.Adm. 1957) and Barbara G. Snyder (B.S.Ed. 1955, M.A. 1968, Ph.D. 1982) of Parma Heights, Ohio.

The annual distribution shall be reinvested to the endowment principal until the principal balance reaches \$100,000. After the endowment

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principal reaches \$100,000, 50% of the annual distribution shall be reinvested to the endowment principal annually. The remaining 50% of the annual distribution shall provide scholarships for one or more incoming first-year undergraduate students from the greater Cleveland area. The annual distribution of the scholarship fund may be used towards the cost of tuition, room and board, books, an educational stipend, and miscellaneous educational expenses.

The scholarship shall be distributed equally over the three quarters of the academic school year. The scholarship is renewable up to 12 quarters (or eight semesters should the University change its system) as long as the student is enrolled in a degree program at Ohio State. This scholarship fund will be administered by the Office of Student Financial Aid in consultation with The Ohio State University Alumni Club of Greater Cleveland.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donors, should they be alive, and from the Office of Student Financial Aid.

Amount Establishing Endowment: \$30,887.00 (grandfathered)
Total Commitment: \$125,000.00

The Circle K Club Alumni Society Scholarship Fund

The Circle K Club Alumni Society Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Mr. Lanton Lee (B.S.Bus.Adm. 1987) and Mrs. Lori Lee of Indianapolis, Indiana, and members and friends of the Circle K Club Alumni Society.

The annual distribution from the fund shall be used to provide one or more scholarships for a full-time undergraduate student attending the main campus in Columbus, Ohio, who is a member of the Circle K Club, has a minimum cumulative grade point average of 2.8, and has shown leadership ability and involvement on campus. Qualified scholarship candidates will be recommended to the Office of Student

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Financial Aid by The Circle K Club Alumni Society Scholarship Committee. The final scholarship awardees will be determined by the Office of Student Financial Aid.

The scholarship shall be used for expenses such as the cost of tuition, room and board, books and supplies, and miscellaneous educational expenses. Any unused annual distribution shall be reinvested to the endowment principal.

Based on the above criteria, it is the donors' preference that should the Circle K Club, or its successor, cease to exist, that the scholarship be awarded to a former member of Key Club International. It is also the donors' preference that should the Circle K Club Alumni Society Scholarship Committee be unavailable to work with the Office of Student Financial Aid the scholarship will be awarded by the Office of Student Financial Aid following the donors' awarding preferences.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from Lanton and Lori Lee, should they be alive, or their children, Margaret Lanette Lee and Landry Lawrence Lee, should they survive them, and from the vice provost for Enrollment Services and dean for Undergraduate Education.

Amount Establishing Endowment: \$25,490.00 (grandfathered)
The Carolyn J. Merry Engineering Scholarship Fund

The Carolyn J. Merry Engineering Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Robert K. Redfield of Hilliard, Ohio, in honor of his spouse Carolyn Merry, professor and chairperson of the Department of Civil and Environmental Engineering and Geodetic Science.

Dr. Carolyn Merry started at The Ohio State University as an assistant professor in 1988, eventually being formally appointed Department chairperson by the OSU Board of Trustees effective July 1, 2005. She teaches classes in surveying, geographic information science, and remote sensing in the Department. She was a first generation student who went to college, and has a strong appreciation for the value of a college education. One area she has energetically supported throughout her tenure at The Ohio State University is to encourage females to pursue the field of civil engineering as a career.

The annual distribution from this fund shall be used to support civil or environmental engineering undergraduates and educational diversity at

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the University, consistent with the University's mission and admissions policy. It is the donor's desire that these civil engineering scholarships be awarded in furtherance of the diversity mission with particular attention to, but not limited to, female students matriculating in the fields of civil or environmental engineering. Selection will be made by the chairperson of the Department of Civil and Environmental Engineering and Geodetic Science in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Engineering in consultation with the chairperson of the Department of Civil and Environmental Engineering and Geodetic Science.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he be alive, and from the dean of the College of Engineering in consultation with the chairperson of the Department of Civil and Environmental Engineering and Geodetic Science.

Amount Establishing Endowment: \$25,057.00 (grandfathered)

The Elizabeth Watters Scholarship Fund

The Elizabeth Watters Scholarship Fund was established April 3, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Elizabeth Jean Watters (B.A. cum laude 1987, J.D. 1990).

The annual distribution from this fund shall provide scholarship support to students enrolled in The Michael E. Moritz College of Law who are/were members of Ohio Staters, Inc. or Sphinx Senior Honorary with preference given to candidates who are/were members of both organizations. The dean of the College and the College's Office of Student Financial Aid shall be responsible for selecting scholarship recipients and coordinating these scholarships with the University's Office of Student Financial Aid.

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The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the Moritz College of Law.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should she be alive, and from the dean of the Moritz College of Law.

Amount Establishing Endowment: \$25,000.00 (grandfathered)

Change in Description of Named Endowed Fund

The Michael Oliver Garraway Memorial Scholarship Endowment Fund

The Michael Oliver Garraway Memorial Scholarship Endowment Fund was established April 6, 2001, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from his wife, Annie Marie Garraway, and the estate of Michael Oliver Garraway, professor emeritus in the Department of Plant Pathology. The description was revised April 3, 2009.

The annual distribution from this fund shall be used to support at least one undergraduate scholarship or graduate award for a student enrolled full-time in the College of Food, Agricultural, and Environmental Sciences. The amount of each annual undergraduate scholarship shall be no greater than non-Ohio resident tuition and fees for a full-time student as determined by the University. The amount of each annual graduate award shall be no greater than 30% of non-Ohio resident tuition and fees for a full-time undergraduate student as determined by the University. The graduate award may be used for, but is not limited to, conference fees and travel, travel to a home country, and supplies. The award may not be used for graduate student stipends.

Preference shall be given to students native to Dominica and who graduated from a high school there. If no qualified student from Dominica is identified, secondary preference shall be given to students from islands comprising the Organization of Eastern Caribbean States including Anguilla, Antigua and Barbuda, British Virgin Islands,

Grenada, Montserrat, St. Kitts and Nevis, St. Lucia, St. Vincent, and the Grenadines; and third preference shall be given to students from the Bahamas, Barbados, Jamaica, Trinidad, and Tobago. Preference also shall be given to first generation college students. Qualified applicants will have demonstrated integrity, dependability, and consideration for others, cooperation with fellow students, teachers, and the community. Qualified applicants also will have demonstrated sincere interest in and concern for the preservation and improvement of food, agricultural, and environmental endeavors in the Caribbean islands.

The scholarship or award may be renewed annually for up to three additional years of support provided the recipient is making good academic progress toward his/her degree, retains full-time status, and continues to demonstrate the qualities required of the scholarship. Recipients shall be selected by the College's scholarship selection committee in accordance with guidelines established by the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences in consultation with the Office of Student Financial Aid. If she so desires, the donor may assist in identifying and recommending prospective candidates to the University for consideration of admission and the scholarship.

The University may utilize or set aside no more than 5% of the annual distribution in any given year to market the availability of the Garraway Scholarship to prospective students through organizations such as the Caribbean Council for Higher Education in Agriculture (CACHE), Dominica State College, and other appropriate schools in Dominica.

It is the donor's intent for the endowment to fully fund tuition and fees for undergraduate scholarship recipients. However, if the amount of the annual distribution available from the fund is insufficient to do so, this shall not prevent the University from awarding the scholarship to preclude the recipient from seeking other scholarships or forms of financial aid.

In any given year that the endowment distribution is not fully used for its intended purposes, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment. It may be reinvested in the endowment principal at the discretion of the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences if he determines that the accumulated funds are in excess of the needs of the scholarship or award recipients in the foreseeable future.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the total endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's

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Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should she be alive, and from the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences.

Change in Name and Description of Named Endowed Funds

The Robert E. Cassell Scholarship Fund in Architecture

The Robert E. Cassell Memorial Scholarship Fund in Architecture was established May 5, 2006, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts made in memory of Robert E. Cassell (B.C.E. 1951) from his wife, Charlene L. Cassell, and numerous friends, family, colleagues, and students. The name and description were revised April 3, 2009.

The annual distribution from this endowed fund shall be used to support educational diversity at the University consistent with the University's mission and admissions policy. It is the donors' desire that merit based scholarships be awarded in furtherance of the diversity mission with particular attention to, but not limited to, junior, senior, or graduate level students who are United States citizens displaying financial need and good character, who have been accepted for admission at the University, and are enrolled in the Architecture program at the Austin E. Knowlton School of Architecture. The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy. Scholarship recipients shall be selected by the director of the Knowlton School of Architecture and the section head of Architecture in consultation with the appropriate faculty members and the Office of Student Financial Aid.

In any given year that the endowment distribution is not fully expended, the unused portion shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the director of the Knowlton School of Architecture and the section head of Architecture in consultation with the appropriate faculty members.

The John R. Oller *The Lantern* Special Editor or Reporter Fund in the School of Communication

The John R. Oller *The Lantern* Special Editor Position Fund in the School of Communication was established September 19, 2008, by the

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Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from John R. Oller (B.A.Jour. 1979) who resides in New York City, New York, and Sonoma County, California. This gift shall be appropriately recognized from time to time in *The Lantern* or other University publications. The name and description were revised April 3, 2009.

The annual distribution from this fund shall be used to support a special editor or reporter at *The Lantern* for a minimum of one quarter per year, excluding summer quarter. The special editor or reporter shall be assigned to work on longer, more investigative or interpretive pieces than a typical editor or reporter. Qualified candidates must be of junior status or higher and have a minimum 3.0 grade point average. Recipients will be selected jointly by the director of the School of Communication and *The Lantern* student advisor, with the advisor's views being granted priority.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Social and Behavioral Sciences in consultation with the director of the School of Communication and *The Lantern* student advisor, with the advisor's views being granted priority.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he be alive, and from the dean of the College of Social and Behavioral Sciences in consultation with the director of the School of Communication and *The Lantern* student advisor, with the advisor's views being granted priority.

The Frieda and Floyd Shirk Memorial Scholarship Fund
in Advanced Practice Nursing

The Frieda Shirk Memorial Scholarship Fund in Advanced Practice Nursing was established May 6, 2005, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Floyd Shirk of Marysville, Ohio, in memory of Frieda Shirk (B.S.Ed. 1942, Cert. Grad. Nurse 1942, Cert. Public Health Nursing, 1943). The name and description were revised April 3, 2009.

The annual distribution from this fund shall be used to support nursing scholarships for graduate students pursuing a masters degree in the

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College of Nursing, with preference given to students planning to get their Ph.D. nursing degree. All scholarships are to be awarded on merit and/or financial need and can be used for recruiting purposes. The recipients shall be selected by the dean, assistant dean, and associate deans of the College of Nursing and the faculty who advise graduate level students in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion shall be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Nursing.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the dean of the College of Nursing in consultation with the appropriate faculty who teach graduate courses.

**REVISION OF THE LONG-TERM INVESTMENT POOL
DISTRIBUTION POLICY**

Resolution No. 2009-77

Synopsis: Revision of the University's Long-Term Investment Pool Distribution Policy is proposed as follows:

1. Combine the two pools into one, resulting in one consistent payout rate for all funds
2. Eliminate the collar and replace it with a temporary one year floor limiting the total distribution decline to 3% for Fiscal Year 2010
3. Move to a 4.25% payout rate
4. Move to a seven year moving average
5. Re-evaluate in 12 months

WHEREAS the Board of Trustees, from time to time, has adopted specific policies governing various aspects of the management of the investment portfolios; and

WHEREAS there is a need for comprehensive policies to provide for the overall management of the investment portfolios; and

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WHEREAS there is need to modify the comprehensive policies on occasion:

NOW THEREFORE

BE IT RESOLVED, That the Long-Term Investment Pool Distribution Policy be modified to incorporate items 1 through 5 above; and

BE IT FURTHER RESOLVED, That the Senior Vice President for Business and Finance is directed and authorized to implement and administer this policy and to manage the Long-Term Investment Pool Distribution in accordance with this policy.

(See Appendix XXXIII for background information, page 827.)

**REVISION OF THE INTERIM LONG-TERM
INVESTMENT POOL POLICY**

Resolution No. 2009-78

Synopsis: Revision of the University's Interim Long-Term Investment Pool Policy is proposed.

WHEREAS the Board of Trustees, from time to time, has adopted investment policies governing various aspects of the management of the investment portfolios; and

WHEREAS there is a need for revision of the Interim Long-Term Investment Pool Policy to provide for flexibility in the management of the Long-Term Investment Pool:

NOW THEREFORE

BE IT RESOLVED, That the following asset allocation and benchmarks be adopted by the Board of Trustees for the Interim Long-Term Investment Pool; and

Asset Class	Range	Benchmark
Market Exposure	10-50%	50% (Russell 3000) + 50% (EAFE)
Risk Reducers	25-50%	90 Day T-Bills + 4.0%
Return Enhancers	10-25%	120% (80% Russell 3000 + 20% EM Index)
Inflation Hedges	10-25%	75% (CPI+4.0%) + 25% (NACREIF Real Estate Index)

BE IT FURTHER RESOLVED, That futures, options, forward contracts, and swap agreements may be utilized in a manner that is consistent with the policies and objectives contained within the Interim Long-Term Pool Investment Policy. Such instruments should be used to hedge risk in the portfolio or to implement investment strategies more efficiently and at a lower cost than would be possible in the cash market. Such instruments should not be used for purely speculative purposes; and

BE IT FURTHER RESOLVED, That the Chief Investment Officer and/or Senior Vice President for Business and Finance be, and hereby are, directed and authorized to implement and administer these revisions to the Interim Long-Term Investment Pool in accordance with this resolution.

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(See Appendix XXXIV for background information, page 833.)

**ADOPTION OF THE OHIO STATE UNIVERSITY
LIMA REGIONAL CAMPUS MASTER PLAN**

Resolution No. 2009-79

Synopsis: Adoption of the proposed Master Plan for The Ohio State University Lima Regional Campus as a part of the University Master Plan is proposed.

WHEREAS the Board of Trustees adopted Volume I ("University Context") and Volume II ("Long Range Plan") of the University Master Plan on October 6, 1995; and

WHEREAS as provided in the Long Range Concept Plan, the University is to prepare district plans for all the areas of the University, including the regional campuses, to provide more detailed planning and design guidelines for each area and to ensure that the Master Plan's principles are advanced in a way that is commensurate with the particular circumstances of each district; and

WHEREAS the University now has prepared a district plan for the Lima Regional Campus, bounded generally by SR 309 on the south, Thayer Road on the east, Reservoir Road on the north, and Mumaugh Road on the west; and

WHEREAS the Lima Regional Campus Master Plan addresses planning and design issues specific to this campus, including campus context, location of future facilities, open space, natural features, vehicular and pedestrian circulation, parking and signage, design and development guidelines for future facilities and open space improvements; and

WHEREAS the Lima Regional Campus Master Plan provides a framework for the Lima Campus and the co-located Rhodes State College to collaborate on physical planning decisions, land use policies, space and cost sharing strategies, student services and community outreach; and

WHEREAS the appropriate University offices have reviewed the proposed Lima Regional Campus Master Plan and recommend its adoption:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby adopts the proposed Lima Regional Campus Master Plan as part of the University Master Plan and directs the appropriate University offices under the leadership of the Office of Business and Finance to proceed, consistent with the established University decision-making procedures, with additional planning activities provided for in the Plan and that the University shall report annually to this Board, through the Fiscal Affairs Committee, decisions made with respect to matters for which authority is delegated in accordance with the Master Plan.

(See Appendix XXXV for background information, page 843.)

**APPROVAL TO ENTER INTO DESIGN, CONSTRUCTION
MANAGER AND CONSTRUCTION CONTRACTS**

Resolution No. 2009-80

**APPROVAL TO ENTER INTO DESIGN CONTRACTS
SMITH LAB REHABILITATION**

**APPROVAL FOR DESIGN CONTINUATION AND PROJECT
REPACKAGING
PROJECT ONE REPACKAGING**

**APPROVAL TO ENTER INTO CONSTRUCTION MANAGER
CONTRACTS
MEDICAL CENTER CHILLER PLANT AND EMERGENCY
GENERATION**

**APPROVAL TO ENTER INTO CONSTRUCTION CONTRACTS
CUNZ HALL RENOVATION
HIGH VOLTAGE SWITCH AND CABLE REPLACEMENT
OARDC – ANIMAL & PLANT BIOLOGY LEVEL 3 ISOLATE FAC**

Synopsis: Authorization to enter into design, construction manager and construction contracts, as detailed in the attached materials, is requested.

WHEREAS in accordance with the attached materials, the University desires to undertake and enter into design contracts for the following projects:

Smith Lab Rehabilitation (09-10 capital plan)	\$12.1M	State appropriations Local funds
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WHEREAS in accordance with the attached materials, the University desires to repackage the previously approved project and continue with design:

Project ONE Repackaging	up to \$1B	University bond proceeds Development funds
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Note: request is design approval only. Individual projects must be approved separately for design and prior to entering into construction.

WHEREAS in accordance with the attached materials, the University desires to undertake and enter into construction manager contracts for the following projects:

Medical Center Chiller Plant and Emergency Generation (09-10 capital plan)	\$62.5M	University bond proceeds
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WHEREAS in accordance with the attached materials, the University desires to undertake and enter into construction contracts for the following projects:

Cunz Hall Renovation (07-08 capital plan)	\$24.3M	State appropriations Development funds
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High Voltage Switch and Cable Replacement (07-08 capital plan)	\$15.1M	University bond proceeds
OARDC – Animal & Plant Biology Level 3 Isolate Fac (07-08 capital plan)	\$21.7M	State appropriations Local funds Grant funds

** Parentheses indicates the biennial capital request or other action by the Board of Trustees to authorize the capital project, renovation projects funded by internal office or department funds that are noted as "N/A" have not had separate capital project authorization because of their small size or because they arose unexpectedly between capital planning cycles.*

NOW THEREFORE

BE IT RESOLVED, That the President and/or Senior Vice President for Business and Finance be authorized to enter into design, construction manager and construction contracts for the projects listed above in accordance with established University and State of Ohio procedures, with all actions to be reported to the Board at the appropriate time.

(See Appendix XXXVI for background information and maps, page 849.)

PURCHASE OF REAL PROPERTY

Resolution No. 2009-81

FIVE (5) PARCELS
328 W. LANE AVENUE (HOLIDAY INN)
COLUMBUS, OHIO 43201

Synopsis: Authorization to purchase the property located at 328 West Lane Avenue, Columbus, Ohio 43201. The property consists of five parcels improved with an eleven-story hotel building and an attached multi-level concrete parking garage. This strategic property is located on the north side of Lane Avenue proximate to the new Student Academic Services building. The property will be converted into a University managed dormitory to provide over 450 beds for student housing.

WHEREAS the property has an appraised value range of approximately \$30,000,000 and \$31,450,000 once converted to student housing and at the time of preparation of these materials; and

WHEREAS this property is economically suited to provide for needed student housing requirements, and the appropriate University offices have determined that the purchase of this property and conversion to student housing would be in the best interest of the University; and

WHEREAS the purchase will be financed through University Bond proceeds with debt service payment as the responsibility of Student Life; and

NOW THEREFORE

BE IT RESOLVED, That the President and/or Senior Vice President for Business and Finance be authorized to purchase property located at 328 W. Lane Avenue from Campus Partners for \$20,000,000 to acquire title of this property in the name of the State of Ohio for the use

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and benefit of The Ohio State University, upon such terms and conditions deemed to be in the best interest of the University. The purchase will be funded by University bonds with debt service paid by Student Life.

(See Appendix XXXVII for background information and map, page 859.)

LONG-TERM LEASE

Resolution No. 2009-82

**JAMES CANCER HOSPITAL AND THE COMPREHENSIVE CANCER
CENTER
1590 NORTH HIGH STREET
COLUMBUS, OHIO 43201**

Synopsis: Authorization to enter into a ten year lease agreement with Campus Partners for Community Urban Redevelopment for approximately 15,787 SF of office space located at 1590 North High Street in Columbus, Ohio is requested.

WHEREAS the Board of Trustees of The Ohio State University is presented with the opportunity to enter into a ten year lease for approximately 15,787 SF in a building that contains approximately 87,046 SF of office space at 1590 North High Street in Columbus, Ohio; and

WHEREAS the lease of this space is important in meeting the objectives and requirements of the James Cancer Hospital and The Comprehensive Cancer Center's Strategic Plan, and it has determined that the lease of this property is in the best interest of the University; and

WHEREAS the funds for the lease will be provided by the James Cancer Hospital:

NOW THEREFORE

BE IT RESOLVED, That the President and/or the Senior Vice President for Business and Finance be authorized to enter into a ten year lease agreement with Campus Partners for Community Urban Redevelopment for approximately 15,787 SF of office space at 1590 North High Street for use by the James Cancer Hospital and the Comprehensive Cancer Center on such terms and conditions as are deemed to be in the best interests of the University.

(See Appendix XXXVIII for background information, page 861.)

EASEMENTS

Resolution No. 2009-83

**CITY OF COLUMBUS - SANITARY SEWER
WEST OF HIGH ST. BETWEEN TWELFTH AVE.
AND FOURTEENTH AVE. AND WEST TO
COLLEGE AVE., COLUMBUS, OHIO
COLUMBUS SOUTHERN POWER COMPANY - WOSU ANTENNA**

RED ROCK BLVD AND TURQUOISE RD. GROVE CITY, OH

Synopsis: Authorization to grant the City of Columbus, an easement west of High St. between Twelfth Ave. and Fourteenth Ave. and then west toward College Ave., Columbus, Ohio, to locate sanitary sewer lines to service the new Ohio Union; and authorization to grant Columbus Southern Power Company an easement near the intersection of Red Rock Blvd. and Turquoise Rd., at the rear of the WOSU Antenna site at 2350 Red Rock Blvd, Grove City, Ohio, to install an underground electric line to upgrade the electrical circuit and service to customers on Turquoise Rd., is proposed.

WHEREAS the City of Columbus has requested an approximately 0.605 acre easement area to locate the sanitary sewer line, for a term of 25 years, for consideration of \$1.00; and

WHEREAS this easement is necessitated by the need to locate the sanitary sewer line to provide sanitary sewer service to the new Ohio Union. The appropriate University offices have determined that the grant of this easement is in the best interest of the University; and WHEREAS Columbus Southern Power Company has requested a 10 foot wide, 8,325.1 square foot, 0.19 acre easement area for the underground electric line, for a term of 25 years. As this request for an easement is an emergency for Columbus Southern Power Company, determination of fair market value and consideration for the easement is still being negotiated; and

WHEREAS this easement will not directly benefit the University at this time or in the foreseeable future; the easement is intended to be granted at or near fair market value and at such other terms as are in the best interest of the University, without ignoring the University's obligation as a good neighbor. The appropriate University offices, Planning and Real Estate and WOSU have determined that the grant of this easement, upon successful completion of negotiations, is in the best interest of the University:

NOW THEREFORE

BE IT RESOLVED, That the President and/or Senior Vice President for Business and Finance be authorized to approve and the Ohio Department of Administrative Services be authorized to process appropriate documents and grant these easements to the City of Columbus and to Columbus Southern Power Company upon such terms and conditions as are in the best interest of the University.

(See Appendix XXXIX for maps, page 863.)

Upon motion of Mrs. Davidson, seconded by Mr. Shumate, the Board of Trustees adopted the foregoing resolutions by unanimous roll call vote, cast by Trustees Cloyd, McFerson, Davidson, Ong, Borrer, Wexner, O'Dell, Shumate, Hicks, Fisher, Schottenstein, Brass, Marbley, and Kass.

REAPPOINTMENTS TO THE SELF-INSURANCE BOARD

Resolution No. 2009-84

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Synopsis: Reappointment of members to the Self-Insurance Board is proposed.

WHEREAS the Board of Trustees on December 6, 2002, approved the expansion of the University Self-Insurance Program to include the faculty physicians and their clinical staff who are employees of Ohio State University Physicians, Inc.; and

WHEREAS the Board of Trustees directed that a Self-Insurance Board be established to oversee the University Self-Insurance Program; and

WHEREAS all members of the Self-Insurance Board shall be appointed by The Ohio State University Board of Trustees upon recommendation of the President; and

WHEREAS Bylaw 3335-1-02(J) provides, in part, that no Trustee shall serve as a director, officer, or member or in any other capacity of any University or related board unless such service is recommended by the Committee on Trusteeship and approved by resolution of the Board of Trustees; and

WHEREAS Trustee Dimon R. McFerson has been nominated to serve as a member of The Ohio State University Self-Insurance Board; and

WHEREAS this appointment would be in the best interest of the University and pursuant to Bylaw 3335-1-02(J), the Committee on Trusteeship has recommended approval of this appointment:

NOW THEREFORE

BE IT RESOLVED, That pursuant to Bylaw 3335-1-02(J), the Board of Trustees hereby approves the appointment of Trustee Dimon R. McFerson to serve as a member of The Ohio State University Self-Insurance Board; and

BE IT FURTHER RESOLVED, That the following individuals be reappointed as members of the Self-Insurance Board effective May 1st, 2009, for the term specified below:

R. Reed Fraley, term ending 4/30/2011 (reappointment)
Dimon R. McFerson, term ending 4/30/2011 (reappointment)
Hagop Mekhjian, M.D., term ending 4/30/2011 (reappointment)
Wilburn H. Weddington, M.D., term ending 4/30/2011 (reappointment)
Thomas W. Johnson, term ending 4/30/2010 (reappointment)

BE IT FURTHER RESOLVED, That this appointment entitles the members to any immunity, insurance or indemnity protection to which officers and employees of the University are, or hereafter may become, entitled.

Upon motion of Mr. Borrer, seconded by Ambassador Ong, the Board of Trustees adopted the foregoing resolution with thirteen affirmative votes, cast by Trustees Cloyd, Davidson, Ong, Borrer, Wexner, O'Dell, Shumate, Hicks, Fisher, Schottenstein, Brass, Marbley and Kass, and one abstention cast by Trustee McFerson.

Dr. Cloyd:

Before we close the meeting I want to extend a thank you to two Trustees who are participating in their last Board meeting. The first is Debra Van Camp. Debra is completing her second year on the Board as a Student Trustee representing undergraduate students. Deb, all of us on the Board have appreciated the energy, the passion, the proactively and thoughtful perspective you have always brought to all of your Trustee responsibilities. You have kept the students perspective constantly in front of the Board in its deliberations and you have done it in a very influential way. In addition to that you have also taken time to be proactive and take leadership in helping us improve the Board's processes. We thank you very much for that, and we are going to miss you. You really are an extraordinarily intelligent individual, and you have a huge motivation to improve the lives of people. I know you are going to do very well in your professional pursuits and make this University very proud. Again, thank you for your great service and please accept this Board's best wishes to you for all of your future endeavors.

Dr. Gee:

I was going to wait and say nice things about you later on, but I think I will do it right now. I had the opportunity to meet Debra's family last evening and I had the occasion of just thinking a little bit about her because she had that wonderful story about her rubbing elbows with the important people of this institution. I think as I said last evening, and I will say again, I think it has been a privilege for all of us to rub elbows with you Deb. You really represent what this University is all about, tenacity, and hard work. She came to this institution because we made it available for her to afford to come to this institution. This was the front door to her dream, and thanks to the hard work of this University it was so. Debra also represents in so many ways the best angels of this University. A person who I think by the very nature of her intelligence and hard work will not only make us proud but also will be devoted to this institution for her life. Debra, one of the things that we have not done very well is we have not had a continuing relationship with our Student Trustees and with our former Trustees, and we are going to do a much better job, and we expect you to lead that effort. Congratulations to you.

Ms. Van Camp:

Thank you for this plaque, I am going to take it to Taiwan with me and hang it up. I just wanted to briefly say a few thank you's. It has been a real privilege. I was appointed by Governor Strickland a couple years ago to serve on this Board. I especially want to thank Dr. Cloyd for the leadership you have had in the two years I have served on the Board. I can say you are the best chairman because I have not known any other. I want to thank all the other Board members for being very open to the perspectives that I had to share. I especially want to thank you David for your friendship over the past two years, and the secretaries at the Board office, Korenia, Ann and Suzanne. I am glad Maureen is here too because she is retired, but she put up with a lot and helped bring me onboard, and I know everyone has hectic schedules, but especially for a student on campus. I do not know if I would have got everything done if it were not for the secretaries, so I really appreciate their help. I also cannot

thank the administration enough. The faculty and staff have been tremendously supportive; conveniently missing the first couple days of school here, and they have been enormously understanding with me in different classes and things, as well as some of the administration. Dr. Adams-Gaston and student life and student affairs, and even some of the other people you would not think of working with students like Chris Culley, he explained things to the Student Trustees when we did not understand legal issues and different things. Dr. Cloyd I am really glad you mentioned our student government leaders, Jason, Peter, Ted, and one more name I want to add to the list is Alex Swain, who is the chair on the Council for Student Affairs. They have done a fabulous job and I think that we have had a synergistic relationship this year. We have been able to accomplish a lot of things for students that might not have been possible in the past. I am really grateful for their friendship.

I just want to say two brief things, and one is kind of repeating a little bit of what I said to the Board yesterday, so first to the Board members. Again, I appreciate your being open to my perspective and how much you truly value the students' perspective on the Board. I hope you will continue to challenge the undergraduate student trustee and the graduate student trustee to bring that perspective forward and you will use it to inform all the decisions that you make. I will say it publicly, I said to you last night, I know my personal story is a true testament to how these high level decisions you are making, sometimes you are at the fifty-thousand foot level and you do not think, you know we are talking about budgets and Medical Center issues and different things, and I am just glad that you value the student perspective so much that you are keeping consciously in mind how all these big high-level decisions are making an impact on the daily lives of students, faculty and staff.

The last thing that I just want to say is not really to the Board members, but everyone else here, is that we are truly blessed at this institution to have Board members and administrators that value a student perspective. I have had the opportunity over the past couple of years to talk with Student Trustees around the state as well as around the country and I have talked with enough of them to know that we have a really unique opportunity and a really good thing. A lot of other boards they may have students on them, but they really do not incorporate students into all the processes and decisions of the board in the way that this Board does. I can honestly say that all the Board members here are people of high integrity, that are trustworthy, you all hold yourselves and each other accountable to the future successes of this institution and we are just really lucky to have you.

Thinking about graduation, as Les was telling me yesterday, I should not really think about it as graduation but as commencement, and I am going to miss a lot of things about Ohio State. Especially the late night partying with you, President Gee.

Dr. Gee:

Thanks Debra, there are newspaper reporters around here.

Ms. Van Camp:

I am going to miss a lot of the friendships, but I leave this institution knowing that it is not the end of these relationships but it is really just the beginning of a new phase, and I will always be connected to this University, so thank you very much.

Dr. Cloyd:

Next, our vice chair, Dimon McFerson is completing nine years of remarkable service to this University and Board. Dimon in your tenure on this Board you have been an active contributor to all parts of Board work. Your positive imprint is found everywhere as we look at Board work and around the University. This has been most evident in recent times and the leadership role that you have played, and how we can structure this Board and have this Board operate in a more efficient and effective manner. In absence of your leadership, we would not have made the kind of progress that we have made today. Importantly you have always assured that we make these changes in ways that we are making systemic change, change that will last for a long period of time going forward, and in that regard, as I said last night, I think people will look back on this as just a truly critically important and remarkable contribution to this University, as a legacy, and thank you for that. Also you have been the role model for what someone should have in terms of collegiality. Your open-mindedness, a sense of fairness, a trustworthiness and appreciation for other people, not only their viewpoints in an objective context, but an appreciation for other people as fellow human beings and the kind of courtesy and kindness you show them has really set a standard for all of us to aspire to, and certainly is something that I have found constantly inspiring to be around you and something I have appreciated very much. Dimon, this Board is going to greatly miss you. They are going to miss your leadership and the collegiality that you always bring to all of our meetings, but I think you can safely trust that the very positive impact that you have had on this Board and on this University will remain long, long in the future. As I said last night, I also know with the great love that you have for this University and very importantly the great love and passion you have for education and seeing young people get a quality education is going to open the door for many more opportunities for us to enjoy your colleagueship and for that I am very, very grateful. Again, Dimon, speaking for the entire Board of Trustees, thank you for the remarkable service you have provided.

Dr. Gee:

I want to just add a comment here about Dimon. I have know him when he was Dick, as a matter of fact, but for twenty years, a legendary community leader. The thing you represent so much to us is the fact you are like Cincinnatus, instead of going into retirement, you came off the fields again, to the fields of education. Not simply higher education, nine years of service on this Board, but also little known to many people is that Dimon also serves as a member of the Olentangy School District Board, and I think that shows an un-airing commitment to our children, however we calibrate them, K-12 and onto life and that in and of itself is a great blessing to us, but a great service to this community. Dimon, I know that I speak for all of those that are served by this institution, your steady hand, good wit, good humor and your ability to be able to

April 2 and 3, 2009 meeting, Board of Trustees

constantly nudge and inspire is something that we deeply appreciate. On behalf of all of us who have served this institution and for those who have been served by you, I congratulate you and thank you very much for what you have done.

Mr. McFerson:

Thank you for those kind words. I had a chance to say a few words last night when the Board had dinner together. Debra, congratulations to you as well. This has been a unique and wonderful experience for me. Quickly how the nine years have passed, it seems like just yesterday that I was appointed. I want you to know in the nine years I have never had a parking ticket on this campus, so the Secretary has not had to help there.

It really has been a privilege. I remember well, just seeing Judge Bob Duncan out there, thank you Bob for coming. Back in the days when Board members served on a lot of Committees and a lot of boards and a lot of task forces, I had the privilege to be on campus here or other facilities a couple hundred of times or more over the years. You learn a lot when you do that, but I remember very early on in my tenure, we were sitting, Bob, you and I, and I think Jo Ann you might have been with us that day. We were in Dr. Fred Sanfilippo's office, it happened to be 9/11. That is where we were on 9/11, at the Medical Center when we got the report and we did not know what to think, and shortly after that we got the second report, and we said we had better end this meeting and get home to our loved ones and see what is going on. So it has been a real pleasure for me to be a Trustee. I have learned so much about this great, fabulous, wonderful University. I was lucky enough to be retired the whole time I served, so I got to put in the extra time and got very exposed to things as a result of that.

So to all the great people that work for this University, that serve this University, my colleagues have heard some of this last night, but this fabulous staff we have seated around the second row, and in the audience, and others interested in hearing, this is an incredible place, and we are blessed to have you on the team to serve this flagship University of Ohio which is being recognized now nationally, and in some corners of the world even internationally. We can all be very, very proud to be Buckeyes. To sit and hear the reports from these students, month after month is just incredible. I mentioned to Jack, I said "can you believe what these two young ladies have accomplished already in their lives, and think of what they will accomplish 30 years from now, and 40 years from now." It is unbelievable, so a great legacy is being built.

Maureen it is good to have you here as well. We Board members get spoiled by the Secretary's office, and she was there virtually all my time here, so thanks for your great service, and David, as our Secretary, and now Ann and the other ladies that work in that office. You make it pretty easy for us to serve. So I leave with some great memories. It has been a wonderful run. I appreciate the opportunity to have served, and I do not know what lies ahead for me in life. I still have all these grandkids in school, so I will stay on that school board for awhile, and hopefully a whole bunch of them will come to Ohio State, as certainly a lot of the kids at Olangangy. I use as an example over and over again, I do not know if it is plagiarism or what, but things I learn here I take back to K-12 and keep telling

them we have to raise the bar. Olentangy is a great district. It meets all the state standards, but they can do better because Ohio State has raised that bar, and because of that bar being raised across the state at Ohio State, then the local school districts have to do a better job as well. We have to get those average ACT scores, we have to get more kids taking advanced placement classes, because that is what it is going to take to be successful at the University level and at this place. Thank you, I do not know what to say except thank you and I love you all and I love Ohio State and before I tear up I will say thanks.

Dr. Gee:

Many of you may not know, but Dimon is a graduate of UCLA. Going from being a Bruin, I do not know what a Bruin is, is it a teddy bear or something like that, to being a killer nut, I am not certain you moved up in the world but none the less we are glad to have you.

This is a moment for me personally to remember, Universities are institutions of transition. We are constantly in transition, the spring comes the flowers come out, our students leave, the fall comes the leaves start to turn, our students come again. Natural places of transition, so we are used to it, in profound ways. The nature of Universities are ones of constantly changing landscape, but this is an unusual moment in the history of this institution. For the first time in its history at least in the modern time, we have had a two-term chairman, so the leaves did not change for him last year, and the spring came and went, and he continued to serve, and serve very ably. Dr. Cloyd is, without a doubt, one of the most remarkable human beings with whom I have ever worked with. I say that and not hyperbolically, but truthfully. Tenacious in resolve, gentle in word, takes copious notes - I am always afraid of what are in those notes, and I hope they never surface - and committed to leadership in the best form of leadership; he practices leadership, he does not just talk about it, he practices it. He is a representative of what has been so, I think, important about this University. It allows people to come off the farms and fields and achieve greatness. He is from humble background, came through our Lima campus, came to this institution, succeeded mightily, received a doctorate of veterinary medicine, goes on and has a remarkable achievement in terms of his professional life with Procter & Gamble, rising to the very top of that great corporation, all the while doing it with humility I might add. I think, Gil, one of the things that I do not think we rightly recognize about you is the true service nature that you have. You are a servant and you have humility about you. So today, I know that I speak on behalf of all of the members of this Board, and all of our faculty and staff, our 457,000 living alumni, who around the world celebrate this University in so many ways, because your leadership had made such an enormous difference. Mr. Chairman this is my last time to actually be able to call you Mr. Chairman in that role, but I want you to know it is a professional honor to have worked with you and it is a personal pleasure to have you as my friend. Congratulations to you, we really appreciate your work.

Dr. Cloyd:

Thank you very much, you are too kind Gordon. I told the Board at the dinner we had last evening that service on this Board has been the most nurturing and personally rewarding experience in my

professional life. This is really truly a great University with great people and it has really been a true honor to participate with all of you and others in its noble mission. First I want to thank you President Gee, Provost Alutto, other members of the senior leadership team, faculty that are here, faculty that are not here that I have worked with, staff that are here and staff that are not here that I have had a chance to partnership with, and really the terrific and very important work that this University does. I also want to thank Dr. David Frantz, who has helped me charter my way through many paths. David, it just would not have happened without you. I want to thank Ann Lawrence, Korenia Querry, Suzanne Nagy and Theresa Drummond, who just do such great work, and pick up all of my foibles so that they are not too public in that regard, and I appreciate that very much. This Board would not operate the way it does without the support we have of the Board office. Judge Duncan, thank you for your mentorship. I have tried to do my best in succeeding the great leadership you have brought to this Board, and Maureen, I have been following your orders as best I can, and staying with it. Thank you for all of that.

Finally I really want to thank all the members of this Board. You really are remarkable people. It is wonderful to associate yourself with people of high intellect around a passionate mission. It can bring a real diversity in view points. You know a Mormon, Stephen Covey, who I got to know quite a bit when I used to teach his course and spent some time with him, and he always had a great comment. He said "if you get a whole group of people together and they all have the same point of view, why are you talking, there is no point in it." When you have a chance to work with a group of individuals like those sitting around this table that can bring that passion and diversity of intellect, but do it in a highly collegial way, it is just very, very special. It is something that I have found constantly inspiring. I think it is really a wonderful gift that you have given me, and I am really indebted to all of you in that regard and I thank you for that very much.

So I do leave this Board with a sense of sadness, but also with a sense of joy for the time I have had, and even more importantly with a great sense of inspiration and confidence for where this great University is going to go. Ohio State will move from excellence to eminence. The University has great leadership, great faculty, great staff, it's got the right mission, and it will positively impact millions of people around this globe directly and indirectly, and improve their lives and make a future possible for them that would not otherwise exist. As Gordon referenced, I was the first person in my family to go to college. When I started we did not have the money to come to main campus, fortunately there was the branch in Lima. I was able to start school there and continue to work and get some money and finally come to this campus, but when we talk about this University being the doorway to the future for people, that is what it is. You have a noble mission. I know you are going to do it very well, and I am also very, very pleased to be succeeded by Mr. Les Wexner who brings tremendous intellect, vision and passion as our next chair, so it is my distinct pleasure Les, to present you with the gavel.

Mr. Wexner:

I was sitting last night listening and today listening, and that notion about commencement rather than graduation, and I think about that

in the spirit of way back in the dark ages when I was a student and I did not have the sense about commencing, I was graduating. There was finality. Having served the Board at another time, I thought I graduated, and I think there is a lesson about all of us commencing that optimism that an institution has individually and collectively we have. It also struck me, *the season's pass the years will roll, how firm thy friendship O-H-I-O*, and I think that speaks to the seasonality and the renewal and also about commencing. We are in that constant state of growth and renewal.

In the intimacy of the Board and for everybody here, I think about when this University was celebrating it's 136th or 137th birthday, little did we know then that the Board would about double in size; little did we know then that we would change the structure of the Board in terms of electing a leader; little did we know that the president of the University would retire; little did we know that the provost would be retired in that period three years ago; little did we know that the head of medicine would retire, and the change of much of the leadership in medicine would change; and little did we know where we would be in research and state funding, and federal funding, and matching. Little did I know, or did we believe we have confidence to begin the largest project in this University's history, or that we would be at this point in our journey having gone through all that change and come through so much change in such a short period of time so successfully.

My appreciation goes to Bob Duncan who was the father of that three years ago, and the work that he did, and then most recently, in this turn to Gil. You do not have this in terms of recruiting new presidents, provosts, changing the structure of the University, going to semester systems, fundraising, and development. I look around at the leadership in this room and the amount of change that this institution has had, and could not have gotten through it so positively without incredible leadership. I give Bob credit, and most of all Gil I give you credit. I have learned more about leadership in the past three years watching you and Bob than I have learned my whole life, and I thought I knew something about it. It is the deepest regard that I have for that learning, and the leadership that you provided for the University at such a critical time. So, how firm thy friendship.

After speaking about commencement, I think we will commence to adjourn.

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Thereupon the Board adjourned to meet Friday, June 5, 2009, at The Ohio State University, Longaberger Alumni House, Columbus, OH.

Attest:

G. Gilbert Cloyd
Chairman

David O. Frantz
Secretary

**BYLAWS OF THE BOARD OF TRUSTEES
OF THE OHIO STATE UNIVERSITY**

3335-1-02 Officers and committees of the board.

(A) through (G) unchanged.

(H) Committees of the board.

(1) through (3) unchanged.

(4) Medical affairs committee. The medical affairs committee shall consider and make recommendations to the board regarding matters pertaining to the university medical center and related health care entities and programs. Matters to be brought before the committee may include, but shall not be limited to: faculty and staff matters; medical center budget and capital plans; medical center strategic plans; clinical activities and plans and patient care matters; James cancer hospital board; university hospitals board; university hospitals east board; OSU Harding hospital board; Ross heart hospital board; medical center system plans and operations; Ohio state university physicians; and any other matter assigned to the committee by the board or the chair of the board. The chair of the medical center board shall be an ex officio non-voting member of the medical affairs committee.

(5) through (8) unchanged.

(I) unchanged.

(J) ~~No~~ Except as provided in paragraph (C)(8) of rule 3335-93, no trustee shall, during his or her term in office, serve as a director or officer or in any other capacity of any university affiliated entity or as a director, officer, or member or in any other capacity of any other university or related advisory or governance board, committee, or similar body, unless such service is recommended by the committee on trusteeship and approved by resolution of the board of trustees.

UNIVERSITY HOSPITALS BOARD BYLAWS

~~3335-93-01 University hospitals board.~~

~~The body responsible to the Ohio state university board of trustees for oversight of patient care services, financial performance, and the university hospitals' support of the Ohio state university health sciences academic programs, shall be known as the university hospitals board (herein called hospitals board).~~

~~(A) The hospitals board will be composed of two members of the Ohio state university board of trustees (trustee members), twelve citizens from the general public (citizen members), and the chairperson of the college central faculty practice group, all appointed by the Ohio state university board of trustees in consultation with the president of the university.~~

~~(B) The president of the Ohio state university, the executive director, medical director and chief of the medical staff of~~

~~university hospitals, senior vice president for health sciences, dean of the college of medicine, and vice president for health services shall be ex-officio members with vote of the hospitals board.~~

- ~~(C) Insofar as feasible, the selection criteria will ensure that the hospitals board membership will include persons with business expertise, persons with legal expertise, persons with knowledge of health care delivery, persons knowledgeable about the academic mission of university hospitals, and persons who can assist the hospitals in its relations with the public and governmental entities. Selection processes will incorporate the diversity policies of the university.~~
- ~~(D) The term of office for the twelve citizen members will be three years. At the discretion of the Ohio state university board of trustees, any citizen member may serve three consecutive terms.~~
- ~~(E) The president of the Ohio state university will serve as the university's primary administrative contact with the hospitals board and shall interpret proposals and recommend actions of the hospitals board to the university's board of trustees.~~
- ~~(F) The executive director of university hospitals will serve as the secretary to the hospitals board and provide such staff services for the hospitals board as may be requested.~~

~~3335-03-02 Powers and duties.~~

~~Members of the hospitals board shall be responsible to the university board of trustees for the oversight of patient care services in and financial performance of university hospitals and for ensuring that the hospitals' activities support the health sciences programs of the university. Although it is understood that the university board of trustees cannot delegate its ultimate authority over and responsibility for the hospitals including determination of policy for the fiscal health of the university hospitals, its personnel policies, or the definition of the hospitals' mission the hospitals board will be delegated the authority and responsibility set forth herein, consistent with Ohio law. The university hospitals board will be responsible for, subject to the authority and periodic review of the university board of trustees, the following:~~

- ~~(A) Assuring the quality of care including the delivery of patient services including formation of quality assessment and improvement mechanisms and monitoring the achievement of quality standards and goals.~~
- ~~(B) Oversight of the hospitals' unique mission to support the health sciences teaching and research programs of the university.~~
- ~~(C) Monitoring the implementation of the university medical center integrity program as adopted by the Ohio state university board of trustees.~~
- ~~(D) Establishing educational programs for its members and periodically assessing its own performance.~~

- ~~(E) Oversight of the accreditation and licensure process.~~
- ~~(F) Approval of medical and dental appointments, clinical privileges, and disciplinary actions upon the recommendation of the appropriate officials and/or medical staff administrative committee.~~
- ~~(G) Approval of medical staff bylaws amendments and recommendation thereof to the Ohio state university board of trustees.~~
- ~~(H) Review and recommend operating and capital budgets prior to their submission to the Ohio state university board of trustees by the university president.~~
- ~~(I) Monitoring financial performance including the achievement of financial goals and targets.~~
- ~~(J) Creating committees it deems necessary, which may be directed by the hospitals board to act on its behalf, to carry out its responsibilities, as consistent with its powers and duties described above.~~
- ~~(K) Recommending and monitoring strategic plans consistent with the strategic plan for the university medical center.~~
- ~~(L) Approval of the purpose and articles of incorporation of any organization wishing to establish itself as an auxiliary service organization to the university hospitals.~~

~~3335-93-03 Accountability.~~

~~To ensure that the Ohio state university board of trustees meets its governance obligations under Ohio law, the hospitals board will be accountable, through the president, the senior vice president for health sciences, and the vice president for health services to the Ohio state university board of trustees.~~

~~The appointment of the executive director of university hospitals will be approved by the Ohio state university board of trustees upon recommendation of the president, the senior vice president for health sciences, and the vice president for health services of the university following consultation with the hospitals board.~~

~~The Ohio state university board of trustees will continue to hold the president of the university responsible for the conduct of the academic programs and for ensuring that the hospitals are operated in a manner consistent with university policy and state and federal law.~~

~~3335-93-04 Meetings and notice.~~

- ~~(A) Regular meetings. Regular meetings of the hospitals board may be held each month, or on a schedule established by the board, at times which shall be set and publicly announced and/or at such other time or place as may be announced by the chairperson.~~
- ~~(B) Special meetings. Special meetings may be called at the direction of the chairperson, and shall be called by the chairperson at the request of three members of the board,~~

~~provided that notice to all board members shall be given not less than five days prior to the meeting. The notice shall state the time, place, and purpose of the meeting.~~

~~(C) Except as otherwise specified in these bylaws, all meetings of the hospitals board and its committees shall be conducted in accordance with the latest revision of "Robert's Rules of Order."~~

~~(D) Meetings of the hospitals board shall be open to the public, except for executive sessions called for reasons permissible under Ohio law.~~

~~3335-93-05 Quorum.~~

~~At least a majority of the current voting membership of the hospitals board shall be necessary for a quorum.~~

~~3335-93-06 Vacancies.~~

~~Whenever a vacancy occurs on the hospitals board, notice shall be given immediately to the president of the university so that the Ohio state university board of trustees may appoint a new member as soon as possible to fill the unexpired term.~~

~~3335-93-07 Removal.~~

~~(A) The hospitals board may recommend to the Ohio state university board of trustees that a citizen member of the hospitals board be removed or suspended. Recommendations for suspension or removal by the board shall be made directly to the Ohio state university board of trustees which has sole authority to appoint and remove members of the university hospitals board.~~

~~(B) Any board member who has three unexcused absences for three successive meetings, or five unexcused absences in a calendar year, as determined by the chairperson, shall be automatically removed.~~

~~3335-93-08 Indemnification of hospitals board members.~~

~~Members of the hospitals board will be provided legal defense and indemnification against any claims or liabilities which might arise from the performance of their duties on behalf of the hospitals to the full extent permitted by Ohio law.~~

~~3335-93-09 Compensation of hospitals board and board committee members.~~

~~No hospitals board member shall receive compensation for services rendered in the capacity as a board member. However, nothing herein shall be construed to preclude any board member or committee member from receiving reimbursement for actual expenses incurred for serving the hospitals as a board or committee member.~~

~~3335-93-10 Responsibilities of executive director of university hospitals.~~

~~The executive director shall have such authority as may be conferred by the senior vice president for health sciences, the vice president for~~

health services, and the hospitals board. The executive director shall be responsible for the operation of university hospitals and shall serve as the chief executive officer. The executive director will coordinate and prioritize matters of capital medical equipment, clinical space, and clinical programs with the medical director.

3335-93-11 Confidentiality and conflicts of interest.

~~In addition to any restrictions or obligations set forth in Chapter 102 of the Revised Code, and recognizing that board members and committee members have a duty of loyalty and fidelity to the university and to the university medical center and that they must govern its affairs honestly, exercising their best care, skill and judgment for the benefit of the university medical center so as to avoid even the appearance of impropriety, the members of the board and its committees shall disclose to the university hospitals board any situation wherein such person has a conflict of interest that could possibly cause that person to act in other than the best interest of the university medical center and university hospitals. In any such situation the member shall abstain from acquiring any information developed by the university medical center and university hospitals and from participating in any discussions or voting related to such situation. In addition, all members of the board and its committees shall keep confidential all sensitive information of every kind including the strategic goals of groups, entities or subdivisions within the university medical center to the extent permitted by law. Members of the board and its committees also shall abide by all confidentiality and conflict of interest policies and programs adopted by the Ohio state university board of trustees from time to time.~~

Chapter 3335-95

OFFICERS OF THE BOARD

~~3335-95-01 Officers.~~

~~The officers of the board shall be members of the board and shall consist of a chairperson, vice chairperson, and such other officers as the board may deem advisable. The chairperson and vice chairperson, chosen from among the citizen members, shall be appointed annually by the Ohio state university board of trustees upon recommendation of the president. No officer may serve more than two successive terms.~~

~~3335-95-02 Chairperson.~~

~~The chairperson of the board shall appoint all committee members; shall preside at all meetings of the board; and shall be responsible for approving the agenda for board meetings. The chairperson shall have such other and further duties and authority as may be prescribed elsewhere in these bylaws, or from time to time by the hospital's board.~~

~~3335-95-03 Vice chairperson.~~

~~During the absence of the chairperson or the chairperson's inability to act, the vice chairperson shall perform the duties and exercise the powers of the chairperson.~~

BACKGROUNDED

Chapter 3335-97

COMMITTEES

~~3335-97-01 Committee designations.~~

~~The board shall establish a professional affairs committee and such special purpose committees as may be necessary. The chairperson of the board shall appoint the board's representatives to the committees; the president of the university may designate any officer of the university to attend meetings of the committees as ex-officio members without vote. The hospitals executive director shall attend all meetings and act as secretary.~~

~~3335-97-02 Professional affairs committee.~~

- ~~(A) Responsibilities. The professional affairs committee shall be responsible for the following specific duties:~~
- ~~(1) Overseeing all patient care activity in facilities deemed by the university trustees to be the administrative responsibility of university hospitals including, but not limited to, the hospitals, clinics, ambulatory care facilities, and physicians office facilities.~~
 - ~~(2) Monitoring quality assurance performance in accordance with the standards set by the university medical center for all programs identified in paragraph (A)(1) of this rule.~~
 - ~~(3) Receiving reports from the medical staff administrative committee regarding credentialing and recommending action on these reports to the hospitals board.~~
 - ~~(4) Monitoring the achievement of accreditation and licensure requirements.~~
 - ~~(5) Reviewing and recommending medical staff bylaws changes and changes to medical staff rules and regulations.~~
 - ~~(6) Such other responsibilities as assigned by the chairperson of the hospitals board.~~
- ~~(B) Composition. The committee shall consist of three board members, appointed annually by the chairperson of the hospitals board, one of whom shall be appointed as chairperson of the committee; and the chief medical officer of the health system, and the chief of the medical staff.~~
- ~~(C) Meetings. The professional affairs committee shall meet at the call of the chairperson and shall advise the hospitals board of its activities.~~

Chapter 3335-99

RELATIONSHIPS OF HOSPITALS TO HEALTH SCIENCES,
ACADEMIC, AND RESEARCH PROGRAMS

~~3335-99-01 Relationships of hospitals to health sciences, academic, and research programs.~~

~~The health sciences colleges of the university carry out a significant portion of their educational and research activity in university hospitals. Although the hospitals board has not been delegated specific responsibilities for academic programs, it shall lend its best efforts to assure that the programs of the health sciences colleges are effectively supported in collaboration with the hospitals patient care programs. The senior vice president for health sciences and vice president for health services shall be charged with maintaining an effective liaison between the health sciences colleges and the hospitals board to assure excellence in both academic and patient care programs.~~

BACKGROUND

Chapter 3335-101

MEDICAL STAFF

~~3335-101-01 General.~~

~~The hospitals board holds the medical staff organization accountable to the board for establishing and maintaining standards of medical care. The hospitals board will review and approve the medical staff bylaws before they are submitted to the Ohio state university board of trustees.~~

~~3335-101-02 Medical staff.~~

~~For purposes of Chapter 3335-101 of the Administrative Code, the words "medical staff" shall include all physicians, psychologists, podiatrists, and dentists who are authorized to attend patients in the hospital or in any other medical care activity administered by the hospitals, and may include such other professionals as the medical staff bylaws designate.~~

~~3335-101-03 Medical staff organization.~~

~~The hospitals board shall approve and authorize the organization of the medical staff to discharge those duties and responsibilities assigned to it by the hospitals board and specifically to accomplish the following purposes, among others:~~

- ~~(A) To monitor the quality of medical care in the hospital and make recommendations to the hospitals board to ensure that all patients admitted to or treated at any of the facilities, departments, or services of the hospitals receive high quality medical care.~~
- ~~(B) To recommend to the professional affairs committee of the hospitals board the appointment or reappointment of an applicant to the medical staff of the hospitals, the clinical privileges such applicant shall enjoy in the hospitals, and appropriate action that may be necessary in connection with any member of the medical staff.~~
- ~~(C) To represent the medical staff of the hospitals and to provide the means whereby issues concerning the medical staff and the hospitals are discussed within the medical staff organization and among representatives of the medical staff, the hospitals board, and the hospitals administration.~~
- ~~(D) To establish specific rules and regulations governing actions of members of the medical staff.~~

~~3335-101-04 Medical staff bylaws.~~

~~The medical staff organization shall recommend to the board medical staff bylaws, rules, and regulations that set forth the medical staff organization and the governance process for maintaining such bylaws, rules, and regulations to accomplish the purposes set forth in rule 3335-101-03 of the Administrative Code. When such bylaws, rules, and regulations are adopted by the board and the Ohio state university board of trustees, they shall become effective and become part of the bylaws, rules, and regulations of the hospitals. The medical staff~~

organization shall also be responsible for reviewing these bylaws, rules, and regulations periodically and recommending appropriate revisions to the hospitals board.

~~3335-101-05 Appointment to the medical staff and assignment of clinical privileges.~~

~~Upon recommendation of the medical staff and in accordance with the medical staff bylaws, the hospitals board may appoint physicians, dentists, psychologists, and podiatrists meeting the qualifications prescribed in the medical staff bylaws, to membership on the medical staff of the hospitals and shall grant clinical privileges to such persons. Appointment to the medical staff carries with it full responsibility for the treatment of patients of the university hospitals subject to such limitations as may be imposed by the hospitals board or the bylaws, rules, and regulations of the medical staff. Appointments to the medical staff shall be for two years, renewable in accordance with the reappointment procedure set forth in the medical staff bylaws. Reappointments to the medical staff will be made every other year by the board, and shall be for two years.~~

~~3335-101-06 Medical staff administrative committee.~~

~~(A) Purpose. The medical staff administrative committee shall establish and maintain means of accountability to the hospitals board, in accordance with the medical staff bylaws. It shall concern itself primarily with the quality of medical care within the hospitals. It shall receive and act upon all medical staff committee reports and make recommendations regarding medical staff status and privileges to the hospitals board. Other specific duties of the medical staff administrative committee are identified in the medical staff bylaws.~~

~~(B) Composition. The medical board of the medical staff shall be known as the medical staff administrative committee which shall be composed of the chief of staff, the chief of staff elect, the chiefs of clinical departments, three at large members elected by the medical staff, the medical director, and the executive director of hospitals. The medical director shall serve as chairperson of the medical staff administrative committee.~~

~~(C) Meetings. The medical staff administrative committee shall meet monthly. Minutes of the meetings shall be provided to all members of the professional affairs committee, the senior vice president for health sciences, the dean of the college of medicine, the dean of the college of dentistry, and the deans of other professional colleges whose faculty have appointment on the medical and dental staffs.~~

~~3335-101-07 Hospitals clinical departments.~~

~~(A) Appointment of the chief of each clinical department is subject to approval by the hospitals board on the recommendation of the dean of the applicable professional school and the senior vice president for health sciences and dean of the college of medicine and public health. All such appointments shall be periodically reviewed by the hospitals board. Chiefs of clinical departments' vacancies may be filled on an interim basis at any time by action of the dean of~~

the appropriate professional college, after consulting with the hospitals board. (In general, the chiefs of clinical departments will be chairpersons of corresponding academic departments in the medical college.)

- (B) ~~The hospitals board may delegate, through approval of the medical staff bylaws or by appropriate board resolution, to the chiefs of the clinical departments responsibility for maintaining the quality of medical care in their services, and for recommending an applicant's appointment or reappointment to the medical staff of the hospitals and privileges for such an applicant.~~

- (C) ~~The senior vice president for health sciences and dean of the college of medicine and public health shall appoint a medical director who reports to the executive director of university hospitals, to the chief medical officer of the university medical center, and to the hospitals board. In matters relating to medical care in the hospitals, members of the clinical departments of the hospitals are accountable to the clinical chiefs, who are accountable to the medical director.~~

- (D) ~~The medical director shall be a physician and shall maintain an appointment as an attending staff member of the medical staff. The medical director shall have authority as conferred by the senior vice president for health sciences and the hospitals board, including the responsibility for clinical research and education programs and services at university hospitals, supervision of patient and clinical activity, and responsibility for the clinical organization of the hospitals. The medical director shall direct and supervise the medical staff quality assurance, utilization review, and credentialing activity. The medical director shall establish priorities, jointly with the executive director of the hospitals, for capital medical equipment, clinical space, and the establishment of new clinical programs, or the revision of existing clinical programs.~~

Chapter 3335-103

AMENDMENTS TO BOARD BYLAWS

~~3335-103-01 Amendments to board bylaws.~~

~~These bylaws may be amended or replaced in whole or in part by the Ohio state university board of trustees.~~

BACKGROUND

SPECIALIZED BOARDS

3335-104-01 Designations

~~From time to time, the Ohio state university board of trustees may establish one or more specialized boards dedicated to the unique mission of a specific facility, service, or program of university hospitals. All members of a specialized board shall be appointed by the Ohio state university board of trustees in consultation with the vice president for health services, the senior vice president for health sciences, and the president of the university. The term of office for each member of a specialized board, other than an ex-officio member, will be three years. The executive director and medical director of the facility or service respectively appointed by the vice president for health services and the senior vice president for health sciences shall be ex-officio members of the specialized board. At the discretion of the Ohio state university board of trustees, any member may serve three consecutive terms.~~

3335-104-02 OSU & Harding hospital board

~~(A) There is hereby created the OSU & Harding hospital board. It shall:~~

~~(1) Review, recommend and monitor strategic initiatives for behavioral health services.~~

~~(2) Monitor financial performance of OSU & Harding including the achievement of financial goals and targets consistent with those set by the university hospitals board.~~

~~(3) Approve and monitor quality assessment and improvement mechanisms specifically for behavioral health services.~~

~~(4) Perform such other responsibilities as agreed upon by the Ohio state university hospitals board and the Ohio state university board of trustees.~~

~~(B) The vice president for health services shall solicit nominations from Harding medical center for four members of the OSU & Harding hospital board.~~

~~(C) The OSU & Harding hospital board shall meet at the call of its chairperson who shall advise the university hospitals board of its activities.~~

3335-104-03 University hospitals east board.

~~(A) There is hereby created the university hospitals east board. It shall:~~

~~(1) Review, recommend and monitor strategic initiatives for university hospitals east.~~

~~(2) Monitor the financial performance of university hospitals east including the achievement of financial goals and~~

~~targets consistent with those set by the university hospitals board.~~

~~(3) Approve and monitor quality assessment and improvement mechanisms for university hospitals east.~~

~~(4) Perform such other responsibilities as agreed upon by the university hospitals board and the Ohio state university board of trustees.~~

~~(B) The university hospitals east board shall meet at the call of its chairperson who shall advise the university hospitals board of its activities.~~

~~3335-104-04 Ross heart hospital board.~~

~~(A) There is hereby created the Ross heart hospital board. It shall:~~

~~(1) Review, recommend and monitor strategic initiatives for cardiovascular services.~~

~~(2) Monitor financial performance of the Ross heart hospital including the achievement of financial goals and targets consistent with those set by the university hospitals board.~~

~~(3) Approve and monitor quality assessment and improvement mechanisms specifically for cardiovascular services consistent with those established for university hospitals.~~

~~(4) Perform such other responsibilities as agreed upon by the Ohio state university hospitals board and the Ohio state university board of trustees.~~

~~(B) The Ross heart hospital board shall meet at the call of its chairperson who shall advise the university hospitals board of its activities.~~

THE ARTHUR G. JAMES CANCER HOSPITAL
AND RICHARD J. SOLVO RESEARCH INSTITUTE BOARD

Bylaws
(As of November 3, 2006)

3335-109-01 - General:

The body with ultimate responsibility to the Ohio state university board of trustees (hereinafter referred to as "university board") for establishing policy, maintaining quality patient care, and providing for organization management and planning and oversight of the financial performance of and within the Arthur G. James cancer hospital and Richard J. Solvo research institute (hereinafter referred to as "CHRRI") shall be the Arthur G. James cancer hospital and Richard J. Solvo research institute board (hereinafter referred to as "board").

(A) The board shall be composed of:

- (1) Two members of the university board, each to be appointed by the university board for a one year term (commencing May fourteenth and ending May thirteenth), one of whom shall serve as chair of the board;
- (2) The director of the Arthur G. James cancer hospital and Richard J. Solvo research institute;
- (3) The director of the comprehensive cancer center;
- (4) The director of medical affairs of the James cancer hospital and Solvo research institute;
- (5) The chief of staff of the James cancer hospital and Solvo research institute;
- (6) Two senior university administrators appointed by the university board of trustees in consultation with the university president for a one year term (commencing May fourteenth and ending May thirteenth);
- (7) One member of the OSU cancer scholars program appointed by the university board in consultation with the university president for a one year term (commencing May fourteenth and ending May thirteenth);
- (8) Six citizens from the general public appointed by the university board of trustees in consultation with the university president. The initial term of office of all four of the community members shall commence May 14, 1996. Said initial terms of the four community members shall expire as follows: one on May 13, 1997; one on May 13, 1998; one on May 13, 1999; and one on May 13, 2000. The initial term of office of the fifth and sixth community member shall commence on January 1, 2000 and shall expire on May 13, 2004. Thereafter, terms of

~~office of community members shall be for four years, commencing on May fourteenth and ending on May thirteenth. Each community member shall hold office from the date of appointment until the end of the term for which appointed. Any community member appointed to fill a vacancy occurring prior to the expiration of the term for which his or her predecessor was appointed shall hold office for the remainder of such term. No person who has served three full four-year terms shall be eligible for reappointment;~~

- ~~(9) The university senior vice president for health sciences and dean of the college of medicine and public health;~~
- ~~(10) The president of the Arthur G. James cancer hospital and Richard J. Solove research institute foundation; and~~
- ~~(11) The vice president for health services.~~
- ~~(B) Insofar as feasible, the selection criteria will ensure that the board membership will include persons with business expertise, persons with legal expertise, persons with knowledge of health care delivery, persons knowledgeable about the academic mission of the CHRI, and persons who can assist the CHRI in its relations with the public and governmental entities. Selection processes will incorporate the diversity policies of the university.~~
- ~~(C) The director of administration of the CHRI shall serve as the non-voting secretary to the board and provide staff resources to assist the board in its activities.~~
- ~~(D) In addition to the board members, the following may participate in deliberations at the board's request, will receive agenda and minutes, and from time to time will be invited to submit agenda items:
Deans of health sciences colleges
CHRI director of administration
CHRI senior administrative staff~~
- ~~(E) The president shall serve as the university's primary administrative contact with the board and shall interpret proposals and recommend actions of the board to the university board.~~

~~3335-109-02 Power and duties.~~

~~The board shall be responsible to the university board for patient care, teaching and research activities in and financial performance of the CHRI and for ensuring that the activities conducted within support the health sciences programs of the university. Although it is understood that the university board cannot delegate its ultimate authority over and responsibility for the CHRI — including determination of policy for the fiscal health of the CHRI, its personnel policies, or the definition of the CHRI mission statement — the board shall be delegated the authority and responsibility set forth herein, consistent with Ohio law. The board shall:~~

- ~~(A) Assure quality patient care services, to include approval of admission and quality assurance policies and practices developed by the CHRI staff, and approval of the process for performance evaluation of all CHRI personnel who provide patient services who are not subject to the medical staff credentialing process.~~
- ~~(B) Monitor all patient care activity in facilities deemed by the university board to be the administrative responsibility of the CHRI included, but not limited to, the hospital, ambulatory care facilities, and physician office facilities.~~
- ~~(C) Monitor quality assurance performance under all programs identified in paragraph (B) of this rule, including formation of quality assessment and improvement mechanisms and monitoring the achievement of quality standards and goals.~~
- ~~(D) Ensure CHRI's unique mission to support the health sciences teaching and research programs of the university.~~
- ~~(E) Monitor relationships of the CHRI with outside agencies, both private and public.~~
- ~~(F) Monitor the implementation of the university medical center integrity program as adopted by the university board.~~
- ~~(G) Monitor CHRI's accreditation processes.~~
- ~~(H) Approve appointments to the medical staff, clinical privileges, and disciplinary actions upon the recommendation of the appropriate official and/or medical staff administrative committee.~~
- ~~(I) Approve medical staff bylaws and rules and regulations and recommend approval of same to the university board.~~
- ~~(J) Review and approve operating and capital budgets prior to their submission to the university board.~~
- ~~(K) Monitor financial performance of CHRI including the achievement of financial goals and targets.~~
- ~~(L) Consistent with the strategic plan for the university medical center, develop and maintain, with participation by the medical staff, the nursing department, other departments and services, and appropriate advisors, a five-year financial and operational strategic plan for the CHRI with continuous monitoring of the plan.~~
- ~~(M) Evaluate safety/security and disaster planning performance.~~
- ~~(N) Assess, monitor, and make recommendations on continuous quality improvement in all patient service areas within the CHRI.~~
 - ~~(1) There will be assurance that all patients with the same health problems are receiving the same level of care in the hospital.~~

- ~~(2) — There will be assurance that the medical staff and staffs of the sections/services will implement and report on the activities and mechanisms for monitoring and evaluating the quality of patient care, for identifying opportunities to improve patient care, and for identifying and resolving problems.~~
- ~~(3) — The board will enforce the support of these activities and mechanisms through the chief executive officer.~~
- ~~(4) — To assure for the provision of resources and support systems for the quality assessment and improvement functions and risk management functions related to patient care and safety.~~
- ~~(O) — Monitor the process designed to assure that all individuals responsible for the assessment, treatment, or care of patients are competent in the following, as appropriate to the patient served:

 - ~~(1) — The ability to obtain information and interpret information in terms of the patient needs.~~
 - ~~(2) — A knowledge of growth and development.~~
 - ~~(3) — An understanding of the range of treatment needed by these patients.~~~~
- ~~(P) — Monitor and annually evaluate the performance of the director of the CHRI.~~
- ~~(Q) — Coordinate the board's education and self-evaluation activities and interaction with the university board. The summary of the annual self-evaluation will be communicated to the university board.~~
- ~~(R) — Ensure annual review of the board's bylaws. Modifications will be forwarded to the university board for review and approval as appropriate and in accordance with rule 3335-109-20 of the Administrative Code.~~

~~3335-109-03 Accountability.~~

~~To ensure that the university board meets its governance obligations under Ohio law, the board will be accountable through the university president, the senior vice president for health sciences, and the vice president for health services to the university board.~~

~~The university board will continue to hold the university president, the senior vice president for health sciences, and the vice president for health services responsible for the conduct of the academic programs and for ensuring that the CHRI is operated in a manner consistent with university policy and state and federal law.~~

~~3335-109-04 Chief executive officer.~~

- (A) ~~The director of the CHRI shall have authority as conferred by the senior vice president for health sciences and dean of the college of medicine and public health, the vice president for health services and the board. The director shall be responsible for the operation of the CHRI and shall serve as the chief executive and operating officer. The director will coordinate and prioritize matters of capital medical equipment, clinical space, and clinical programs.~~
- (B) ~~The director of the CHRI shall be a doctor of medicine and be a member or eligible for membership on the CHRI medical staff and further be qualified for his/her responsibilities through education and experience.~~
- (C) ~~The appointment of the director of the CHRI shall be approved by the university board upon recommendation of the university president, senior vice president for health sciences, and the vice president for health services following consultation with the board.~~
- (D) ~~The chief executive officer shall act on behalf of the board in the overall management of the CHRI and, through the management and administrative staff, shall provide for effective and efficient management policies and practices as set forth in the applicable standards of the joint commission on accreditation of healthcare organizations.~~
- (E) ~~The chief executive officer shall, in consultation with appropriate members of the CHRI administrative staff, select key management staff.~~

3335-109-05 Meetings and notice.

- (A) ~~Regular meetings. Regular meetings of the board may be held at the hospital each month, or on a schedule established by the board, at times which shall be set and publicly announced by the chair of the board, or at such other time or place as may be announced by the chair.~~
- (B) ~~Special meetings. Special meetings of the board may be called by the chair or shall be called by the chair at the request of two members of the board. Notice of a special meeting shall be given to all board members not less than five days prior to the meeting and shall state the time, place, and purpose of the meeting.~~
- (C) ~~A quorum for meetings of the board shall be a simple majority of the members thereof. A majority vote of these members who are present and voting shall be required for approval of any proposal.~~
- (D) ~~The most recent edition of Robert's rules of order shall govern the conduct of all meetings unless any such rule contained therein conflicts with any provision in these bylaws, in which case these bylaws shall control.~~

3335-109-06 Officers of the board.

~~(A) The officers of the board shall be members of the board and shall consist of a chair, a vice chair, and such other officers as the board may deem advisable. The chair, chosen from the university board members, and vice chair shall be appointed annually by the university board.~~

~~(B) Duties of officers.~~

~~(1) Chair. The chair of the board shall preside at all meetings of the board; shall be responsible for approving agenda for board meetings; shall report to the university board as required; shall appoint all committee members. The chair shall have such other and further duties and authority as may be prescribed elsewhere in these bylaws, or from time to time by the board.~~

~~(2) Vice chair. During the absence of the chair or the chair's inability to act, the vice chair shall perform the duties and exercise the powers of the chair.~~

~~3335-109-07 Committees.~~

~~Special or ad hoc committees of the board may be established by the chair.~~

~~3335-109-08 Vacancies.~~

~~Whenever a vacancy occurs on the board, notice shall be given immediately to the university president so that a new member may be appointed to fill the unexpired term.~~

~~3335-109-09 Removal.~~

~~The board may recommend that a member of the board be removed or suspended. Recommendations for suspension or removal by the board shall be made directly to the university board.~~

~~3335-109-10 Indemnification of board members.~~

~~Members of the board shall be provided legal defense and indemnification against any claims or liabilities which might arise from the performance of their duties on behalf of the CHRI to the full extent permitted by Ohio law.~~

~~3335-109-11 Compensation of board members.~~

~~No board member shall receive compensation for services rendered in the capacity as a member of the board. However, nothing herein shall be construed to preclude any board member from receiving reimbursement for actual expenses incurred for service rendered to the CHRI as a member of the board.~~

~~3335-109-12 Conflict of interest.~~

~~In addition to any restrictions or obligations set forth in Chapter 102 of the Revised Code, and recognizing that board members and committee members have a duty of loyalty and fidelity to the university and to the university medical center and that they must govern its affairs honestly, exercising their best care, skill and judgment for the benefit of the university medical center so as to avoid even the~~

~~appearance of impropriety, the members of the board and its committees shall disclose to the board any situation wherein such person has a conflict of interest that could possibly cause that person to act in other than the best interest of the university medical center and the CHRI. In any such situation the member shall abstain from acquiring any information developed by the university medical center and the CHRI and from participating in any discussions or voting related to such situation. In addition, all members of the board and its committees shall keep confidential all sensitive information of every kind including the strategic goals of groups, entities or subdivisions within the university medical center to the extent permitted by law. Members of the board and its committees also shall abide by all confidentiality and conflict of interest policies and programs adopted by the Ohio state university board of trustees from time to time.~~

~~3335-100-13 Relationship of CHRI to health sciences, academic, and research programs.~~

~~The health sciences colleges of the university carry out a significant portion of their educational and research activity in the CHRI. Although the board has not been delegated specific responsibilities for academic programs, it shall lend its best efforts to assure that the programs of the health sciences colleges are effectively supported in collaboration with the patient care programs of the CHRI. The senior vice president for health sciences and dean of the college of medicine and public health and vice president for health services shall be charged with maintaining an effective liaison between the health sciences colleges and the board to assure excellence in both academic and patient care programs.~~

~~3335-100-14 Medical staff.~~

~~(A) The board holds the medical staff organization accountable to the board for establishing and maintaining standards of quality patient care. The board and the medical staff administrative committee will review and approve the medical staff bylaws before submission to the university board.~~

~~(B) For purposes of chapter 3335-100 of the Administrative Code, the words "medical staff" shall include all physicians and dentists who are authorized to attend patients in the CHRI or in any other patient care activity administered by the CHRI, and may include such other professionals as the medical staff bylaws designate.~~

~~3335-100-15 Medical staff organization.~~

~~The board shall approve and authorize the organization of the medical staff to discharge those duties and responsibilities assigned to it by the board and specifically to accomplish the following purposes, among others:~~

~~(A) To monitor the quality of patient care in the CHRI and make recommendations to the board to ensure that all patients admitted to or treated at any of the facilities, departments, or services of the CHRI receive high quality patient care with attention to age and development and without regard to race, creed, sex, national origin, handicap or source of payment.~~

- ~~(B) To timely recommend to the medical staff administrative committee and the board the appointment or reappointment of an applicant to the medical staff of the CHRl, the clinical privileges such applicant will enjoy in the CHRl, and any appropriate action that may be necessary in connection with any member of the medical staff.~~
- ~~(C) To represent the medical staff of the CHRl and to provide the means whereby issues concerning the medical staff and the CHRl are discussed within the medical staff organization and among representatives of the medical staff, the board, and the administration of the CHRl.~~
- ~~(D) To establish specific rules and regulations governing actions of members of the medical staff.~~

~~3335-109-16 Medical staff bylaws.~~

~~The medical staff organization shall recommend to the board and medical staff administrative committee, medical staff bylaws and rules and regulations that set forth the medical staff organization and the governance process for maintaining such bylaws and rules and regulations to accomplish the purposes set forth in rule 3335-109-15 of the Administrative Code. When such bylaws and rules and regulations are adopted by the board and university board, they shall become effective and become part of the bylaws and rules and regulations of the medical staff. The medical staff organization shall also be responsible for reviewing these bylaws and rules and regulations annually and recommending appropriate revisions to the board.~~

~~3335-109-17 Appointment to the medical staff and assignment of clinical privileges.~~

~~Upon recommendation of the medical staff and in accordance with the medical staff bylaws, the board, may appoint physicians, psychologists, podiatrists, and dentists, meeting the qualifications prescribed in the medical staff bylaws, to membership on the medical staff of the CHRl and shall grant clinical privileges to such persons. Appointment to the medical staff carries with it full responsibility for treatment of individual patients subject to such limitations as may be imposed by the board or by bylaws and rules and regulations of the medical staff. Appointments to the medical staff shall be for two years, renewable in accordance with the reappointment procedure set forth in the medical staff bylaws. Reappointments to the medical staff will be made bi-annually by the board, and shall be for two years.~~

~~3335-109-18 Medical staff administrative committee.~~

- ~~(A) Purpose. The medical staff administrative committee shall establish and maintain means of accountability to the board in accordance with the medical staff bylaws. It shall concern itself primarily with the quality of patient care within the CHRl. It shall receive and act upon all medical staff committee reports and make recommendations regarding medical staff status and privileges to the university board, by recommendation of the board. Other specific duties of the medical staff administrative committee are identified in the medical staff bylaws.~~
- ~~(B) Composition. The medical staff administrative committee shall be composed of the chief of staff; chief of staff elect;~~

~~section chiefs of medical oncology, radiation oncology, surgical oncology; chiefs of CHRI services; chairpersons of anesthesiology, dentistry, family medicine, internal medicine, ob/gyn, ophthalmology, otolaryngology, physical medicine, pathology, psychiatry, radiology, surgery; CHRI director, CHRI director of administration; CHRI director of medical affairs; CHRI associate director for clinical affairs; and CHRI associate director for professional education. The following shall be ex-officio members of the medical staff administrative committee: CHRI administrator of nursing, members of the CCC executive committee, associate vice president for health sciences, and university hospitals medical director.~~

- ~~(C) Meetings. The medical staff administrative committee shall meet monthly. Minutes of the meetings shall be provided to the senior vice president for health sciences and dean of the college of medicine and public health, the dean of the college of dentistry, and the deans of other professional colleges whose faculty have appointments on the medical and dental staffs and the board.~~

~~3335-109-19 CHRI clinical services.~~

~~Appointment of the chief of each clinical service is subject to approval by the board, senior vice president for health sciences and director of the CHRI. All such appointments shall be periodically reviewed by the board. Chiefs of clinical services vacancies may be filled on an interim basis at any time by action of the director of the CHRI after consulting with the board.~~

~~3335-109-20 Professional affairs committee.~~

- ~~(A) Responsibilities. The professional affairs committee shall be responsible for the following specific duties:~~
- ~~(1) Overseeing all patient care activity in facilities deemed by the university trustees to be the administrative responsibility of the CHRI including, but not limited to, the hospital, clinics and ambulatory care facilities.~~
 - ~~(2) Monitoring quality assurance performance in accordance with the standards set by the university medical center for all programs identified in paragraph (A)(1) of this rule.~~
 - ~~(3) Receiving reports from the medical staff administrative committee regarding credentialing and recommending action on these reports to the hospital's board.~~
 - ~~(4) Monitoring the achievement of accreditation and licensure requirements.~~
 - ~~(5) Reviewing and recommending medical staff bylaws changes and changes to medical staff rules and regulations.~~
 - ~~(6) Such other responsibilities as assigned by the chairperson of the board.~~

- ~~(B) — Composition. The committee shall consist of three board members, appointed annually by the chairperson of the board, one of whom shall be appointed as chairperson of the committee; and the chief medical officer of the health system, and the chief of the medical staff.~~
- ~~(C) — Meetings. The professional affairs committee shall meet at the call of the chairperson and shall advise the board of its activities.~~

~~3335-109-21 — Amendments to the board bylaws.~~

~~Recommendations concerning whether these bylaws should be repealed, modified, altered, or amended may be made upon the affirmative vote of two thirds of the votes cast at a meeting of the board at which a quorum is present. Such recommendations shall be forwarded to the university board for action.~~

BACKGROUND

Chapter 3335-93

Establishment of the Ohio state university medical center board

3335-93-01 University medical center board.

- (A) The body responsible to the Ohio state university board of trustees for oversight of the Ohio state university medical center shall be the university medical center board (herein called "medical center board"). Such oversight shall encompass the areas of quality patient care services, strategic management and planning, development of policy, financial performance, compliance programs, and support for the academic programs of the university's health sciences colleges, all as detailed in rule 3335-93-02 of the Administrative Code. The university medical center board shall report to the board of trustees through its medical affairs committee.
- (B) The medical center board shall be composed of 12 voting members:
- (1) five public members who shall be the chairs of the five hospital boards established in Chapter 3335-104 of the Administrative Code, ex officio with vote;
 - (2) six public members appointed by the Ohio state university board of trustees in consultation with the president of the university;
 - (3) the president of the Ohio state university, ex officio with vote; and
 - (4) the senior vice president for health sciences of the Ohio state university, ex officio with vote.
- (C) In addition, the following University officials shall be ex-officio non-voting members of the medical center board:
- (1) the vice president for health services;
 - (2) the dean of the college of medicine;
 - (3) the chief financial officer of the medical center;
 - (4) the chief medical officer of the medical center;
 - (5) the chief nursing executive of the medical center;
 - (6) the chief executive officer of the James cancer hospital;
 - (7) the director of medical affairs of the James cancer hospital;
 - (8) the chair of the medical affairs committee of the board of trustees; and
 - (9) the chair of the Ohio state university physicians board.

- (D) Insofar as is feasible, the selection criteria shall ensure that the medical center board membership will include persons with business expertise, persons with legal expertise, persons with knowledge of health care delivery, persons knowledgeable about the mission of the university's academic medical center, and persons who can assist the medical center in its outreach and relationships with the public, communities and patients served, and governmental entities. Selection processes shall incorporate the diversity policies of the university.
- (E) The term of office for the five public members shall be three years, except that the terms of the initial members shall be staggered, with two serving for three years, two serving for two years, and one serving for one year. At the discretion of the Ohio state university board of trustees, any public member may serve three consecutive terms.
- (F) From time to time, the board of trustees may appoint individuals who have provided extraordinary service or support on the medical center board or on a medical center hospital board as members of the medical center emeritus board.
- (G) The president of the Ohio state university shall serve as the university's primary administrative contact with the medical center board and shall interpret proposals and recommend actions of the medical center board to the university's board of trustees.

3335-93-02 Powers and duties.

The Ohio state university board of trustees retains its ultimate authority over, and responsibility for, the Ohio state university medical center, including but not limited to determination of policy for its fiscal health, its personnel policies, and the definition of the medical center's mission. Within that context, the board of trustees hereby delegates to the medical center board the authority and responsibility set forth herein, consistent with Ohio law. In accordance with that authority and responsibility, the university medical center board will be responsible for, subject to the authority and periodic review of the university board of trustees, the following:

- (A) Assuring the quality of patient care throughout the medical center, including the delivery of patient services and formation of quality assessment and improvement mechanisms and monitoring the achievement of quality standards and goals.
- (B) Oversight of the medical center's unique mission to support the health sciences academic programs of the university.
- (C) Monitoring the implementation of the university medical center integrity and compliance programs as adopted by the Ohio state university board of trustees.
- (D) Establishing educational programs for medical center board members and annually assessing its performance, and

providing a summary of such self evaluations to the university board of trustees.

- (E) Oversight of the accreditation and licensure process.
- (F) Approval of medical and dental staff appointments, clinical privileges, and disciplinary actions upon the recommendation of the appropriate officials, medical staff, and medical staff administrative committee of either the University Hospitals or the James cancer hospital.
- (G) Upon recommendation by the medical staff of university hospitals or the medical staff of the James cancer hospital, approval of medical staff bylaws amendments and recommendation thereof to the Ohio state university board of trustees.
- (H) Review and recommendation of operating and capital budgets to the Ohio state university board of trustees.
- (I) Monitoring financial performance including the achievement of financial goals and targets.
- (J) Creating committees as it deems necessary from time to time, consistent with its powers and duties in this rule 3335-93-02 of the Administrative Code.
- (K) Developing, recommending to the university board of trustees as appropriate, and monitoring strategic plans, including safety, security, and disaster plans, consistent with the approved strategic plan for the university medical center.
- (L) Approval of the purpose and governance documents of any organization to be established as an auxiliary service organization to the university medical center.
- (M) Monitoring and assisting the medical center in its relationships with the public, affected communities, government entities, and public and private organizations.
- (N) Monitoring and annually evaluating the performance of medical center leadership as determined by the board in consultation with the president and the senior vice president for health sciences.

3335-93-03 Accountability.

To ensure that the Ohio state university board of trustees meets its governance obligations under all applicable laws and regulations, the medical center board will be accountable, through the president, the senior vice president for health sciences, and the vice president for health services to the Ohio state university board of trustees.

The appointment of the chief executive officer or executive director of each hospital defined in Chapter 3335-104 of the Administrative Code shall be subject to the approval of the Ohio state university board of trustees upon recommendation of the president, the senior vice president for health sciences, and the vice president for health services , following consultation with the medical center board.

The president of the university shall be responsible to the Ohio state university board of trustees for the conduct of the academic programs and for ensuring that the medical center and the hospitals are operated in a manner consistent with university policy and state and federal law.

3335-93-04 Meetings and notice.

- (A) Regular meetings. Regular meetings of the medical center board shall be held at least six times each year, on a schedule established by the board, at times which shall be set and publicly announced and/or at such other time or place as may be announced by the chair.
- (B) Special meetings. Special meetings may be called at the direction of the chair, the president of the university, or the chair of the board of trustees, and shall be called by the chair at the request of three members of the board, provided that notice of any special meeting shall be given to all board members not less than five days prior to the meeting. The notice shall state the time, place, and purpose of the meeting.
- (C) Except as otherwise specified in these bylaws, all meetings of the medical center board and its committees shall be conducted in accordance with the latest revision of "Robert's Rules of Order."
- (D) Meetings of the medical center board shall be open to the public, except for executive sessions called for reasons permissible under Ohio law.

3335-93-05 Quorum.

A majority of the voting members of the board then in office shall constitute a quorum for the conduct of business. If a quorum is present, a majority vote of those members present and voting shall be required for approval of any action by the board.

3335-93-06 Vacancies.

Whenever a vacancy occurs on the medical center board, the secretary of the board shall immediately notify the president of the university so that the Ohio state university board of trustees may appoint a new member as soon as possible to fill the unexpired term.

3335-93-07 Removal.

- (A) The medical center board may recommend to the Ohio state university board of trustees that a citizen member of the medical center board be removed or suspended. Recommendations for suspension or removal by the board shall be made directly to the Ohio state university board of trustees which has sole authority to appoint and remove members of the medical center board.
- (B) Any medical center board member who has three unexcused absences for three successive meetings, or five unexcused absences in a calendar year, as determined by the chair, shall be automatically removed.

3335-93-08 Indemnification of medical center board members.

Members of the medical center board shall be entitled to legal defense and indemnification against any claims or liabilities which might arise from the performance of their duties on behalf of the medical center board to the full extent permitted by Ohio law.

3335-93-09 Compensation of medical center board and board committee members.

No medical center board member shall receive compensation for services rendered in the capacity as a board member. However, nothing herein shall be construed to preclude any board member or committee member from receiving reimbursement for actual expenses incurred in the course of such service.

3335-93-10 Confidentiality and conflicts of interest.

In addition to any restrictions or obligations set forth in Chapter 102 or Section 2921.42 of the Revised Code, members of the university medical center board and its committees have a duty of loyalty and fidelity to the university and the university medical center, and they must govern its affairs honestly, exercising their best care, skill and judgment for the benefit of the university medical center so as to avoid conflicts of interest and the appearance of impropriety. Members of the board and its committees shall disclose to the chair of the university medical center board any situation wherein such person has a conflict of interest that could possibly cause that person to act in other than the best interest of the university medical center. In any such situation the member shall abstain from acquiring any information developed by the university medical center and from participating in any discussions or voting related to such situation. All members of the medical center board and its committees shall keep confidential all sensitive information of every kind including the strategic goals of groups, entities or subdivisions within the university medical center to the extent permitted by law. Members of the board and its committees also shall abide by all confidentiality and conflict of interest policies and programs adopted by the Ohio state university board of trustees from time to time.

Chapter 3335-95

Officers of the Board

3335-95-01 Officers.

The officers of the medical center board shall consist of a chair, vice chair, secretary, and such other officers as the board may deem advisable. The chair and vice chair, who shall be selected from among the public members of the board, shall be appointed annually by the Ohio state university board of trustees upon recommendation of the president.

3335-95-02 Chair.

The chair of the board shall appoint all committee members; shall preside at all meetings of the board; and shall be responsible for approving the agenda for board meetings. The chair shall have such other duties and authority as may be prescribed elsewhere in these bylaws or from time to time by the medical center board.

3335-95-03 Vice chair.

During the absence of the chair or the chair's inability to act, the vice chair shall perform the duties and exercise the powers of the chair.

BACKGROUNDED

Chapter 3335-97

Committees

3335-97-01 Establishment of committees.

The board shall establish a professional affairs committee and such other committees as the board may deem appropriate from time to time. The chair of the board shall appoint the members of the board's committees; the president of the university may designate any officer of the university to attend meetings of board committees as an ex-officio member without vote.

3335-97-02 Professional affairs committee.

(A) Responsibilities. The professional affairs committee shall be responsible for the following specific duties:

- (1) Overseeing all patient care activity in all facilities that are a part of the medical center, including, but not limited to, the hospitals, clinics, ambulatory care facilities, and physicians' office facilities.
- (2) Monitoring quality assurance performance in accordance with the standards set by the university medical center for all programs identified in paragraph (A)(1) of this rule of the Administrative Code.
- (3) Receiving reports from the university hospitals medical staff administrative committee and the James cancer hospital medical staff administrative committee regarding credentialing and recommending action on these reports to the medical center board.
- (4) Monitoring the achievement of accreditation and licensure requirements.
- (5) Reviewing and recommending to the medical center board medical staff bylaws changes and changes to medical staff rules and regulations.
- (6) Such other responsibilities as assigned by the chair of the medical center board.

(B) Composition. The committee shall consist of seven members: three board members, appointed annually by the chair of the medical center board, one of whom shall be appointed as chair of the committee; the chief medical officer of the health system; the director of medical affairs of the James cancer hospital; the chief of the medical staff of the university hospitals; and the chief of the medical staff of the James cancer hospital. With respect to items coming before the committee as detailed in paragraph (A) of this rule of the Administrative Code, the chief medical officer of the health system and chief of the medical staff of university hospitals shall vote only with respect to those items involving the health system, and the director of medical affairs of the James cancer hospital and chief of the medical staff of the

James cancer hospital shall vote only with respect to those items involving the James cancer hospital.

- (C) Meetings. The professional affairs committee shall meet at the call of the chair and shall advise the medical center board of its activities as the board requests.

BACKGROUND

Chapter 3335-99

Relationship of the medical center board to health sciences academic programs

3335-99-01 Relationship to health sciences academic programs.

The health sciences colleges of the university carry out a significant portion of their educational and research activity in facilities of the university medical center. Although the medical center board has not been delegated specific responsibilities for academic programs, it shall lend its best efforts to assure that the programs of the health sciences colleges are effectively supported in collaboration with the medical center's patient care programs. The senior vice president for health sciences and vice president for health services shall be charged with maintaining an effective liaison between the health sciences colleges and the medical center board to assure excellence in both academic and patient care programs.

BACKGROUND

Chapter 3335-101

Medical Staff

3335-101-01 General.

The medical center board shall hold the medical staff organization of the university health system and the medical staff organization of the James cancer hospital accountable to the medical center board for establishing and maintaining standards of medical care for their respective facilities. As provided in rule 3335-101-04 of the Administrative Code, revisions to medical staff bylaws are subject to review and approval by the medical center board before they are submitted to the Ohio state university board of trustees for adoption.

3335-101-02 Medical staff.

For purposes of Chapter 3335-101 of the Administrative Code, the words "medical staff" shall include all physicians, psychologists, podiatrists, and dentists who are authorized to attend patients in any medical care facility or program administered by the university medical center, and may include such other professionals as the medical staff bylaws designate.

3335-101-03 Medical staff organization.

The organization of the medical staffs of the university health system and of the James cancer hospital to discharge those duties and responsibilities assigned to them by the medical center board is subject to the approval and authorization of the medical center board. Those duties and responsibilities include the following purposes:

- (A) To monitor the quality of medical care and make recommendations to the medical center board to ensure that all patients – admitted to or treated at any of the facilities, departments, or services of the health system or the James cancer hospital – receive high quality medical care.
- (B) To recommend, through the appropriate medical staff administrative committee, to the professional affairs committee of the medical center board the appointment or reappointment of an applicant to the medical staff of the health system or the James cancer hospital, the clinical privileges such applicant shall enjoy in the facilities of or associated with the health system or the James cancer hospital, and appropriate action that may be necessary in connection with any member of the medical staff.
- (C) To represent the medical staffs of the health system and the James cancer hospital and to provide the means whereby issues concerning the medical staffs and the health system and the James cancer hospital are discussed within the medical staff organization and among representatives of the medical staff, the medical center board, and the medical center administration.
- (D) To establish specific rules and regulations governing actions of members of the medical staffs.

3335-101-04 Medical staff bylaws.

The medical staff organization shall recommend to the medical center board, through the board of the appropriate hospital as defined in Chapter 3335-104 of the Administrative Code, medical staff bylaws, rules, and regulations that set forth the medical staff organization and the governance process for maintaining such bylaws, rules, and regulations to accomplish the purposes set forth in rule 3335-101-03 of the Administrative Code. When such bylaws, rules, and regulations are adopted by the medical center board and the Ohio state university board of trustees, they shall become effective and be part of the bylaws, rules, and regulations of the medical center and the hospital and other facilities to which they apply. The medical staff organizations shall also be responsible for reviewing these bylaws, rules, and regulations periodically and recommending appropriate revisions to the medical center board, through the board of the appropriate hospital as defined in Chapter 3335-104 of the Administrative Code.

3335-101-05 Appointment to the medical staff and assignment of clinical privileges.

Upon recommendation of the medical staff of the health system or the James cancer hospital and in accordance with the medical staff bylaws, the medical center board may appoint physicians, dentists, psychologists, and podiatrists meeting the qualifications prescribed in the medical staff bylaws, to membership on the medical staff of the health system or the James cancer hospital and shall grant clinical privileges to such persons. Appointment to the medical staff carries with it full responsibility for the treatment of patients of the university medical center subject to such limitations as may be imposed by the medical center board or the bylaws, rules, and regulations of the medical staff. Appointment and reappointment to the medical staff shall be for a period not to exceed 24 months and shall be renewable in accordance with the reappointment procedure set forth in the medical staff bylaws.

3335-101-06 Medical staff administrative committees.

(A) Purpose. The medical staff administrative committee for the university hospitals medical staff and the medical staff administrative committee for the James cancer hospital each shall establish and maintain means of accountability to the medical center board, in accordance with their respective medical staff bylaws. Each committee shall concern itself primarily with the quality of medical care within the facilities of, or associated with, the university medical center. It shall receive and act upon all medical staff committee reports and make recommendations regarding medical staff status and privileges to the medical center board, through the board's professional affairs committee. Other specific duties of the medical staff administrative committee are identified in the medical staff bylaws.

(B) Composition. The medical staff administrative committee of the university hospitals medical staff shall be composed of the chief of the medical staff, the chief of the medical staff-elect, the chiefs of clinical departments, three at-large members elected by the medical staff, the medical director, and the chief executive officer of university hospitals. The medical director shall serve as chair of the medical staff administrative committee. The medical staff administrative

committee of the James cancer hospital medical staff shall be composed of the chief of the medical staff; chief of the medical staff-elect; section chiefs of medical oncology, radiation oncology, surgical oncology; chiefs of James cancer hospital services; chairs of anesthesiology, dentistry, family medicine, internal medicine, ob/gyn, ophthalmology, otolaryngology, physical medicine, pathology, psychiatry, radiology, surgery; James cancer hospital chief executive officer, James cancer hospital director of administration; James cancer hospital director of medical affairs; James cancer hospital associate director for clinical affairs; and James cancer hospital associate director for professional education. The following shall be ex-officio members of the medical staff administrative committee: James cancer hospital administrator of nursing, members of the comprehensive cancer center executive committee, associate vice president for health sciences, and university hospitals medical director. The James cancer hospital director of medical affairs shall serve as chair of the James cancer hospital medical staff administrative committee.

- (C) Meetings. Each medical staff administrative committee shall meet monthly. Minutes of the meetings shall be provided to all members of the professional affairs committee of the medical center board, the senior vice president for health sciences, the dean of the college of medicine, the dean of the college of dentistry, and the deans of other professional colleges whose faculty have appointment on the medical and dental staffs.

3335-101-07 Hospitals clinical departments.

- (A) Appointment of the chief of each clinical department of each hospital as defined in Chapter 3335-104 of the Administrative Code is subject to approval by the medical center board on the recommendation of the dean of the applicable professional college and the senior vice president for health sciences. All such appointments shall be periodically reviewed by the medical center board. Any vacancy in the position of chief of a clinical department may be filled on an interim basis by the dean of the appropriate professional college, after consultation with the medical center board. (In standard practice, the chief of a clinical department will be the chair of the corresponding academic department.)
- (B) The medical center board may delegate, through approval of the medical staff bylaws or by appropriate board resolution, to the chiefs of the clinical departments responsibility for maintaining the quality of medical care in their services, and for recommending an applicant's appointment or reappointment to the appropriate medical staff and privileges for such an applicant.
- (C) The senior vice president for health sciences shall appoint a medical director for each of the university hospitals, university hospitals east, Harding hospital, and Ross heart hospital. The medical director of each hospital shall report to the chief executive officer or executive director of the respective hospital, to the chief medical officer of the health system, and to the medical center board. In matters relating to medical care in the hospitals, members of the clinical

departments of the hospitals are accountable to the clinical chiefs, who are accountable to the medical director.

- (D) The senior vice president for health sciences shall appoint a director of medical affairs for the James cancer hospital. The director of medical affairs shall report to the chief executive officer of the James cancer hospital and to the medical center board. In matters relating to medical care in the James cancer hospital, members of the clinical departments of the hospitals are accountable to the clinical chiefs, who are accountable to the director of medical affairs.
- (D) The medical directors and the director of medical affairs of each hospital shall each be a physician and shall maintain an appointment as an attending staff member of his or her respective medical staff. The medical directors and director of medical affairs shall have authority as conferred by the senior vice president for health sciences and the medical center board; including the responsibility for clinical research and education programs and services, supervision of patient and clinical activity; and responsibility for the clinical organization of his or her respective hospital. The medical directors and director of medical affairs shall direct and supervise the medical staff quality assurance, utilization review, and credentialing activity. The medical directors and director of medical affairs shall establish priorities, jointly with the chief executive officer or executive director of his or her respective hospital, for capital medical equipment, clinical space, and the establishment of new clinical programs, or the revision of existing clinical programs.

BACKG

Chapter 3335-103

Amendments to Board Bylaws

3335-103-01 Amendments to board bylaws.

These bylaws may be amended or replaced in whole or in part only by the Ohio state university board of trustees, upon the recommendation of the president of the university.

BACKGROUND

Chapter 3335-104

Medical Center Hospital Boards

3335-104-01 Establishment of medical center hospital boards

From time to time, the Ohio state university board of trustees may establish one or more boards dedicated to the unique mission of each hospital as a component of the university medical center. Each hospital board shall be composed of from nine to 15 public members who shall be appointed, and are subject to removal, by the Ohio state university board of trustees in consultation with the president of the university and the senior vice president for health sciences. The term of office for each member of a hospital board, other than an ex-officio member, shall be three years. The president of the university or his or her designee, the senior vice president for health sciences, and the vice president for health services shall be ex officio voting members of each such hospital board. The chief executive officer or executive director, medical director, and chief of the medical staff of each of the hospitals shall be ex-officio non-voting members of that hospital board. At the discretion of the Ohio state university board of trustees, any member may serve three consecutive terms.

Each hospital board shall meet at least four times a year at the call of the chair of the board; other meetings of a hospital board shall be held at the call of the chair of the medical center board or the senior vice president for health sciences. Meetings of each hospital board shall be open to the public, except for executive sessions called for reasons permissible under Ohio law. A majority of the voting members of the board then in office shall constitute a quorum for the conduct of the board's business. If a quorum is present, a majority vote of those members present and voting shall be required for approval of any action of the board. The chair of each hospital board shall periodically report the activities of the board to the university medical center board.

3335-104-02 Indemnification of hospital board members.

Members of a hospital board shall be provided legal defense and indemnification against any claims or liabilities which might arise from the performance of their duties on behalf of the board to the full extent permitted by Ohio law.

3335-104-03 Compensation of hospital board and board committee members.

No member of a hospital board shall receive compensation for services rendered in the capacity as a board member. However, nothing herein shall be construed to preclude any board member or committee member from receiving reimbursement for actual expenses incurred in the course of such service.

3335-104-04 Confidentiality and conflicts of interest.

In addition to any restrictions or obligations set forth in Chapter 102 or Section 2921.42 of the Revised Code, members of a university medical center hospital board and its committees have a duty of loyalty and fidelity to the university and the university medical center, and they must govern its affairs honestly, exercising their best care, skill and judgment for the benefit of the university medical center so as to avoid conflicts of interest and the appearance of impropriety. Members of the board and its committees shall disclose to the board on which they

serve and to the university medical center board any situation wherein such person has a conflict of interest that could possibly cause that person to act in other than the best interest of the university medical center. In any such situation the member shall abstain from acquiring any information developed by the university medical center and from participating in any discussions or voting related to such situation. All members of the board and its committees shall keep confidential all sensitive information of every kind including the strategic goals of groups, entities or subdivisions within the university medical center to the extent permitted by law. Members of the board and its committees also shall abide by all confidentiality and conflict of interest policies and programs adopted by the Ohio state university board of trustees from time to time.

3335-104-05 Officers.

The officers of a medical center hospital board shall consist of a chair, vice chair, secretary, and such other officers as the board may deem advisable. The chair and vice chair shall be elected from among the voting public members of the board. No officer may serve more than two successive one-year terms. The chair of the board shall appoint all committee members; shall preside at all meetings of the board; and shall be responsible for approving the agenda for board meetings. During the absence of the chair or the chair's inability to act, the vice chair shall perform the duties and exercise the powers of the chair.

3335-104-06 University hospitals board

- (A) There is hereby created the University hospitals board, as a medical center hospital board responsible to the university medical center board. The university hospitals board shall:
- (1) Review, recommend and monitor strategic initiatives for university hospitals.
 - (2) Monitor financial performance of university hospitals, including the achievement of financial goals and targets consistent with those set by the university medical center board.
 - (3) Approve and monitor quality assessment and improvement mechanisms for university hospitals.
 - (4) Perform such other responsibilities as agreed upon by the Ohio state university medical center board and the Ohio state university board of trustees.
- (B) The senior vice president for health sciences shall solicit nominations for university hospitals board membership from the board and from the community at large.
- (C) In addition to the positions specified in Rule 3335-104-01 above, the chair of the board of Ohio state university physicians shall be an ex officio non-voting member of the university hospitals board.
- (D) The chief executive officer of university hospitals shall have such authority as may be conferred by the senior vice president for health sciences, the vice president for health services, and the university hospitals board. The chief

executive officer shall be responsible for the operation of university hospitals. The chief executive officer shall coordinate and prioritize matters of capital medical equipment, clinical space, and clinical programs with the medical director.

3335-104-07 James cancer hospital board.

(A) There is hereby created the James cancer hospital board, as a medical center hospital board responsible to the university medical center board. The James cancer hospital board shall:

- (1) Review, recommend and monitor strategic initiatives for the James cancer hospital.
- (2) Monitor financial performance of the James cancer hospital, including the achievement of financial goals and targets consistent with those set by the university medical center board.
- (3) Approve and monitor quality assessment and improvement mechanisms for the James cancer hospital.
- (4) Perform such other responsibilities as agreed upon by the Ohio state university medical center board and the Ohio state university board of trustees.

(B) The senior vice president for health sciences shall solicit nominations for the James cancer hospital board membership from the board and from the community at large.

3335-104-08 OSU Harding hospital board

(A) There is hereby created the OSU Harding hospital board, as a medical center hospital board responsible to the university medical center board. The OSU Harding hospital board shall:

- (1) Review, recommend and monitor strategic initiatives for behavioral health services.
- (2) Monitor financial performance of OSU Harding including the achievement of financial goals and targets consistent with those set by the university medical center board.
- (3) Approve and monitor quality assessment and improvement mechanisms specifically for behavioral health services.
- (4) Perform such other responsibilities as agreed upon by the Ohio state university medical center board and the Ohio state university board of trustees.

- (B) The senior vice president for health sciences shall solicit nominations for the OSU Harding hospital board from the board and from the community at large, including soliciting nominations for four members of the board from the Harding center for medical and behavioral health.

3335-104-09 University hospitals east board.

- (A) There is hereby created the university hospitals east board, as a medical center hospital board responsible to the university medical center board. The university hospitals east board shall:
- (1) Review, recommend and monitor strategic initiatives for university hospitals east.
 - (2) Monitor the financial performance of university hospitals east including the achievement of financial goals and targets consistent with those set by the university medical center board.
 - (3) Approve and monitor quality assessment and improvement mechanisms for university hospitals east.
 - (4) Perform such other responsibilities as agreed upon by the university medical center board and the Ohio state university board of trustees.
- (B) The senior vice president for health sciences shall solicit nominations for the university hospitals east board from the board and from the community at large.
- (C) In addition to the positions specified in Rule 3335-104-01 above, the chief of orthopaedics shall be an ex officio non-voting member of the university hospitals east board.

3335-104-10 Ross heart hospital board.

- (A) There is hereby created the Ross heart hospital board, as a medical center hospital board responsible to the university medical center board. The Ross heart hospital board shall:
- (1) Review, recommend and monitor strategic initiatives for cardiovascular services.
 - (2) Monitor financial performance of the Ross heart hospital including the achievement of financial goals and targets consistent with those set by the university medical center board.
 - (3) Approve and monitor quality assessment and improvement mechanisms specifically for cardiovascular services consistent with those established for university hospitals.

- (4) Perform such other responsibilities as agreed upon by the university medical center board and the Ohio state university board of trustees.
- (B) The senior vice president for health sciences shall solicit nominations for the Ross heart hospital board from the board and from the community at large.
- (C) In addition to the positions specified in Rule 3335-104-01 above, the Director of the Ohio state university heart center shall be an ex officio non-voting member of the Ross heart hospital board.

BACKGROUND



February 2009 Report
Fiscal Year 2009 compared to Goal

Gifts, Grants and Commitments	FY09 through Feb.	FY2009 Goals	% of Goal
Outright Gifts	\$ 89,420,044	\$ 170,299,000	53%
Private Grants (through OSURF)	\$ 60,458,707	\$ 68,251,000	89%
FY09 Outright Gifts and Grants	\$ 149,878,751	\$ 238,550,000	63%
Pledges	\$ 35,962,469	\$ 67,231,000	53%
Planned Gifts	\$ 28,887,946	\$ 45,065,000	64%
Total FY09 Goal	\$ 214,729,166	\$ 350,846,000	61%

FY09 Fundraising Progress



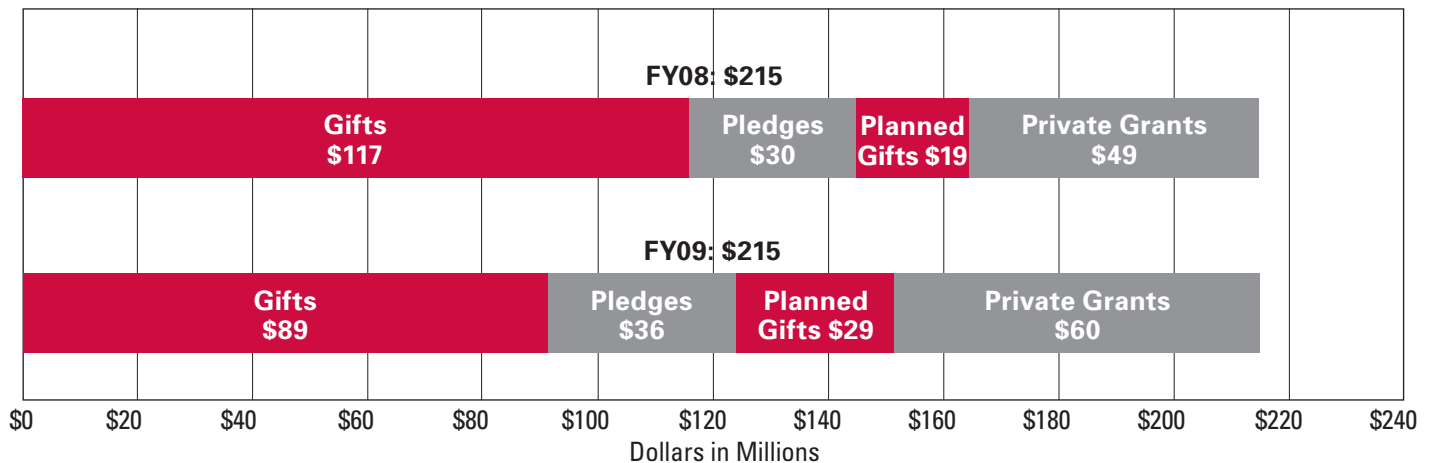
Elapsed Time in Fiscal Year



February 2009 Report
Fiscal Year 2009 through February compared to Fiscal Year 2008 through February

Gifts, Grants and Commitments	FY09 through Feb.	FY08 through Feb.	% change
Outright Gifts	\$ 89,420,044	\$ 116,819,032	-23%
Private Grants (through OSURF)	\$ 60,458,707	\$ 49,444,639	22%
FY09 Outright Gifts and Grants	\$ 149,878,751	\$ 166,263,671	-10%
Pledges	\$ 35,962,469	\$ 29,729,861	21%
Planned Gifts	\$ 28,887,946	\$ 18,804,793	54%
Total FY09 Goal	\$ 214,729,166	\$ 214,798,325	0%

FY09 through February compared to FY08 through February



**The Ohio State University Board of Trustees
Development and Investments Committee
April 2, 2009**

TOPIC: Distribution Policy

CONTEXT:

Appropriate distribution policies for the gifted endowment have been under review by the University Administration for some time.

A review of OSU as compared to peer institutions showed that:

- OSU's distribution rate is in the 4%-5% range generally used by most institutions. (Attachment 1)
- OSU's distribution algorithm (a maximum/minimum collar and two different rates) for the two pools is the most complex.

Consultation with the University leadership revealed a great deal of support for simplification but concern about the financial impact on units.

RECOMMENDATIONS:

1. Combine the two pools into one, resulting in one consistent payout rate for all funds
2. Eliminate the collar and replace it with a temporary one-year floor limiting the total distribution decline to 3% for Fiscal Year 2010
3. Move to a 4.25% payout rate
4. Move to a seven year moving average
5. Re-evaluate in 12 months

CONSIDERATIONS:

- What impact will these changes have on endowment principal? (Attachment 2)
- What impact will they have on the colleges? (Attachment 3)
- What impact will they have on donors and fund raising?
- What impact will they have on academic support units?

**REQUESTED OF DEVELOPMENT AND INVESTMENTS
COMMITTEE:**

Approval is being requested.

**Endowment Distribution Policies
Peer Institutions**

Institution	Distribution Rate	Time Period	Comments
Arizona	4.0%	3 years	
Illinois	4.75%	6 years	
Indiana	5.0%	3 years	
Iowa	5.0%	3 years	
Michigan	5.0%	7 years	
Michigan State	5.75%	5 years	
Minnesota	4.5%	5 years	
Ohio State	4.0%-4.5%	5 years	Funds after 6-30-04 receive 4%. Collar restricts maximum increased to 3%, maximum decrease to 1%.
Penn State	4.9%	5 years	Moving to 4.5% rate, 10 bp per year.
Pittsburgh	4.25%	3 years	
Purdue	4.5%	3 years	
Texas – Austin	4.75%	3 years	
UCLA	4.6%	5 years	
Washington	5.0%	3 years	
Wisconsin	4.75%	3 years	

Source: Penn State University Annual Survey, plus supplemented information.

Gifted Endowment Distribution Scenarios

Distribution	FY09 Estimated		FY10	FY11	FY12	FY13	FY14
	Old Pool	New Pool					
4.5% & 4% Current Policy	301.53	268.09	292.31				
			66,544,000				
3% Floor for Blended Rate – One Year Only							
Per Share			283.39				
Total			64,547,000				
5 Year Scenario							
4.25% 5-year			281.36	265.69	249.68	231.21	208.81
Per Share			64,050,000	60,484,000	56,839,000	52,635,000	47,536,000
Total							
7 Year Scenario							
4.25% 7-year			272.58	261.99	255.19	245.30	235.30
Per Share			62,052,000	59,642,000	58,094,000	55,842,000	53,565,000
Total							

Assumptions: 8% net return, less 1% Development fee.

Note: FY09 is estimated as new gifts through June 30, 2009 will affect the ultimate distribution.

Long-Term Investment Pool Distribution Policy

Distributions will be made at the beginning of each fiscal year according to a formula approved by the Trustees as follows:

1. The distribution amount will be calculated on a seven year (84 month) moving average of the market value per share of other pool as of the end of the calendar year (effective Fiscal Year 2010).
2. The distribution rate is 4.25%.
3. A one year floor will be utilized for Fiscal Year 2010, limiting the total distribution decline to 3% as compared to Fiscal Year 2009.

In order to maintain an orderly distribution of income under the distribution policy, an income reserve shall be maintained to accrue amounts to be distributed to the endowment funds.

Distributions are made to a fund's income account which is part of the University's Operating Fund. Distributions may be reinvested into principal; however, any reinvested distribution cannot be redistributed or withdrawn at another time.

**THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES
DEVELOPMENT AND INVESTMENTS COMMITTEE**

April 2, 2009

TOPIC: Asset Allocation

CONTEXT:

The Long-Term Investment Pool asset allocation has been reviewed and modified periodically.

The Chief Investment Officer has reviewed the current asset allocation and has recommendations for further improvements.

A review of the current asset allocation, imbedded in the investment policy, showed that:

- OSU's policy is too rigid and does not allow for tactical shifts of assets to take advantage of changing market conditions.
- OSU's policy does not focus on risk, instead utilizing conventional definitions of asset classes.

Consultation with leading peers, consultants, and other experts in the field suggests a need for a more flexible and risk oriented asset allocation model.

RECOMMENDATIONS:

1. Adopt new nomenclature to categorize assets into fewer, broader asset classes.
2. Adopt ranges for asset classes rather than targets.
3. Allow the use of futures, options, forwards and swaps for efficiency, cost and defensive purposes.
4. Re-evaluate in 12 months.

CONSIDERATIONS:

- What impact will these changes have on the portfolio?
- Will this provide the proper framework to review our asset exposures?
- Does this provide an appropriate level of flexibility for the CIO?
- How will we compare ourselves to others if they use the traditional asset classes?

**REQUESTED OF DEVELOPMENT AND INVESTMENTS
COMMITTEE:**

Approval is being requested.

The Ohio State University Office of Investments

Asset Allocation Discussion

Jonathan D. Hook
Vice President & Chief Investment Officer

Rationale for amending the Asset Allocation

- ◆ OSU has adopted a reasonable and aggressive approach to its Asset Allocation and the usage of Alternatives.
 - ◆ Over time, investment managers have blurred the lines between asset classes.
 - ◆ The LTIP needs to have some degree of flexibility in terms of opportunistic investing (where appropriate).
 - ◆ All Hedge Funds are not the same. Some have more risk and volatility than others. Some are more equity oriented than others.
 - ❖ Conclusion: Without a large change to the underlying allocation, we can reshape our portfolio to better express the types of risks we want and do not want in our portfolio.
-

Changes in Nomenclature

Old Nomenclature

Domestic Equities
International Equities
Fixed Income
Hedge Funds
Private Equities
Real Assets

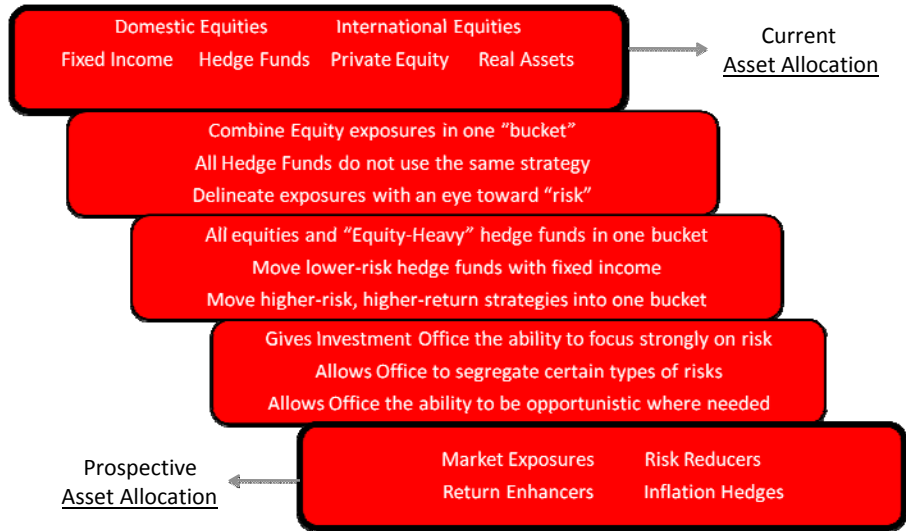
New Nomenclature

Market Exposure
Risk Reducers
Return Enhancers
Inflation Hedges

What is in Each Bucket?

<u>Market Exposure:</u>	Domestic Equities, International Equities, and Long Biased Long/Short Managers
<u>Risk Reducers:</u>	Fixed Income and Low Volatility Absolute Return Managers
<u>Return Enhancers:</u>	Private Equities, Higher Volatility Hedge Funds and Emerging Market Equities
<u>Inflation Hedges:</u>	Real Estate, Timber, Energy, TIPS, Agriculture, Commodities, & Infrastructure

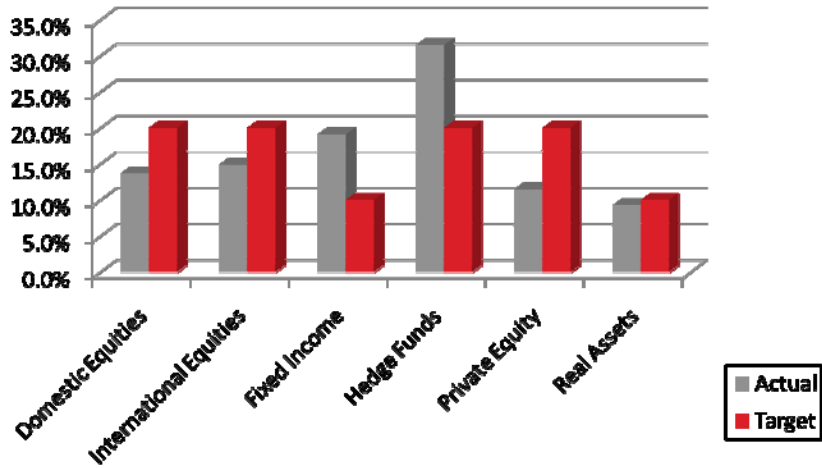
Migration of Asset Allocation



Asset Allocation: Actual vs. Target as of February 28, 2009

	<u>Actual</u>	<u>Policy</u>	<u>% +/-</u>
U.S. Equities	13.7%	20.0%	(6.3%)
Intl. Equities	14.9%	20.0%	(5.1%)
Fixed Income	19.1%	10.0%	9.1%
Private Equity	11.5%	20.0%	(8.5%)
Hedge Funds	31.5%	20.0%	11.5%
Real Assets	9.3%	10.0%	(0.7%)
Totals	100.0%	100.0%	-0-

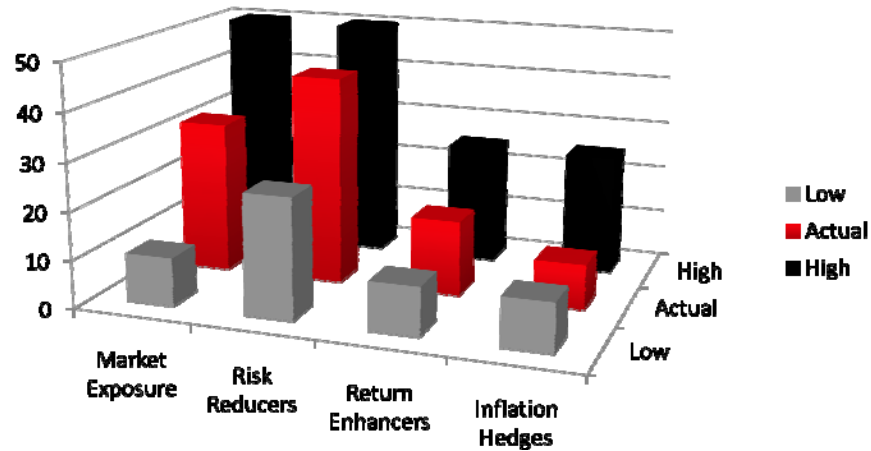
OSU LTIP Asset Allocation @ Feb. 28, 2009



Thematic Asset Allocation @ February 28, 2009

<u>Asset Class</u>	<u>Range %</u>	<u>Actual %</u>	<u>Target %</u>	<u>% +/-</u>
Market Exposure	10-50%	31.7%	30.0%	1.7%
Risk Reducers	25-50%	43.3%	40.0%	3.3%
Return Enhancers	10-25%	15.6%	17.5%	(1.9%)
Inflation Hedges	<u>10-25%</u>	<u>9.4%</u>	<u>12.5%</u>	<u>(3.1%)</u>
Totals		<u>100.0%</u>	<u>100.0%</u>	<u>-0-</u>

Thematic Asset Allocation – Feb. 28, 2009



Why Does this Change make sense?

Traditional Asset Classes and their performance benchmarks are of diminishing relevance for large Endowment portfolio management:

- Move from More asset classes to Fewer, Broader asset classes
- Broad ranges around Target Allocations
- Allow for greater Flexibility and to be Opportunistic
- Capital flows move much too quickly for slow processes
- Greater ability to focus on Alpha for tactical/strategic decisions

Why Does this Change make sense?

Key Drivers:

- **Globalization**
- **Unconstrained Investment Mandates**
- **Mispricing of Asset Classes**
- **Blending of Asset Classes**

Why make a distinction between Traditional and Alternative Assets when they are all “approved assets” for the portfolio?

Why lump all hedge funds in one bucket when they have many different strategies and risk profiles?

Notable Enhancements to New Asset Allocation

Ranges placed upon each “Bucket” to allow for strategic/tactical movements (more flexibility for liquid asset types)

- 10-50% for Market Exposure (Public Equities)
- 25-50% for Risk Reducers (Lower Risk Hedge Fds. and Fixed Income)
- 10-25% for the Two Less-Liquid Buckets

Sublimits on specific asset limits

- Each subcomponent has a sub-limit for internal management purposes and to prohibit too much or unintended concentrations

Liquidity Screen added in to monitor the portfolio’s liquidity and the ability to convert assets into cash, if necessary

Revised Benchmarks for Asset Allocation

Market Exposure: 50% (Russell 3000) + 50% (EAFE)

Risk Reducers: 90 Day T-Bills + 4.0%

Return Enhancers: 120% (80% Russell 3000 +
20% EM Index)

Inflation Hedges: 75% (CPI+4.0%) +
25% (NACREIF Real Estate Index)

What we have Done/Undone

Added significant liquidity through Fixed Income Exposure
– Treasuries; Corporate Bonds; TIPS

Eliminated significant exposure to REITS before market collapsed

Declined several Private Equity Approvals/Recommendations

Reduced Equity exposure

Added Distressed and Credit Exposure

Added Five Hedge Funds as first steps to upgrading portfolio

Added Energy/Agricultural/Infrastructure Exposure to Real Assets

Asset Allocation Shift (Dec. 2007 – Feb. 2009)

	December 31, 2007	June 30, 2008	February 28, 2009
Domestic Equities	32.5%	26.3%	13.7%
International Equities	30.2%	29.9%	14.9%
Fixed Income	12.5%	10.0%	19.1%
Hedge Funds	14.5%	22.8%	31.5%
Private Equities	2.9%	5.3%	11.5%
Real Assets	<u>7.4%</u>	<u>5.7%</u>	<u>9.3%</u>
TOTALS	100.0%	100.0%	100.0%



Lima Campus Master Plan

John Snyder
Dean, OSU Lima

April 2, 2009

Planning Team and Process

Planning Team:

- OSU Columbus – FOD, OLA, OAA, Student Life, T&P
- OSUL and RSC – Dean, President, Faculty, Staff, Students

Process:

- Inventory and evaluation
- Goals established and reviewed
- Alternatives developed and input received
- Board approvals (OSUL and RSC)

University Master Plan Goals

- **Conserve the university's finite resources.**
- **Unify and integrate campus development.**
- **Improve the quality of the campus environment by a long-range commitment to strong design principles.**
- **Strengthen linkages with the community.**

Lima Campus Goals

- **Give a memorable and cohesive identity to the Lima campus.**
- **Within that framework, create distinct identities for each institution.**
- **Contribute to student-centered community life on campus through spaces and activities.**
- **Preserve the natural environment through compact, efficient, and well-informed land-use policy.**

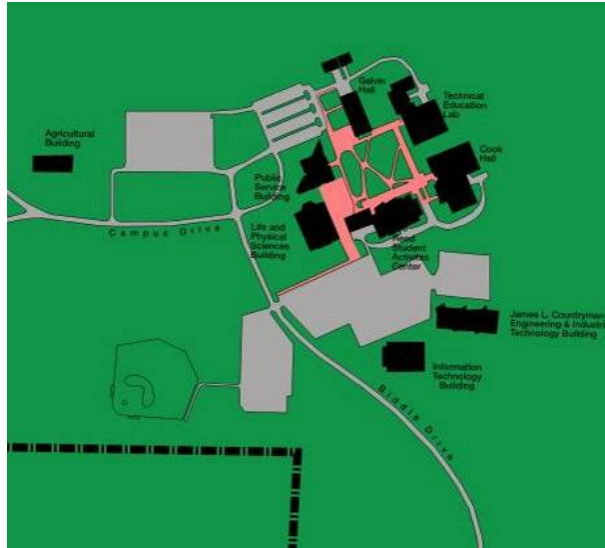
OSUL and RSC Collaboration

- **Collaboratively developed a vision and planned for the physical growth of the campus.**
- **Established common goals and created a sense of community.**
- **Illustrated how mutual benefits can accrue from a variety of physical planning decisions.**
- **Created a common student-services spine.**

Lima Campus Master Plan

- **565,000 GSF of potential new space.**
- **Improved pedestrian connections.**
- **Improved bicycle connections to regional paths and routes.**
- **Short term gain of 616 parking spaces and long term gain of 1416 spaces.**
- **Site and architectural design guidelines for campus development.**

Existing Conditions Map



Questions/Discussion





Smith Lab Rehabilitation

OSU-090442

Requesting Agency(s): FACILITIES OPERATIONS AND DEVELOPMENT
 Requesting Agency(s): ARTS AND SCIENCES ADMINISTRATION
 Requesting Agency(s): ENGINEERING ADMINISTRATION
 Requesting Agency(s): MATHEMATICAL & PHYSICAL SCIENCES ADMIN
 Requesting Agency(s): SOCIAL AND BEHAVIORAL SCIENCES ADMIN
 Location(s): Smith Laboratory, Alpheus

134,125 ASF/219,438 GSF Age: 1950

Description/Scope:

This project will begin to address the needs of Smith Laboratory by replacing electrical switchgear and upgrading the building HVAC. HVAC work will include improvements to the air handling units, duct work, terminal boxes and controls; the chilled water system; the heating hot water system; steam piping system; and temperature controls.

Project work will be phased based on building occupancy and uses.

Deferred Maintenance: This project will address \$2.14M in deferred maintenance.

Source of Funds:	Amount
General Funds-Engineering	\$609,000.00
General Funds-Exec Dean Arts & Sci	\$2,291,000.00
HB 562 Columbus Basic Renovation	\$4,200,000.00
HB 562 Line Item Appropriations	\$5,000,000.00
Total:	\$12,100,000.00

Schedule:	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT		04/03/2009		
DESIGN				
Arch/Engr Contract		09/18/2009		
CONSTRUCTION				
Construction Start		09/18/2010		
Completion		01/16/2012		

Project Team:

Project Manager: Becky Fields

Project Coordinator: Catherine Dalton

Core and Medical Campus Projects

- Smith Lab Rehabilitation
- High Voltage Switch and Cable Replacement
- Cunz Hall Renovation
- Medical Center Chiller and Emergency Generation





Requesting Agency(s): UNIVERSITY HOSPITALS

Location(s): See Project Information

Description/Scope:

The Medical Center Facility Master Plan is a strategic initiative that will enable the Medical Center to expand its services in meeting its research, clinical and education missions to achieve parity with top-quartile academic medical centers nationwide. ProjectOne will result in a net increase of approximately 270,000 gross square feet of parking; a net increase of approximately 1,060,000 gross square feet of clinical, faculty/staff/administrative, and support space; and renovate approximately 75,000 gross square feet of space.

This report provides an update on the project status and repackaging of the Medical Center Facilities Projects (Project One).

- EOC Clinical Expansion - Cancer and Critical Care
- Infrastructure and Roadways
- WOC Surface Parking Lot
- Spirit of Women Park/Landscape Architecture
- Decommissioning and Demolition of Med Center Facilities
- 10th Avenue Parking Garage
- RDJC-MEP Upgrades
- Cramblett Hall Renovation

Funding Status and Source: Funding has been confirmed and approved. Construction expenditures must be coordinated with the available debt capacity. The fundraising goal for the project is \$75,000,000. It has not been determined which projects will require development funds; therefore, projects that will require development funds will be determined prior to requesting construction approval and submitted for BOT approval prior to construction for the CORE plan projects. Note that the Infrastructure and Roadways projects will move forward in 2009 for construction approval but will not have development dollars applied to them.

Logistics: There will be multiple logistics issues related to the amount of construction associated with these projects as well as across campus and surrounding communities. A global Construction Manager will be hired to ensure coordination.

Energy and Sustainability: Energy and sustainability will be addressed during the design phases as requested by the Board of Trustees.



Project Detail Summary - April 2009 Medical Center Facility Master Plan

Source of Funds:	Amount
University Bonds	\$1,000,000,000.00
Total:	\$1,000,000,000.00

	June 2008 Plan Estimate	April 2009 Budget	Plan Differential	Targeted Completion
PROJECT MANAGEMENT				
Project Management Office	\$0.0M	\$6.0M	\$6.0M	
Other Project Costs (including Executive Design) ¹	\$1.3M	\$20.4M	\$19.1M	
COMPLETED PROJECTS				
North Doan Hall - Non-Clinical Addition and Digestive Health	\$34.2M	\$34.3M	\$0.1M	6/2008
MRI Relocation	\$7.4M	\$7.5M	\$0.1M	5/2008
Ross Heart Hospital - Two Floor Addition	\$32.5M	\$32.7M	\$0.2M	12/2008
SUBTOTAL	\$74.1M	\$74.5M	\$0.4M	
PROJECTS IN PROGRESS				
EOC Clinical Expansion - Cancer and Critical Care	\$591.3M	\$679.6M	\$88.3M	12/2013
Decommissioning and Demolition of Med Center Facilities	\$4.6M	\$12.6M	\$8.0M	2/2010
WOC Surface Parking	\$2.2M	\$1.9M	<\$0.3M>	11/2010
Spirit of Women Park/Landscape Architecture	\$1.8M	\$7.0M	\$5.2M	9/2010
Infrastructure and Roadways	\$49.9M	\$49.2M	<\$0.7M>	6/2013
10 th Avenue Parking Garage	\$26.3M	\$23.9M	<\$2.4M>	12/2011
Cramblett Hall Renovation	\$0.5M	\$0.6M	\$0.1M	7/2009
RDJC - MEP Upgrades	\$87.2M	\$80.1M	<\$7.1M>	12/2013
SUBTOTAL	\$763.8M	\$854.9M	\$91.1M	
REALLOCATED COSTS				
BRT - Three Floor Build Out	\$0.0M	\$33.0M	\$33.0M	12/2010
Medical Center Chiller Plant and Emergency Generation	\$0.0M	\$10.0M	\$10.0M	9/2013
SUBTOTAL	\$0.0M	\$43.0M	\$43.0M	
PROJECTS REMOVED OR REALLOCATED BASED ON PLAN REVISIONS				
Infrastructure and Roadways WOC Phase 2	\$12.7M			Infrastructure work not necessary due to WOC scope changes
West of Cannon Parking Garage	\$9.7M			WOC facilities moved to east of Cannon
WOC Cancer Ambulatory and Cannon Bridge	\$138.4M			WOC facilities added to the EOC Clinical Expansion project
SUBTOTAL	\$160.8M			
TOTAL - ALL PROJECTS	\$1,000.0M	\$998.8M	<\$1.2M>	

The April 2009 Total Budget figure includes costs for major medical equipment, minor medical equipment, FF&E, signage, and technology, which will be managed separately by the Medical Center



Medical Center Chiller Plant and Emergency Generation

OSU-090344

Requesting Agency(s): FACILITIES OPERATIONS AND DEVELOPMENT

Requesting Agency(s): UNIVERSITY HOSPITALS

Location(s): See Project Information

ASF/0 GSF Age:

Description/Scope:

This project will construct a chilled water plant to support the projects and facilities included as part of the Medical Center Facilities Plan (MCFP). The plant will also support existing facilities. This project also includes plans for emergency generators for the chiller plant. The recommended site for the Chiller Plant is the Parks Hall site, with a total project budget range of \$70.8M to \$72.8M.

Approval is requested to enter into a construction management contract with total fees expected to be about \$3M.

Project funding is committed through design and full project funding is under review. If the project moves forward the scope of the RDJC-MEP Upgrades project will be revised.

Source of Funds:	Amount
2009 (2010) Bond Issue	\$70.8M - \$72.8M
Total:	\$70.8M - \$72.8M

Schedule:	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT	\$62,500,000.00	09/21/2008		09/21/2008
Constr Mgr Approved by BoT	\$70.8M - \$72.8M	04/03/2009		
DESIGN				
Arch/Engr Contract		05/27/2009		
Constr Mgr Contract		06/24/2009		
Schematic Design Approval		12/01/2009		
Design Dev Document Approval		07/01/2010		
Construction Document Approval		02/01/2011		
BIDDING				
Bidding Approved BoT		03/10/2011		
Bid Opening		04/14/2011		
CONSTRUCTION				
Award of Contracts		06/14/2011		
Construction Start		07/15/2011		
Completion		09/08/2013		

Project Team:

Project Manager: Arden Freeman

Project Coordinator: Curt Handschug



Cunz Hall Renovation

315-07-1517

Requesting Agency(s): PUBLIC HEALTH, SCHOOL OF

Location(s): Cunz Hall Of Languages, Dieter

36,347 ASF/68,049 GSF Age: 1969

Description/Scope:

This project will is a full building renovation, renovating all four floors of Cunz Hall to create offices and labs for the College of Public Health. The project will also include pool classrooms.

This project will seek LEED-Silver certification.

How does this project advance the Academic Plan? This project advances the Academic Plan by providing improved teaching and research facilities for the College of Public Health.

Deferred Renewal: This project will address \$16.1M in deferred renewal.

Source of Funds:

Amount

Development - College of Public Health	\$6,140,000.00
HB 699 Columbus Basic Renovation	\$1,220,226.65
HB 562 Line Item Appropriations	\$6,840,000.00
HB 496 Columbus Basic Renovation	\$7,339,773.35
HB 496 Line Item Appropriation	\$2,800,000.00

Total: \$24,340,000.00

Schedule:

BoT Approved Amt. Projected Revised Actual

PLANNING				
Arch/Engr Approved by BoT	\$20,140,000.00	04/06/2007	05/04/2007	04/06/2007
Design/Bidding Approval by B&F (Swing Space Renovation)	\$512,175.00	02/19/2009		02/19/2009
DESIGN				
Arch/Engr Contract				05/12/2008
Schematic Design Approval		09/05/2008	01/30/2009	01/15/2009
Design Dev Document Approval		12/12/2008	04/06/2009	
Construction Document Approval		04/24/2009	08/17/2009	
BIDDING				
Bidding Approved BoT	\$24,340,000.00	04/03/2009		
CONSTRUCTION				
Construction Start		10/05/2009		
Completion		08/15/2011		

Project Team:

Project Manager: Nikolina Sevis
 JONATHAN BARNES ARCH. & DESIGN LTD - Design

Project Coordinator: Laura Kembitzky



High Voltage Switch and Cable Replacement

OSU-071598

Requesting Agency(s): FACILITIES OPERATIONS AND DEVELOPMENT

Location(s): See Project Information

ASF/0 GSF Age:

Description/Scope:

This project will replace existing primary switches with outdoor pad-mounted SF6 switches. This project will also include high voltage electrical cable replacements. The cable upgrades will provide for future growth in demand for the north campus area.

How does this project advance the Academic Plan? This project advances the Academic Plan by improving campus facilities, thereby enhancing the teaching and learning environment.

Logistics: This project will replace existing equipment that has reached life expectancy; increase electrical system reliability; add load capacity; add switching flexibility and speed under emergency conditions; and improve electrical system safety.

Risks: This project will significantly reduce maintenance costs as new switches have a longer life expectancy and reduced maintenance requirements.

Deferred Maintenance: This project will begin to address the approximately \$20.4M in deferred maintenance along with phase 2. Switches are failing, causing unplanned extended building outages and emergency repair costs.

Source of Funds:	Amount
2007 (2008) Bond Issue	\$10,000,000.00
2009 (2010) Bond Issue	\$5,110,000.00
Total:	\$15,110,000.00

Schedule:	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT	\$15,000,000.00	07/13/2007		07/13/2007
DESIGN				
Arch/Engr Contract		03/31/2009	10/01/2008	10/17/2008
Construction Document Approval		09/29/2009		
BIDDING				
Bidding Approved BoT	\$15,110,000.00	04/03/2009		
CONSTRUCTION				
Construction Start (Phase I - SAS Feed)		08/01/2009		
Completion (Phase I - SAS Feed)		10/01/2009		
Construction Start (Phase 2)		07/02/2012		
Completion (Phase 2)		07/02/2013		

Project Team:

Project Manager: Carlos Serna
PATRICK ENGINEERING INC. - Design

Project Coordinator: Melissa Griffin



OARDC - Animal & Plant Biology Level 3 Isolate Fac

315-2000-125

Requesting Agency(s): OHIO AGRIC RESEARCH AND DEVELOPMENT CTR

Location(s): Animal & Plant Biology Isolation Facility

ASF/23,000 GSF Age: 2010

Description/Scope:

The proposed BSL-3 Isolation facility is a new integrated facility for the research of biological agents and pathogens in animals and supports critical research activities. The specific facility location was established through a secondary siting study during the feasibility study phase of the project. The size of the facility has been determined and the conceptual budget established. The program includes three large animal labs, with a fourth large animal lab included as an alternate.

How does this project advance the Academic Plan? To pursue research to prevent, treat, detect or control infectious diseases of animals. The facility is part of the OARDC Bio Ohio Research Park concept on the Wooster campus to enhance economic development in Northeast Ohio.

Funding Status and Source: Funding sources have been reviewed and validated. Funds associated with the grant monies from the U.S. Department of Health and Human Service (DHHS) and the U.S. department of Housing and Urban Development (HUD) are to be used for design. Half of the DHHS and HUD funds must be expended during the 2009 federal fiscal year (Oct - Sept). The balance of funds must be expended by September 2010. Any funds not expended will expire.

Risks: The building will have to be commissioned before it can be occupied, which may take a year to complete. During this time the facility will not be operational and cannot collect revenue.

Source of Funds:

	Amount
OARDC	\$4,441,204.00
HB 640 Line Item Appropriation	\$429,062.00
HB 675 Line Item	\$2,903,062.00
HB 16 Line Item Appropriation	\$4,830,718.00
Grant-Department of Health and Human Services	\$1,966,224.00
Grant-Housing and Urban Development	\$563,315.00
HB 562 Line Item Appropriations	\$6,220,796.00
HB 496 OARDC Basic Renovations	\$350,000.00

Total: \$21,704,381.00

Schedule:

	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT (Cost to be det. @ design)		08/30/2000		08/30/2000
Arch/Engr Approved by BoT (for design only)	\$20,000,000.00	07/08/2005		07/08/2005
Constr Mgr Approved by BoT (CM & Commissioning Agent)	\$20,000,000.00	07/11/2008		07/11/2008
DESIGN				
Arch/Engr Contract		08/31/2007	08/31/2007	08/17/2007
Schematic Design Approval		12/03/2007	06/30/2008	07/09/2008
Design Dev Document Approval		03/29/2008	07/17/2009	
Construction Document Approval		08/30/2008	12/18/2009	
BIDDING				
Bidding Approved by BoT	\$21,704,381.00	04/03/2009		
Bid Opening		07/11/2007	05/01/2009	
CONSTRUCTION				
Construction Start		06/25/2009		
Completion		12/23/2010		

Project Team:

Project Manager: Marjory Trishman

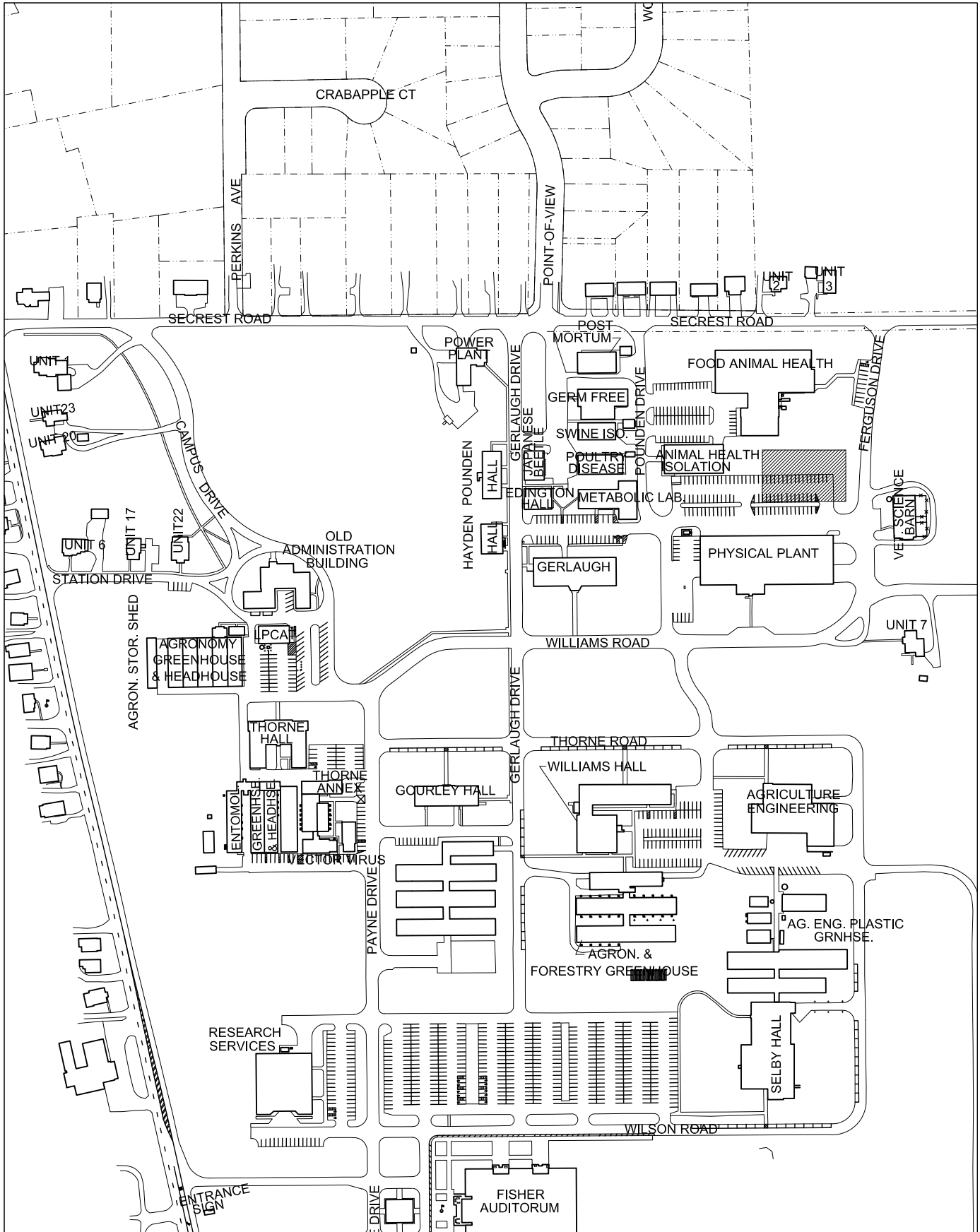
Project Coordinator: Karen Cogley

BARBARA JOHNSON AND ASSOCIATES LLC - Design - No CBD

VAN AUKEN AKINS - Design

Wooster Campus

- OARDC - Animal & Plant Biology Level 3 Isolation



PURCHASE OF REAL PROPERTY

FIVE (5) PARCELS
328 W. LANE AVENUE (HOLIDAY INN PROPERTY)
COLUMBUS, OHIO 43201

Location and Description

The University is presented with the opportunity to purchase real estate located at 328 W. Lane Avenue, Columbus, Ohio 43201. The property is located on the north side of West Lane Avenue, west of Tuttle Park Place, and proximate to the new Student Academic Services building. The property is being offered exclusively to the University by an Affiliated Entity (Campus Partners) for \$20 million.

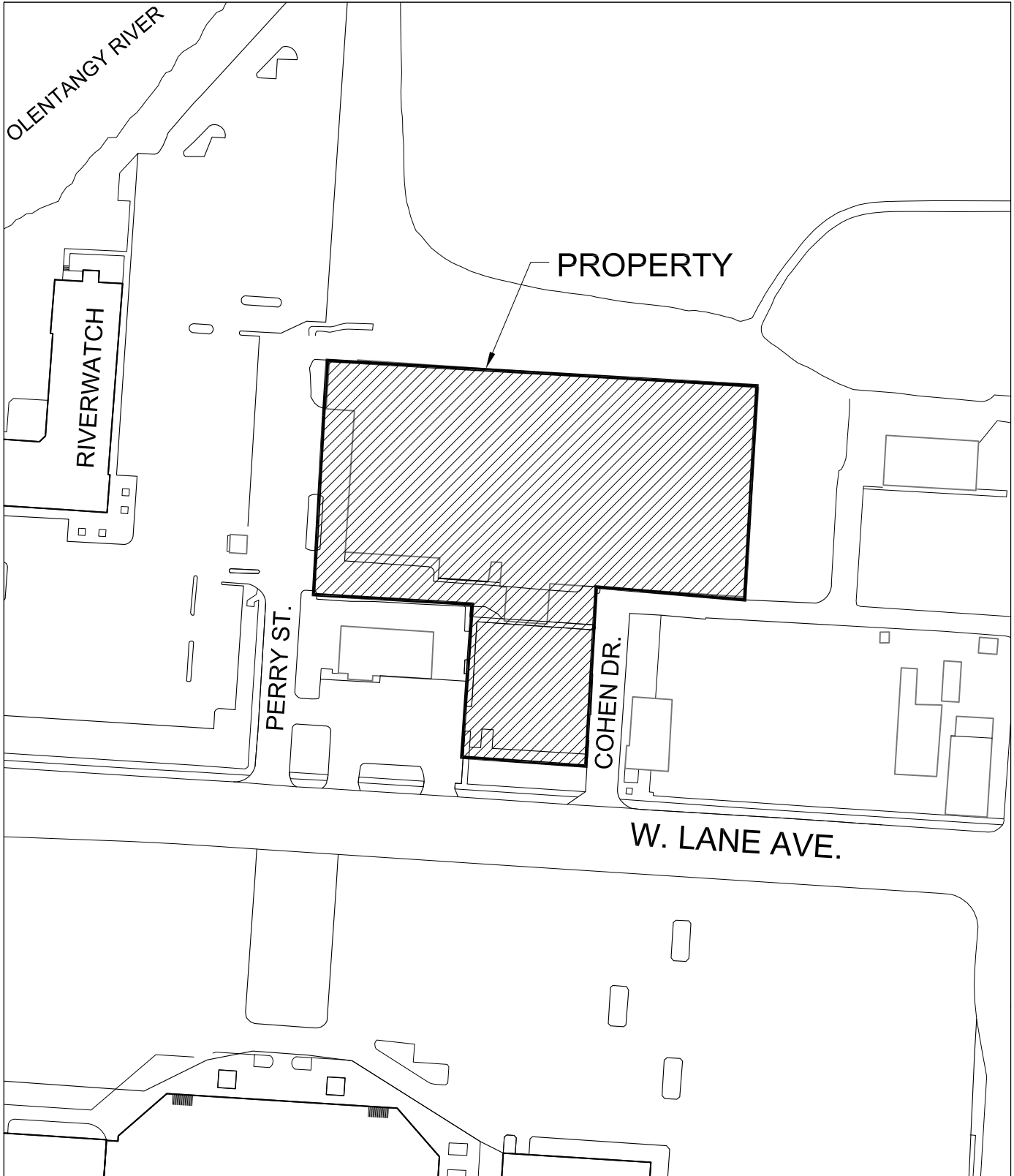
The property known as Holiday Inn on the Lane was owned by Harper Hotels Inc. since April 1993 prior to the anticipated sale to Campus Partners. The property consists of five (5) parcels containing approximately 2.1 acres, improved with a full-service eleven-story hotel building constructed in 1973 with 243 guest rooms and an attached multi-level concrete parking garage with 244 parking spaces. The University intends to purchase the property and convert the hotel building into a dormitory for student housing with a capacity of 450 beds, along with food service facilities, and student learning centers. The property has been appraised by two MAI appraisers, Nash-Wilson Associates and Columbus Real Estate Consultants, Inc., with their appraisal reports indicating values between \$30,000,000 and \$31,450,000 after the conversion is made for University student housing.

The estimate of costs to renovate the property to student housing for a targeted September 2009 occupancy is \$8,500,000. Additional future renovations to the windows and curtain walls are currently being evaluated in terms of costs and gained energy efficiencies but are not required at this time to successfully convert the existing facility to meet student housing needs.

Use of the Property

It is the intention of the University to acquire this strategic property to accommodate the need for additional student housing. The cost for acquisition of the property and alterations will be funded by University bonds. Principal and interest for the bonds will be paid by Student Life through the collection of room revenues, food sales, and other miscellaneous income. Parking revenues may also be used to amortize the debt. Student Life projects a long-term use of this facility with a life of twenty years or longer.

Purchase of Real Property Five(5) Parcels 328 W. Lane Avenue (Holiday Inn)



LONG-TERM LEASE

JAMES CANCER HOSPITAL AND THE COMPREHENSIVE CANCER
CENTER
1590 NORTH HIGH STREET
COLUMBUS, OHIO 43201

Location and Description

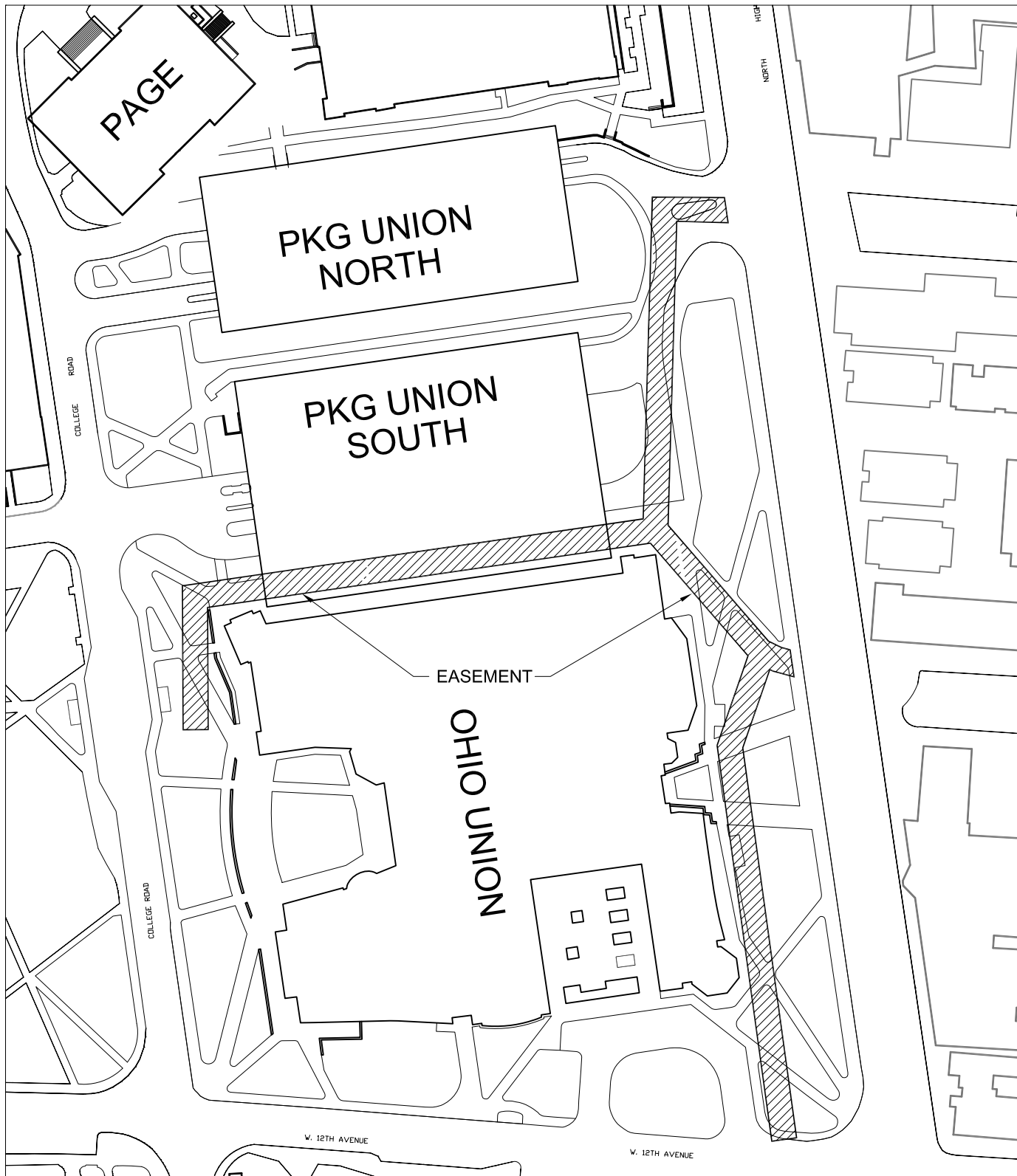
The property is located at 1590 North High Street. The lease is for approximately 15,787 SF of office space on the fifth floor of an 87,046 SF office building. Other tenants in the building include OSU Human Resources and OSU Legal Affairs. The proposal provides for the relocation, consolidation and expansion of the office space that supports the James Cancer Hospital Cancer Registry and The Comprehensive Cancer Center's Center of Population Health and Health Disparities (CCC). The relocation of the administrative support of the two programs from clinical areas will allow growth of clinical programs and ultimately an increase in patient beds. The CCC will utilize the space for clinically related dry research that focuses on the goal of understanding why high rates of cervical cancer incidence and mortality are observed in Appalachia Ohio. All costs, lease payments, and any other expenses related to the property will be funded by the operations revenue of the Cancer Program.

Terms of Lease

The initial lease term shall be for a period of ten years. The proposed average annual base rent, including estimated amortized tenant improvement costs and operating expenses, during the term of the lease are estimated to be \$410,000. The lease will be market conforming, competitively negotiated, and will be business plan compliant. Final terms and conditions of the lease will be negotiated in the best interest of the James, OSU Medical Center, and the University.

EASEMENT, CITY OF COLUMBUS, SANITARY SEWER

- West of High Street Between Twelfth Avenue and Fourteenth Avenue and West to College Avenue, Columbus, OH



EASEMENT, COLUMBUS SOUTHERN POWER CO., RED ROCK BVD & TURQUOIS DR

- WOSU Antenna Site, 2350 Red Rock Blvd. and Turquoise Rd., Grove City, OH

