

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

Columbus, Ohio, November 6 and 7, 2008

The Board of Trustees met on Friday, November 6 and 7, 2008,
at The Ohio State University Longaberger Alumni House, Columbus,
Ohio, pursuant to adjournment.

** ** *

Minutes of the last meeting were approved.

** ** *

November 6 and 7, 2008 meeting, Board of Trustees

The Chairman, Dr. G. Gilbert Cloyd called the meeting of the Board of Trustees to order on Thursday, November 6, 2008, at 11:30 am. He requested the secretary to call the roll.

Present: G. Gil Cloyd, Chairman, John D. Ong, Walden W. O'Dell, Alex Shumate, John C. Fisher, Robert H. Schottenstein, Alan W. Brass, Ronald A. Ratner, Algenon L. Marbley, and Linda S. Kass.

--0--

Dr. Cloyd:

Good morning. I would like to convene the meeting of the Board of Trustees and ask the secretary to note the attendance. Before we take roll call vote to go into Executive Session I want to announce that the Board will reconvene tomorrow morning at 8:30 am.

We will now recess into Executive Session to consider personnel matters and to discuss matters required to be kept confidential by State Statute.

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

--0--

Present: G. Gil Cloyd, Chairman, John D. Ong, Douglas G. Borrer, Alex Shumate, Brian K. Hicks, John C. Fisher, Robert H. Schottenstein, Alan W. Brass, Ronald A. Ratner, Algenon L. Marbley, Linda S. Kass, and Jason W. Marion.

Dr. Cloyd reconvened the meeting on Friday, November 7, 2008, at 8:30 a.m.

Good morning. I would like to reconvene the meeting of the Board of Trustees and ask the Secretary to note the attendance. Before we go into Executive Session, I want to announce that the Board will again reconvene this afternoon at 1:00 pm.

We will now recess into Executive Session for the purposes of considering personnel matters regarding compensation, to discuss matters required to be kept confidential by State Statute, and to consider the sale and acquisition of property.

Upon motion of Dr. Cloyd, seconded by Alex Shumate, the Board of Trustees adopted the foregoing motion by unanimous roll call vote cast by Trustees Cloyd, Ong, Borrer, Shumate, Hicks, Fisher, Schottenstein, Brass, Ratner, Marbley and Kass.

--0--

Present: G. Gil Cloyd, Chairman, 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, and Jason W. Marion.

Dr. Cloyd:

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 that all members of the audience observe rules of decorum proper to conduct the business at hand.

I would now like to move to the first item of business today which is finishing up the contract, the terms of agreement with President Gee, and evaluation and recommended compensation. I want to provide some context to our discussion regarding the President's compensation package.

The Ohio State University is the largest and one of the best universities in the country. As a Land Grant institution, it serves our state in a leadership role for education, research and service. Ohio State is unique with its overall size, breadth of our academic programs, depth of our student support services, strength of our faculty, growth of our cutting-edge research programs, and the importance of our service to the community, the state of Ohio and the promise that our University brings to enhance the economic well being of our state and nation, and to enhance the quality of life for people around the globe. We have great challenges and great opportunities. These are the reasons we sought to recruit and retain the best university president in the nation. This is the level of leadership we require for our highly complex University to achieve its full potential.

The Board of Trustees believes strongly that we have recruited the best and most experienced university president in America, Gordon Gee. The Board wants to have a compensation program and philosophy that properly recognizes our complex challenges, benchmarks appropriately on a national scale for higher education, values experience, and rewards demonstrated performance. We have established formal goals with President Gee that stretch us to move Ohio State from "excellence to eminence."

When he arrived he quickly set six visionary priorities for the University and has made excellent progress.

1. Forge one Ohio State University
2. Put students first
3. Focus on faculty success
4. Recast our research agenda
5. Commit to our communities
6. Simplify university systems & structures

He has brought global vision to the University; quickly converted this vision to specific goals (which have strong Board support) and tangible action; and is creating new higher standards of excellence and accountability for the leadership. He has established a rigorous goal-setting process going forward. That process, which aligns the planning of all University leadership areas, calls for comprehensive objectives with metrics-driven achievables for the next five years.

He has brought an excellent balance of engagement of leadership, faculty, staff and students for input and trust building, while at the same time taking decisive action. Excellent judgment is being demonstrated and execution quality is high. We have moved forward significantly to become more integrated as "One University."

President Gee is extremely intelligent, has deep mastery in all aspects of higher education, and utilizes his broad experience effectively. He also is very open-minded and engages external counselors to further enhance the substance and thinking behind all of his goals, approaches and actions - then he is decisive, making the tough decisions so we can move forward.

He is a true visionary driven by the principles that are the foundation of a Land Grant public university. He brings strong creativity to the vision setting process, and in defining approaches to achieve the vision. He has an infectious, passionate enthusiasm and energy for higher education and the University that positively affects everyone he touches. He has wonderful charm, humor and "charisma on steroids."

Many presidents would spend the first year meeting constituencies, gaining background knowledge, and initiating an important but limited agenda. President Gee, however, made tangible and very substantial progress on the entire set of goals and milestones established by the Board in consultation with President Gee. These milestones, while not yet based on quantitative metrics, were very aggressive for the first year of his presidency. I would like to take this opportunity to highlight some of his – and the University's – accomplishments during his first year as president, organized around the five thematic goals:

1. *To forge **One University** united around a common vision*
2. *To promote **academic excellence and access***
3. *To bolster the University's financial position and enhance its **resources***
4. *To create a diverse and highly **talented team and a high-performance culture**; and,*
5. *To seed and nurture **partnerships** that benefit our communities.*

One University

President Gee has moved with unprecedented speed to reorganize senior leadership and recruit national talent. As part of his reorganization of senior leadership, President Gee created an Integrated Financial Planning group that includes the Medical Center to assure coordination and alignment of all resource planning. Under President Gee, the senior leadership team has been active in defining an integrated planning process and strategic planning for all colleges.

Better operational practices and governance are being adopted across the University. This relates to setting higher standards, changing organizations where needed, putting attention to details and acting decisively. Day-to-day operations are proceeding much more smoothly, and issues and problems are being managed with appropriate fairness, discretion and timeliness—within the University.

He has made great progress in resolving the challenges we faced for the Medical Center. We now have strong leadership working in an aligned fashion to meet the needs of the University and the Medical Center. We have a facility expansion and funding plan that both addresses strategic priorities and meets proper standards of

financial soundness. Good relationships have been reestablished with the external community. Recruiting Dr. Gabbe and establishing a transition plan with Dr. Souba was brilliant.

Academic Excellence and Access

President Gee has reached out to the faculty, holding monthly meetings with faculty leaders, delivering two major addresses to the faculty, participating in faculty department meetings, and personally assisting with faculty recruitment and retention efforts.

Progress on improving the graduate programs and the Federation of the Arts and Sciences is excellent. We have had full engagement of all interested parties, decisiveness, and excellent public transparency as we should. We are moving forward with important changes having strong alignment among stakeholders. This will enhance our academic quality and increase the productivity of our University investment.

He has endeared himself to students. The University's commitment to students, i.e. "Putting students first", and defining a student-centered culture at the University is now much more tangible.

Ohio State's 2008 freshman class of 6,041 students (Columbus campus), recruited from nearly 22,000 applicants, is the most talented and best-prepared in the University's history in terms of test scores and class rank. The average ACT score for the class was 27.3; the average SAT score was 1225. More than half were in the top 10 percent of their high school class and more than 90 percent were in the top 25 percent of their class. Approximately 19 percent are first generation students.

Thanks to a continued funding commitment from the state of Ohio, the University has had back-to-back zero increases in tuition for the first time in more than 40 years. In addition, Ohio State's resident tuition and fees for new freshmen remain the second lowest among Ohio's public four-year universities with selective admissions. We've continued to increase our financial aid to needy students. Last year, this aid amounted to \$56 million for undergraduates on the Columbus campus and helped 59% of our students.

This past academic year, 17 Ohio State undergraduates received a number of the nation's most prestigious awards. The University is the only institution in the country in 2008 where students were awarded both the nation's premier academic award – the Rhodes Scholarship – and the maximum number of Goldwater Scholarships.

With \$720 million in research expenditures, Ohio State is seventh among public universities, according to the National Science Foundation. The University is also second in the nation among both public and private universities for industry sponsored research. Ohio State's innovative prowess attains world class status, particularly in critical areas such as global warming, cancer, infectious disease, advanced materials and ag-bio products that feed and fuel the world. President Gee has initiated a trans-institutional research focus that will make Ohio State an even more important source of innovative solutions and a significant new business creator.

Resources

November 6 and 7, 2008 meeting, Board of Trustees

Highly talented senior leaders in the key areas of development and investment management were successfully recruited and appointed, and work continues on planning for a new development campaign – of unprecedented size in the University's history.

The university is devoting more effort to controlling expenses through strategic purchasing, managing benefit costs and energy savings – and in that regard, we have documented savings of \$94 million in FY 2008 alone.

The quality and coordination of facilities planning has also escalated. The Executive Sponsors Group has developed a final Medical Center Facilities Master Plan, which has received Board approval. The first phases are underway, with appropriate tracking mechanisms to assure financial stability during all phases of the expansion. A comprehensive University-wide master planning exercise has begun and a review of student housing on the Columbus campus has commenced.

Talent and Culture

The new senior leadership team is operating very well, with particularly high marks for Provost Alutto. Searches for a senior vice president for health sciences, senior vice president and special assistant to the president, senior vice president for development, vice president for research, chief information officer, and chief investment officer have all been successfully completed and the positions filled.

To aid in the recruitment and retention of the best and brightest faculty and staff, the Academic Excellence Fund has been created, including a President's Strategic Initiative Fund for programmatic support.

President Gee has championed the transformation of University culture from one steeped in bureaucracy to a high-performance culture. The first phase of this culture transformation process has been completed, and phase two has begun. The President has also appointed leadership for a task force to review administrative streamlining within the university.

Outreach and Collaboration

Reconceptualization of the University's outreach and engagement has occurred through creation of a leadership profile for the position of senior vice president for outreach and engagement. The University, with this focus, will become a more important provider of services to the state and a stimulator of economic growth.

President Gee has built (and reinvigorated) positive relationships across the University, with civic leaders, the Columbus business community, state government, the legislature, alumni, and a variety of other stakeholders around the state. President Gee undertook significant personal effort to connect the University with the people of Ohio. In his first year, he completed a round of visits in each of the state's 88 counties amassing over 4,000 miles in that activity.

So with this background I want to move to the following Board actions. I have interviewed all trustees who were on the Board last

year regarding President Gee's performance. In addition, the Board has had an opportunity to discuss the President's performance in Executive Session. I can report that as a result of those assessments, every Board member believes that President Gee has met or exceeded every goal established for the previous year, and accordingly, I would like to make recommendations for finalizing the terms of his employment agreement, the provision of a bonus for the preceding year's performance, and a base salary increase.

Salary Increase

As laid out in the terms of employment last July, we are implementing the final elements of President Gee's compensation. His salary will remain as outlined in the term sheet, with an increase for next year at the average of the University's compensation process. I am recommending that the Board approve a salary increase of 3.5 percent (\$27,125).

Performance Bonus

The term sheet also specified the implementation of a bonus program; which we have defined to include a bonus opportunity of up to 40 percent of base pay. This plan is a key component of the board's pay for performance philosophy, and requires that specific, measurable goals be set each year, and then met for incentive awards to be paid. In future years, President Gee will be eligible for an additional 10 percent bonus when extraordinary outcomes and multi-year goals are met. Based upon President Gee's extraordinary accomplishments in this critical first year, I am recommending a performance bonus of 40 percent (\$310,000)

Completion of Contract

To complete his employment agreement with the University, we are also supplementing President Gee's retirement package to ensure that upon retirement at age 73, he has appropriate retirement benefits for an academic leader with a full career of service. This supplemental retirement plan, added to the University's existing retirement benefits, would generally provide 70 percent of his final average salary during retirement. The supplemental plan is intended to be funded through private donations.

- a. The Board engaged the human resource consulting firm, Mercer, to evaluate and compare our terms with those of similar public and private institutions and to assist the trustees with our governance responsibility to ensure that President Gee's compensation program is reasonable and appropriate.
- b. Mercer concluded that this package is reasonable, given their assessment of competitive practices for the top research universities in the U.S., and considering the experience, goals and vision President Gee offers. Mercer's conclusions incorporate and frame President Gee's compensation as being among the top handful of public and private presidents nationally.
- c. As such, President Gee's compensation during his first year of presidency, including the bonus awarded today,

totals approximately \$1.4 million. With the addition of the Supplemental Executive Retirement Plan, his compensation for the coming year will approach \$2 million from all sources.

- d. Establishing the Endowed Presidential Chair in the Academic Excellence Fund is an extremely important element of this compensation package. With the funding strategy being agreed today by this Board, nearly 1/3 of President Gee's total compensation, over his term of employment with Ohio State, will be funded by private funds. This strategy allows us to recruit and retain a president of the stature of Gordon Gee, compensating him appropriately, while limiting the use of public funds.

The Academic Excellence Fund, which this Board approved earlier this year, would be restructured to accommodate the collection of investment funds and private contributions to create a significant resource pool for the University. This Fund, which would consist of non-appropriated dollars, would accommodate not only a separate fund for the Board to use to subsidize the compensation of Ohio State University presidents in perpetuity, but its most significant purpose would be to provide for other separate funds that would be dedicated to the strategic advancement of the University's academic and operational needs. I will be calling for the Board to take up at its February meeting a new endowment description for the Academic Excellence Fund to provide for these expanded uses.

- e. Another element that is standard for academic leaders is a paid sabbatical. This one-year benefit accrues over the full term of his service to the University, and is also intended to be funded through private donations.

Based on this analysis, I am proposing that we implement the final elements of the president's compensation package as outlined in the terms of employment signed last year.

This compensation package, which is outlined in my memorandum to the Board, is based on sound market data, is designed for performance accountability, and includes elements that require President Gee to remain at Ohio State to achieve all of the benefits. I am confident that this is a sound, fair compensation package commensurate with President Gee's exemplary performance and experience.

Accordingly, I would ask for a motion to authorize the amendment of the president's term sheet contract, and gain your agreement for the bonus compensation I have recommended for this last year and a proposed base salary increase to be effective October 1, 2008.

Dr. Cloyd:

At this point I would ask for and encourage discussion regarding these changes that I have outlined.

Ambassador Ong:

I think it is implicit in your comments, but I would like to focus on the fact that the compensation terms for the President based upon a set of performance goals and objectives are very carefully aligned with our whole strategy for the University. I think we should feel good about the fact that there is no disconnect in this situation, quite the contrary. There is good alignment and that is very important in terms of moving forward.

Mr. Marion:

Mr. Chairman, I am going to make my remarks today after a tremendous amount of reflection on this issue. I look around Ohio and the country and see an economy that many Ohioans would say is far less than ideal, and while many Ohioans and our very own students struggle to find necessary resources to have the quality of life that we all feel that we deserve, we look today at a compensation package that is rivaling any university president or chancellor in this country as I feel it should. With layoffs in our own state government and recent state budget cuts, about 4.25% across many areas of our state government, we find ourselves as a University in a position to consider idling and reverting back to mediocrity. Breaking our goals and backing down from our strategic direction, which is to make Ohio State University not only the best university in the land, but to make us one of the best universities in the world. I will repeat that, one of the best universities in the world.

Now as I personally reflect on this compensation package and compare it with our peers, both public and private, because that is our true peer group, and with all the higher caliber institutions which we aspire to be more like, I am concerned about all of higher education's compensation packages for their senior leadership; however, I do truly understand the league in which we play in and to attract the top talent like Dr. Gordon Gee, and I mean the absolute top talent, unfortunately we have to pay the price. So the ultimate question I ask myself today is will we as a state, will we as a University, and will we as a Board, and will my fellow students get our return on investment? Will we get our return on investment? I believe we will, I really do believe that we will. I believe this as I have observed Dr. Gee interact with students on a daily basis and I will even throw in nightly basis and those all around Ohio in all of our 88 counties, while still actively attracting donors to our University, garnering more support for industry sponsored research, and while running the nation's largest University with a budget of over \$4 billion. I believe we will get our return on investment because of Dr. Gee's recent record which the chairman just alluded to, and Mr. Chairman, I support the package with reservations about the CEO compensation across all of higher education with all of corporate America but Mr. Chairman I do understand the league in which we play in and I am not going to be able to solve the other dilemma I just alluded to. Even though we are in tough financial times we ought to and we must retain the best University president in America to steer our big ship through this storm. I appreciate your time for bringing this issue forward today.

November 6 and 7, 2008 meeting, Board of Trustees

Dr. Cloyd:

Thank you for those comments Jason. Are there other comments or questions from Board members?

Mr. Shumate:

I was just going to emphasize the points that it was my privilege to chair the search committee; that we searched nationally, looking at private sector as well as public sector, as well as looking at business and industry. And just to emphasize your point that we were able to recruit the best president for Ohio State and the search committee, which as you know, was composed of not only Trustees but also faculty, administrators, and students, as well as members of our Foundation Board, who whole-heartedly supported the appointment of Dr. Gee. We set very high criteria and as you outlined very thoroughly, he has exceeded those expectations and those criteria. I just wanted to really emphasize the point that we are fortunate to have Gordon Gee as our president.

Dr. Cloyd:

Thank you Mr. Shumate.

Mr. Wexner:

I appreciate your work Gil in benchmarking, goal setting and Gordon's goal achievement, and the whole thought that has gone into the process. It is a wonderful model for the University. I think there should be asymmetry in my view and the Board's view about leadership and academic leadership of the University and students that come here. We should never compromise. I do not remember the precise statistic on the amount of support we give to the best students in the state and the best students in the country, and so I think that notion of paying and helping great students who come to the University makes it great. The leadership, the University, and the academic leadership likewise has to be great, so I am absolutely supportive.

Ms. Kass:

As the newest member of the Board, I was not part of the search that Alex Shumate mentioned that he led, but I just wanted to say that I commend the Board's strategic decision to bring Dr. Gordon Gee to this University. Few university presidents, as we know, have Dr. Gee's experience and track record for transformation, leadership and development. We need his expertise now more than ever to really turn today's challenges into opportunities because our success at The Ohio State University has a positive ripple effect on not just our University, our city, our state and beyond. I am very much in favor.

Mr. Hicks:

Mr. Chairman, I just want to commend you for all the hard work you have done on this and again emphasize what Alex said about the alignment of strategy that has gone into this. This has been an interesting week of very, very important votes, and this is an important vote because it is a vote of confidence in our president. I

November 6 and 7, 2008 meeting, Board of Trustees

think, as you said in your comments, it is not just a vote of confidence in Gordon as our leader, which he is, but it is really a vote of confidence in the team he has assembled. This is not a University run by one person, but it is a University that is run by a team. I will say that I think he has assembled an unbelievably talented team, in a very short period of time. I also think it is a vote of confidence in the strategy that we have set. In tough times as we are in, sometimes it is easier to hunker down and play defense, but we have a strategy to be a greater University than we are today. Thank you for your efforts on this, and thank you for the leadership that President Gee and the entire team has shown.

Mr. O'Dell:

Mr. Chairman, first of all I strongly support this particular package and I have been really impressed with what Dr. Gee has done in his first year here, given the challenges that we face in the economy, stock market and in the country. I am just absolutely thrilled that we have such a strong leader in place to take us through those troubled waters.

Dr. Cloyd:

Other comments or questions.

Judge Marbley:

Mr. Chairman, thank you very much. I would like to second everything all my colleagues have said. This is an extraordinary week for me because I have had the opportunity to vote in a historic election, and I have had the opportunity to vote for yet another transformational figure in our President, Dr. Gee. We have the largest of the great state Land Grant universities and its only proper and fitting that we would have the best president to shepherd us through these difficult times. Difficult times require strong leadership, and I think that you are to be commended on the job that you have done in helping to select this extraordinary individual. More importantly, I would like to commend Dr. Gee for the extraordinary efforts that he has put in. I think it should go on the record that he has done this in the face of adversity. He has triumphed over personal tragedy. We all lived with him through the personal tragedy that he experienced with Rebekah. Through it all he never wavered, he was always steady at the helm of our great ship. It is a testament to the man and to his character and to his leadership. I think that it is important that he exceeded expectations through it all. I think that we should commend you, we should commend Alex for the great job that he did in bringing him back, and I whole-heartedly support what we have done today.

Mr. Schottenstein:

I also wanted to just echo in support of all the comments of my fellow Trustees. It is an honor to be part of this group at this moment. It is an honor to be here to be able to make this vote. I think if we look back a year ago and imagine, knowing full well that we had just hired who we believe to be the finest university leader in the country; and if we would have tried to imagine what we might accomplish during the next 12 months, I do not know that any of us, say even perhaps Gordon, would have thought the list would have

November 6 and 7, 2008 meeting, Board of Trustees

been as long as the one you read. Gordon's list probably would have been longer because he is one to never rest on his laurels or be satisfied with his accomplishments. That is what makes him such a great leader. These are serious times, but this also is a time I think if you look hard, this is a great, great opportunity for Ohio State. Gordon said the day he walked in here, "this is our time." That resonates in this room right now, and I just could not be more supportive of this motion and it, as I said, is a time of honor.

Mr. Brass:

Thank you, Mr. Chairman. You know as I reflect on the comments everyone made today, I am reminded that our President also had a very difficult year personally, and still has been able to do what he has done so well. Early in my career I had a mentor tell me a little statement that I have never forgotten, and I am going to mention it today. It goes like this: "The smallest good deed is better than the grandest good intention," and our president has accomplished all the deeds that we could possibly ask for. So, nice job, Mr. President.

Dr. Cloyd:

Thank you Mr. Brass. Any other comments.

If there are no other comments, I would call for a vote on the motion.

Upon motion of Dr. Cloyd, seconded by Mr. O'Dell, 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, Fisher, Schottenstein, Brass, Ratner, Marbley and Kass.

Dr. Cloyd:

Thank you, Dr. Frantz. Accordingly, I would ask that the Secretary work with the University general counsel to prepare the appropriate addendum to the Board's term sheet contract with the president and take any other action as may be necessary to give affect to this Board action.

With that we are ready to go to the President's Report. Let me say personally, President Gee, it is very heartwarming to me to hear my colleagues' praise of you, which I certainly am strongly supportive of. We are indeed blessed to have the best university president in the United States. Thank you.

--0--

PRESIDENT'S REPORT

Dr. E. Gordon Gee:

I truly do appreciate that. I appreciate your leadership, I appreciate the vote of confidence I received today from your colleagues on the Board, all of them truly devoted service to this University, and as we are still recovering from the two-year presidential contest that might sound like a throw-away line, but it is not. Leading this remarkable University, let me just say to all of you in this room today, that leading this remarkable University is the greatest honor and calling

in my life. As you know I left to take a tenure sabbatical in order to be able to come back and have this honor bestowed on me. I am grateful for it, I really am.

Your faith in me and the incomparable talent, creativity and passion of our faculty, staff and students really inspires me each and every day. Thank you for entrusting me with the leadership of this extraordinary University. I want to thank the people in this room, I want to thank my colleagues and the senior leadership of this institution because as I think Brian said well, it is the best of teams, and I really do believe that and I want them to know sometimes I am really hard on them and I ask a lot of questions, and I send them notes - why aren't we doing this. I love every one of them, I really do, and I want them to know that. To the faculty leadership over here, you know we have forged an extraordinary relationship with our faculty, and Dick and Heather and others who are here know that we have achieved remarkable things together. Without a world class faculty and without world class leadership we just would not be where we are. Dick, Heather, thank you very much, I really appreciate that.

Now before I move to my update of University activities and accolades I want to turn the spotlight on a couple of Board members for a moment. I want you all to know how deeply appreciative I am of this, let me thank Dr. Cloyd and his wife Susan for their generous gift which was announced yesterday. In establishing a new endowed scholarship for young people from Ohio, Gil and Susan are demonstrating, in the most powerful way I know, their great optimism about our future. They also have made a substantial additional gift to the Academic Excellence Fund, which supports areas of great academic promise. Through their strategic gifts of personal resources and through their devotion of time and talents, and he has an extraordinary amount of time - he just retired from P&G in order to be able to spend all of his time with the University - the Cloyds have really enriched Ohio State. I am deeply grateful to them and proud to call them my friends. They deserve a round of applause.

Now to our newest Board member, I am happy to report the Columbus Metropolitan Library is honoring Linda Kass tonight. She is being presented with the Julian Sinclair Smith Award, which recognizes service on behalf of education and learning. The award is an especially distinguished one. She joins former Board member, Judge Robert Duncan and his wife Shirley, who received the same award in 2004. So Linda, congratulations for a well-deserved recognition.

And just as our Board is filled with stars, so too is our faculty. For the past several weeks, Ohio State has been the target of scores of reporters seeking experts on all matters related to election law and politics. Truly it was impossible to read any major newspaper and not find our faculty cited as experts. Ned Foley of our election law program, John Powell of the law faculty and the Kirwan Institute, Paul Beck and Herb Asher in politics to just name a few. Their work has helped us and the world to better understand this uniqueness of our American democracy and the state's pivotal role in this great moment. Those lessons are important and lofty, but I will also admit to a small personal lesson in all of this. When the tidal wave of media tension first struck I practically had to climb over reporters

November 6 and 7, 2008 meeting, Board of Trustees

and camera crews from around the world to get to my office. Now I am a man of some humility of course, but I was a bit chagrined to discover that I was not the target of the feeding frenzy. It was my old friend, Herb Asher in the adjacent office. Now my ego has healed and the fact that Herb's office is now in the basement, I mean in the garden level, is purely coincidental.

I want to acknowledge Rich Hollingsworth, this is his last meeting. Rich retires as vice president in December and leaves Ohio State much stronger for his 35 years of work here on behalf of students. Taking up the reigns in Student Life will be Dr. Javaune Adams-Gaston who joins us from the University of Maryland where she is presently executive director of the University Career Center. Dr. Adams-Gaston will begin her duties just after the first of the year and I look forward to working with her to make Ohio State the nation's most and best comprehensive collegiate environment.

I have one additional leadership move to mention this afternoon. Much to our good fortune, Alan Michaels has accepted the deanship of the Moritz College of Law. Dean Michaels who also holds The Edwin M. Cooperman Endowed Professorship assumed his duties last May when Nancy Rogers accepted the job of Ohio's interim attorney general. Dean Michaels is a very strong leader, an award-winning teacher and a superb legal scholar. We are fortunate to have him now at the helm.

We are equally blessed to welcome Nancy Rogers back to the law faculty. She performed her duties for the state brilliantly, and her students, faculty and colleagues will benefit from the wisdom of her experience downtown. I will be seeking the Board's approval on the amended personnel actions for these appointments in the consent agenda today.

Well ladies and gentlemen, so many awards and honors have come in during the past several weeks that I risk giving them short-shrift, but here are just a few of them. Glaciologist Lonnie Thompson has been named one of Time Magazine's 30 "Heroes of the Environment" for 2008. Dr. Carlo Croce, who chairs our department of Molecular Virology, Immunology and Medical Genetics has received the Leopold Griffuel Prize from the French Association for Cancer Research. The honor recognizes Dr. Croce's pioneering work in the genetic basis of certain cancers. Joan Herbers of our biological sciences faculty has been elected to lead the National Association for Women in Science. Her work also has earned her a substantial award from the National Science Foundation to increase the number of women faculty in the sciences. Ohio State's College of Nursing was named the nation's best nursing college for men for 2008 in recognition of its successful efforts in increasing student recruitment and providing a supportive educational environment.

We are succeeding locally and we are succeeding globally. Earlier this week I spent an evening with dozens of our own faculty and researchers from around the world who have come to work with them and here is a significant statistic I learned: during the current academic year, some 1,600 international scholars will join us on our campus. That is roughly twice as many as the previous year. The figure is tangible proof of the global eminence of our faculty. Other activities, earlier this week we celebrated the 10th anniversary, think about this, of Senator John Glenn's historic return to space. He was

November 6 and 7, 2008 meeting, Board of Trustees

76 at the time I might add. He is one of this nation's, without a doubt, greatest heroes and we are incredibly blessed to have his leadership and guidance at Ohio State.

Also last week Mayor Coleman, several community leaders and I dedicated the new Neighborhood Policing Center in the Weinland Park area. The center is a collaboration between the city and the University, and we will all benefit from the safer, healthier environment it will help to foster.

I was proud to serve as honorary chair of last month's Walk for Autism. Autism research treatment and education are areas in which Ohio State has strong leadership, and I was pleased to participate. Also last month I joined with Abigail Wexner to announce the expansion of "It's Abuse," the program she leads to combat domestic violence. Ohio State has been the test-bed site for programs targeted at young women and men, and the success here has been enormously successful. It has led to their adoption by several Central Ohio colleges and universities, and she and her colleagues are now going to take this nationally.

So I will end my report with a couple of student life notes. Last month's family weekend was a whirl of activity. Thousands of parents and family members joined us for creative programs – academic and social. Among the highlights were presentations by notable parents, including former Board member Tami Longaberger and Alan Zweibel, the Emmy-award winning writer from the original Saturday Night Live staff.

Finally, as we gear up cheering on our Buckeyes in Evanston tomorrow, I want to share some news about Tyson Gentry. As you will remember, Tyson was paralyzed in a 2006 spring scrimmage. Now a senior, he continues his studies and his physical therapy at the University. I am proud to report that he has been nominated for this year's FedEx Orange Bowl Courage Award, which recognizes exceptional bravery and indomitable spirit. Tyson's story is a moving one of both personal strength and the meaning of the word team. His nomination is surely well-deserved.

In closing, it seems fitting to comment on Ohio State's pivotal role in helping to turn around our current economic challenges. Now more than ever this University in Columbus, at our extended campuses and through our extension offices in all 88 counties, is called upon to fulfill its founding mission - to improve lives and enrich communities. In these difficult times we must draw on the talents of every single member of our University family. We must work together to foster innovative problem-solving, and we must extend more fully our collaborations with businesses, with the state, and with all of our neighbors. In doing so, Ohio State will be the great agent of change and opportunity for 11 million Ohioans, and we will fulfill President Lincoln's firm intent for us. About education, Lincoln said "I view it as the most important subject which we as people can be engaged in."

I submit to you that our challenges are large, but Ohio State's capacity is far greater. Let me end where I began, and that is that I am honored to lead this wonderful institution particularly at this pivotal time. Thank you Mr. Chairman.

November 6 and 7, 2008 meeting, Board of Trustees

Dr. Cloyd:

Thank you President Gee.

I would like to now move to student recognition awards.

STUDENT RECOGNITION AWARDS

Mr. Marion:

Thank you. Mr. Chairman and the members of the Board, today I have the wonderful privilege and opportunity to provide to you, the names of two of our University's top students, Ms. Renee Starkey and Mr. Ibrahim Bamba. It truly is a great opportunity for this Board to see first hand the fruits of our own student's labor, as well as our University's labor, and also to see what our University does best. I will first recognize Ms. Renee Starkey.

Renee Starkey comes to Ohio State all the way from Spokane, Washington. She is an honors student majoring in animal sciences in the College of Food, Agricultural, and Environmental Sciences.

Renee is a student worker in OSU's meat lab, and Renee spent this past summer completing an internship with Cargill Corporation in dairy nutrition. She is currently second vice president of the Buckeye Dairy Club and she is also a college ambassador. She has served on the CFAES Banquet Steering Committee, and she currently is the vice chair of that committee. Renee was recently selected as one of the recipients of the Richard H. Kellogg Honors Scholarship for her honors project proposal, "Differentiation Affects of Effective Fiber Sources of Performance of Lactation Dairy Cows."

In addition to the Kellogg scholarship, this truly demonstrates Renee's very excellent scholar for being an undergraduate, this year Renee is also the recipient of the prestigious George B. Durell Memorial Scholarship as well as the Salisbury Memorial Scholarship. Joining today with Renee is our wonderful Dean, Bobby Moser.

Ibrahim Bamba who comes to Ohio State from Cleveland. Beyond coming from Cleveland, Ibrahim also spent his childhood in the Ivory Coast and New York City. Ibrahim is a senior in Chemical and Biomolecular Engineering in OSU's College of Engineering. Ibrahim is a two time summer intern for Proctor & Gamble and Ibrahim improved stretch performance at P&G by developing a model for the Baby Care Pampers Research and Development Group. His work resulted in four internal publications for P&G and an increase in pant stretch performance of 20% while providing a cost savings of \$0.50 per square meter of fill material.

At OSU Ibrahim has been heavily involved in undergraduate research studying hemoglobin based blood substitutes and working collaboratively with nanotechnology lab-on-a-chip to simulate cell cultures which truly is helping the scientific community understand fluid mechanics. This latter work regarding fluid mechanics resulted in a first place presentation.

Despite being very academically minded as evidence by his four scholarship awards, Ibrahim stays very socially and civically active. He is president of Iota Phi Theta Fraternity as well as Lambda Psi

November 6 and 7, 2008 meeting, Board of Trustees

Engineering Honorary. Not just at the University, Ibrahim is also very active nationally. Mr. Bamba is social chair for the National Organization of Blacks in Chemistry and Chemical Engineering. Joining Ibrahim today is Dean Greg Washington.

Ms. Renee Starkey:

This is an amazing honor, and I am very, very proud to be representing the College of Food, Agricultural, and Environmental Sciences. During my past four years at Ohio State I have had some amazing learning experiences. I was able to tour the Great Plain States through the tinted window of a 12-passenger van while representing Ohio State on the University's meat judging team. I learned the Dutch word cow in English, while studying the dairy industry in the Netherlands through Dairy Club's two-week study abroad program. This summer I moved to the heart of the Dutch Amish Country and worked for Cargill Animal Nutrition in Lancaster, Pennsylvania. For the past four years I have been recruiting perspective students to the world of agriculture at the greatest University in the country.

These are the events that have made my experience unique and special for me. Ohio State is more than just a learning institution. It is where dreams are made and lives are changed. This Wednesday at my college's career fair I had the sinking realization that my journey was coming to an end, and soon I would be able to say that I am a proud alumnus of this amazing University. Thank you so much for seeing my activities as something to applaud. I hope to go out into the workforce and to continue to represent this University well. Thank you.

Mr. Ibrahim Bamba:

I have to say this is my least favorite part of receiving awards, because I am a man of very few words. I think it is at least deserving for me to say thank you. Thank you to the Board and also thank you to Jason and Interim Dean Washington for recognizing me as an outstanding student in the College of Engineering. For me to hear from a man of his high stature, that I am an outstanding student, truly makes me feel really good inside. Also to receive an award of such high merit also makes me feel good inside. I think it also reassures that hard work does pay off. Every once and a while, after working so hard, sometimes you forget that you are working so hard, it feels good for someone to remind you or tell you and let you hear that you are doing great work. I definitely want to thank you all for letting me hear that. So thank you.

Dr. Cloyd:

Renee and Ibrahim, you make us very proud, and I do have to say, just as an anecdote, as someone that likes milk on their cereal, I know how important your research is, and Ibrahim, what can I say, anyone who is continuing to improve Pampers, is a star in my mind. Thank you very much.

At this time we will hear the committee reports and will begin with the report on the Agricultural Affairs Committee, and Ambassador Ong I guess you are going to present that report.

COMMITTEE REPORTS

Ambassador Ong:

We had our meeting yesterday morning. It began with a short report by Dr. Moser on Hawk's Nest Golf Course, which is a recent acquisition of ATI. He was happy to report that for FY2008, the total revenue exceeded expenses by \$7,249, which anyone knowing anything about managing a country club knows is an unusual feat. Also Hawks Nest has recently received the recommendation of 4.5 out of a possible 5 as one of the best places to play in the United States. More importantly to our academic mission, last year we had 66 students from the turfgrass management program working at Hawks Nest and gaining invaluable experience. This autumn quarter we have three courses, two for turfgrass management and one for construction management that are ongoing. So, Hawks Nest is being successful both in a sporting and an educational way.

Next the chairman challenged us to think about, for future meetings, whether there should be some expansion of the charter of the Agricultural Affairs Committee, and also to consider possible nominees to join the committee, assuming that we are able to have national trustees added to the Board on a non-voting basis by next year.

The bulk of the meeting, however, consisted of a presentation on the College of Food, Agricultural, and Environmental Sciences' strategic plan, which is not in final form, but well along. Dr. Moser and Dr. Slack made that presentation. They began by reviewing some interesting statistics with us having to do with the viability and success of the college as it stands today. Their undergraduate enrollment increased 6.5% this year. Combined enrollment of the college and institute increased by 6.1%, undergraduate minority enrollment increased by a very healthy 10.6%, and transfer enrollment increased 14.1%. These are students transferred from ATI and some from other institutions outside Ohio State. The two most important statistics are that 93.9% of 2007 new first quarter freshman returned this autumn, and when the agriculture college graduates got their degrees last spring, 92.7% of them walked across the stage with a job safely in their pockets. I think that says something about the viability of the agricultural industry in the state of Ohio.

As far as the strategic plan is concerned, it is built around the three signature areas as they are known in the college, which the college considers to be the centerpiece of their academic and research activity. The first is food security, production and human health. The second one is environmental quality and sustainability, and the third is advanced bio-energy and bio-based products. I might say that the plan probably is going to define the opportunities in the future, a little bit more on the bio-based product side as opposed to the bio-energy side. Various examples of activities both teaching and research in these areas were reviewed with the committee, and the plan as was pointed out contains a substantial number of elements. There is a plan not only for financial support of the activities, but also a plan for talent, for obtaining the necessary resources. In other words it is a very integrated and very

November 6 and 7, 2008 meeting, Board of Trustees

comprehensive document, which as I say is due to be completed and receive its initial review in the very near future. That was really the content of our meeting.

Dr. Cloyd:

Thank you Ambassador. Any questions?

You know I had the opportunity to sit in on part of the committee review, and I guess the one comment I would like to offer is, I think it is really impressive in their research programs with the outreach and network building that they have with various other institutions, agencies, the private world, to really enhance the opportunity to bring forward some important innovation. I guess Dean Moser, I had to leave, but I really commend them.

We will next have a report from the Committee on Audit and Compliance.

Mr. Schottenstein:

Thank you Mr. Chairman. The Audit and Compliance Committee met yesterday. All members were in attendance, and it was an uneventful meeting which is good news in terms of the Audit and Compliance Committee. I will say with the expansion of the name of the Committee and also its charter it is our custom now at each meeting to hear a report on compliance of one of the University's major business units. The compliance presentation for this meeting was on the Medical Center, and that presentation was made by Dr. Gabbe and Dr. Souba, and it was a very informative and enlightening presentation, primarily dealing with the LCME (Liaison Committee for Medical Education), which is a nationally recognized and the most authoritative accreditation agency or association in the country. It is worth noting that Dr. Gabbe has been associated with the LCME for many years, I believe currently chairs it, and suffices to say that the accreditation process is extremely robust. It takes approximately 18 months to complete for the LCME to come and complete their review. As Dr. Souba explained at the end of the review, a report is produced that is as thick as a phone book. Every one of these accreditation processes involves a site visit. There are 120 different standards that the LCME looks to, and in the event of any short falls or deficiencies the Medical School has up to two years to correct them. The major area of emphasis the LCME looks at is the admissions process. I should also note that their last site visit was in June 2006, and Ohio State received full accreditation. It is an eight year accreditation so we will next look for this to occur in 2014.

As to the admissions process, we have 810 medical students in the Medical School at Ohio State. All admissions standards must be made by a committee, and that process needs to be transparent, and one that is without political influence no dean or other individual can make the decision. This is LCME mandated. The student selection process here at Ohio State, and I will suspect that all top performing medical schools, is not just robust but very holistic, more than just your MCAT scores and GPA is looked at. Every single applicant to the Medical School at Ohio State is interviewed personally. Students participate in the process as well, and I think

November 6 and 7, 2008 meeting, Board of Trustees

all the members of the committee were most impressed by the report of Dr. Gabbe and Dr. Souba.

The other item before the Committee involved the first reading of the Deloitte and Touche Audit for 2007-2008. We will formally approve that at our next meeting. The University once again received an unqualified opinion from Deloitte - no material weaknesses. In fact the representatives of Deloitte commented that since the last audit, by the way there were no material weaknesses then either, but the fact was there were a number of what would be called minor deficiencies at the last audit. For this audit the auditors commented that huge progress had been made, and they commended the University for its improvements and its systems. That concludes my report.

Dr. Cloud:

Thank you Mr. Schottenstein.

Any questions or comments?

We will next have a report on the Committee on Trusteeship.

Mr. Shumate:

Thank you Mr. Chairman. The committee met yesterday. Our agenda was focused on the follow-up to the recent conversations we have been having with our consultant Dr. Richard Chait. There were four items that we focused on in our meeting. Again our charge goal is to ensure best practices when it comes to our governance activities and our practices. First we looked at the development of the Compensation and Talent Committee of the Board. As you know we are attempting to align our committees with the strategic goals and priorities of the University. In conversations with Dr. Gee we are recommending that we establish the Compensation and Talent Development Committee, and that Committee would be effective based upon the vote. We are going to amend item one under the consent agenda and I do not know if any other members of the committee have any comments on this, but we think it is very appropriate and very consistent with the direction of the Board, as I said to have committees that in fact are aligned with our strategic goals. As we have heard throughout our meeting, talent development is critically important to the University, so that is our first item. I would recommend that be a part of the consent agenda item number one.

Secondly we had a full and lively discussion regarding the national and international trustee appointments. We have been discussing this as a Board believing that we could add expertise and perspective to our Board if we appointed national and international trustees to be part of our committee structure. They would not have a vote as we know, but would be able to help us again as we continue to focus on governance and best practices. I should note that this was just our first reading, Mr. Chairman. This is a draft and we had extensive discussion about what the appropriate name of this new trustee category should be, along with discussion about whether we should have the option of allowing Ohio residents as well as non-Ohio residents to be appointed to this category. There will be three positions, and this is something as I said that is still a

November 6 and 7, 2008 meeting, Board of Trustees

work in progress. We have asked our secretary to follow-up with Dr. Chait as well as members of the Committee to bring forward a final recommendation. I don't know if any Committee members have any comments they would like to make at this point.

Dr. Cloyd:

There was some discussion within the committee about whether or not these trustees, whatever the final name that we would provide to the trustees, should have any geographic limitations. The way the plan is structured right now is that it limits participation for people who live outside of Ohio. While there is no legal prohibition of maintaining that type of geographic limitation, it was the sentiment of the committee that we feel that at least at the beginning that, it's the best way for us to begin this process. There is potential source for confusion and other things people raised during the discussion, so we felt this would be the best way, at least at the beginning, to start it.

Again, if any Board members have any thoughts as we are moving forward to February when we plan that hopefully the Committee on Trusteeship would have a final approach to provide us. I would encourage anyone to let us know of any additional inputs you may have so that we could factor that into the committee prior to the February meeting.

Mr. Shumate:

Also Mr. Chairman, we discussed an amendment to the bylaws of the Board of Trustees that would allow the option of election of officers at either the February or April meeting. There will be time for a smooth transition. The effective date of actually assuming office would still be at the end of the April meeting of the Board, but for flexibility purposes, we are recommending as part of the consent agenda, number one item that the February option be inserted into the bylaws.

Finally Mr. Chairman, we discussed the process for the selection of our next chair. There was certainly unanimous agreement among our committee that whoever assumes the chairmanship after you would have very big shoes to fill. A working group has been established. That working group will focus on developing the profile and description of the office of chair. Secondly the working group would focus on developing qualities, characteristics and experiences that we believe are important in the next chair of our Board of Trustees. Thirdly there would be a round of work around – what are the significant issues and priorities that we will be facing as a University and as a Board, and factor that in to ultimately a recommendation to the full committee, and then a recommendation to the Board. We should have a report at our February meeting.

Dr. Cloyd:

Thank you Mr. Shumate. Are there any questions or comments on any aspect of the report?

November 6 and 7, 2008 meeting, Board of Trustees

Mr. Wexner:

Alex, when you think about this and about our out of staters and how we think about areas where we need skill sets, it would be easy to find someone who is attractive, but does not necessarily match particular skills. I don't know when we have time for that discussion or input.

Mr. Shumate:

That is a critically important aspect to this appointment, and as you know we have been looking at that, and assessing the current Board with recommendations, experiences, and qualities that we have presented to the Governor as well, but as a part of the round of work that our Board secretary is going to do. He is going to canvas the Board on that issue as well.

Dr. David O. Frantz:

Certainly we will keep that list of qualities that we are looking for updated with the addition of each Board member, so we will factor that in and I will certainly follow up.

Dr. Cloyd:

Thank you. Any other comments or questions?

Before we go to the next report, an oversight, Mr. Boggs, I should acknowledge you. We work with you, our Director of the Ohio Department of Agriculture, and he was with us for our Agricultural Affairs Committee Meeting, but you may not be known to everyone in the audience. It is great to have you here with us today. Thank you.

We will next have the report of the Medical Affairs Committee.

Mr. Brass:

Thank you Mr. Chairman. Good afternoon everyone. The Medical Affairs Committee did meet yesterday afternoon, and the very good news is that everything seems to be in really good shape at the Medical Center right now. Let me run through some of the things that we highlighted. Of course one of the main focus areas is the very large construction project that we are gearing up for. One of the things that went into place two meetings ago, at the Medical Affairs Committee, is an item called the Project ONE Scorecard. The intent of the Project ONE Scorecard is very simple, and that is – critical lines that are very important to this project being successful or monitored in a very simplistic way, red, green and yellow, but it is an early tracking system to make sure everything is on track. If in fact we see something going off track because of the size and complexity of this project, we have an early warning system. Rather than going into great detail, I am happy to tell you that we are all green with the exception of one yellow, which is in our development fund area, and that is because we have not started it yet, we are gearing up for it. I expect that to be green once we activate. Right now, I do expect that things will stay in green, but I will tell you that we are going to have both eyes on the ball here in light of the economy, the state and federal government. We are going into

some rough water. We will be watching it. Good news, we are all green right now.

One of the things that we talked about, as part of Project ONE, is we started to take a look at some of the design elements that we have to deal with, and there are a number of them. At some point in the near future, that report will be brought back in its totality to the full Board, and we will be bringing it through the committee as we in fact progress. We talked a little bit about traffic patterns. We have some short-term and long-term issues we have to deal with. Just for information, some of you know this, I apologize if you have heard this once before, but it is important for you to get a feel for this. Fourteen percent of our traffic coming into the Medical Center is coming from the east, 35% from the north, 22% from the south, and 29% from the west. Our east is our Achilles heel right now, so one of the things we are looking at is how do we reestablish on some short-term basis, some traffic patterns from the east to improve things. In the long-term we will be taking a look at traffic patterns into the University Medical Center on a long-term basis as well.

The second thing that is of a very important criterion and that we in fact should focus down on, in this day and age, is patient traffic most of which is coming in with complex problems. You want the patient to get as close as possible to the building in which they in fact have to be at. So sight of mind is a very important principle we are working on as part of this project. The last thing that I want you to be aware of, as it relates to the new project itself, is that we have to be very focused on the budget. That is something we do not want to get out of whack coming out of the gate. So as we take a look at cost of construction, the good news and bad news. The bad news is the economy is hurting and the good news is when the economy hurts you should be able to shop more wisely. So we are going to be trying to do the best we can as we take on a project of this size.

The next thing was our financial report. Where are we financially? Very quickly without getting into great detail, but some, there are a few very critical things the Board as a whole should know. This year has been a very busy one for our Medical Center, that is good news. Our admissions are approximately 4% up over last year. Our average daily census is about 3% up over last year. We are running 1,120 beds at our Medical Center. Our occupancy is running at almost 81%. That is a very high occupancy level, so we are running very efficiently from the standpoint of utilizing that resource. Our surgeries are up 6.6%, our emergency room is up 11%. Good news - bad news: Our emergency room is up 11%, our uninsured is also up. We have got to be cognizant of that. We have a responsibility to take care of patients. We have a responsibility to maintain our finances, so we have to work hard on that to make sure we are efficient as we can be. Overall operating revenues are up 10%, expenses are down 8% - really good news. The team, Dr. Souba, Dr. Gabbe, and all the rest of the executive team are watching the efficiencies of operation. Remember the big scorecard, we have got to become more efficient. I think things are starting to work. Very good news, today's cash on hand has moved up again, \$13 million more in the bank, the average daily cash on hand which is a very important issue.

I would like to turn our attention to something that is equally important in a Medical Center with the mission we have, and that is

research. As it relates to research, I mentioned at the last meeting, I bring it to you again because we are focusing in on this. We are approximately 400,000 to 500,000 square feet short of clinical research space at our Medical Center. That is important when you think about recruitment and retention. Dr. Gabbe and Dr. Souba are recruiting nine chairs, you cannot recruit the best of the best without having quality clinical research space available. It is an important thing to put in the back of our minds. When we analyze the research space today, we have 450,000 square feet of space. The categorization goes as follows: 53% of our total research space that we have now is acceptable, 40% is very good, 7% is very bad. So if you take a look at what we need plus what is very bad, that becomes our goal set. We do have availability in the Biomedical Research Tower, 72,000 square feet of usable space shelled in that we are focusing down on to try and figure out economically how to bring it online, and how to financially fund it so in fact it can carry its overhead, an important thing you will hear about as we go forward.

The two other things I want to mention to you today are exciting items. This happens to deal with expansion of our ambulatory care program, and the site is Gowdy Field. If you recall we basically approved already at a prior Board meeting, the Ambulatory Surgical Care Center, and the clinics, building number one I will call it, at Gowdy Field. After taking a hard look at that, the decision looks to me that this is going to be the right decision. That is to move ambulatory surgery, the Center for Women's Health Clinics, plastic surgery, ophthalmology, ENT clinics, some conference space, lab pharmacy, and some food service. Now why is that important? It is important because we need to unbundle some of the space we need on the main campus, and that site is adjacent, and the physicians that are moving over there, including the academic mission, are very excited now. They are in full support of this program, and I think that is very important for the Board members to understand.

Today on the consent agenda you will see building number two to go onto that site under a lease/purchase agreement. So we pick up the option to purchase. The James Care Breast Health Program, that site will house surgical and medical oncology clinics, comprehensive women's center, minor surgical procedures, chemotherapy, infusion center, imaging, pharmacy lab, rehabilitation, and research and clinical trials. Now I highlight the last because it is very important that we are bringing our academic mission over there also, not just patient care. It will not meet our needs if we just take a piece of this, we are taking the whole thing, education, research and clinical. On the consent agenda today Mr. Chairman we have the lease/purchase option going forward.

The last item I will bring to the attention of the Board is with the executive team of the Medical Center, Dr. Gabbe, Dr. Souba and others, we will be focusing down on two things, in addition to the new building structure. One, a complete ambulatory strategic plan for our community and regions that we serve so we can figure out where we need to place different programs off the clinical campus here and second, we'll be taking a look at the physician practice plan program to bring that forward as part of the integration of our long range strategic program. So with that Mr. Chairman, I will conclude my remarks.

November 6 and 7, 2008 meeting, Board of Trustees

Dr. Cloyd:

Thank you very much Mr. Brass.

Mr. Wexner:

I got lost in the numbers. How much research space do we need? At the last meeting I think you talked about how much we needed to get to. I lost order of magnitude.

Mr. Brass:

Les, good question. We have now about 450,000 square feet of space online. We should take our self up to 950,000 square feet. We have the ability to add 72,000 in shell space right now, so if you think about it we are still 400,000 square feet short after we do the 72,000 of shelled space - magnitude of 400,000 to 500,000 square feet of additional space needed.

Mr. Wexner:

That gets us to peer group size?

Mr. Brass:

It does. The best medical centers in the country.

Dr. Gabbe or Dr. Souba would you like to add anything to that?

Dr. Steven G. Gabbe:

We were at about 450,000 square feet at Vanderbilt in 2001. At that time we were only 24th in NIH funding, by 2008 we were at 1,000,000 square feet, we ranked 10th in NIH funding. We have grown faster than any other medical school in the country, and as Mr. Brass has said, you cannot grow your research programs, and you cannot recruit the best chairs and the best faculty unless they can move their research teams, and that is the way science is conducted today, teams, into the best space.

Mr. Brass:

One of the questions that is raised when you talk about shelled in space, 72,000 square feet, is how are we going to get to that point? Currently we are looking at that very carefully where we need to get the funding and the capital funding to do that. We are working with Bill Shkurti on that right now, and the second part is to make sure if we had the capital to bring it online. Are we sure we have the overhead covered, in light of our financial parameters, to make sure we do not go offline with our scorecard system. It is a two-way street that we are looking at. We are not ready to bring that forward. We have to be assured of both elements that will be covered. We are looking at, I expect at the next meeting, to be ready to talk a little more about that.

Dr. Cloyd:

Any other questions or comments?

November 6 and 7, 2008 meeting, Board of Trustees

We will next move to Development and Investment Committee.

Mr. Wexner:

I would like to have Jonathan and Peter report for their respective reports.

Mr. Jonathan D. Hook:

Thank you Mr. Chairman. To summarize my report, I will just give four bullet points that really take care of much of what was discussed yesterday. The global equity in credit markets continue their downhill slide, and did through fiscal quarter one to depths not seen in recent history. Fiscal quarter two so far has not looked very promising, although credit markets are starting to calm down as a result of the various measures taken by treasury, the fed and their global counterparts. We should expect the portfolio returns to be negative for the entire year as we have a long way to claw back and the headwinds of recession continue to get stronger. We appear to have ample liquidity within the portfolio to meet funding obligations and we look to continue to reposition the portfolio by adding further diversification. To use the sports analogy, we are putting together a team that plays both offense and defense as we are looking to continue to reduce risk in the portfolio, as well as to be able to perform well in a declining or negative environment.

Mr. Peter B. Weiler:

I first reported to the Committee our first quarter fundraising results for this year on a goal of \$350 million which is a \$50 million increase over this year's goal. We have raised \$67 million or 19% of that goal which represents a 48% increase over the same time as last year. Second, the Power to Change Lives Campaign reached the \$450 million mark representing 9% of that original goal of \$500 million. However, in consultation with the volunteer leadership and Dr. Gabbe, we have decided to conclude that campaign early, on December 31, in order to prepare ourselves for the comprehensive campaign and the emerging important priorities for the Medical Center like Project ONE, so that campaign will conclude on December 31. In preparation for the campaign, the Foundation Board, at its October 24 meeting made a series of changes to its bylaws, and I will report on a few of those. The number of elected directors will be increased from 58 to 75. The committee structure has been reorganized including establishment of an investment advisory committee, the authorization of the Campaign Steering Committee, and modifications to both the Executive Committee and Nominating Committee. The board unanimously adopted a resolution outlining the philanthropic expectations of Foundation Board members in preparation for the campaign, specifically, elected directors are expected to make an annual contribution of \$50,000 or more, and a campaign commitment of \$1 million or more during the life of the campaign. Lastly, Jonathan and I reported jointly on the new Investment Advisory Committee, approved by the Foundation Board. Its purpose will be to act in an advisory capacity to our chief investment officer, Jonathan, on matters related to the investment of the University's long-term investment pool. The committee will be comprised of five or more volunteer members who may or may not be directors of the Foundation, with the expressed

November 6 and 7, 2008 meeting, Board of Trustees

written approval of the chief investment officer. And lastly the committee approved 23 new endowed funds totaling \$2.7 million.

Dr. Cloyd:

Thank you very much, questions or comments?

I have one, maybe for Jonathan or maybe for you Bill.

You mentioned that where the portfolio is right now Jonathan, we can manage, if I understood correctly, the distributions that we need to make for this year. How much more reserve do we have if we think of where the portfolio is today, given the uncertainties of the market before you would say we have crossed the red line, and it is going to start affecting distribution?

Mr. Hook:

Mr. Chairman I do not have an exact number for you, but I would be very comfortable with thinking that we have a good three years, but I can certainly put together a number for you to be a bit more specific.

Dr. Cloyd:

Well that is fine, that is reassuring. I wanted to make sure we were not right at that tipping point, and do we have some reserve there, and from what you are saying, it sounds like for the near term we are still ok.

Next we will have the report from the Academic Affairs and Student Life Committee.

Ambassador Ong:

Thank you Mr. Chairman. At our meeting yesterday afternoon we were joined by Provost Alutto and by Martha Garland, vice provost for Enrollment Services and dean of Undergraduate Education. Vice Provost Garland gave us a very interesting report on efforts to increase and improve enrollment as we go forward from this point. She began by pointing out that Ohio State in 1986 began concentrated efforts to try to improve the quality of its incoming freshmen after selective admissions were authorized by the assembly. That effort beginning about 1995 became considerably more aggressive, and has been successful. The average ACT score has increased from 22.8 in 1995 to 27.3 today. The percentage of the incoming class from the top ten percent and the top quarter of their high school graduating classes has increased by 21% for the top ten, and 46% for the top quarter in 1995 to in 2008 54% from the top ten percent, and 91% from the top twenty-five percent of those high school classes. During this period, enrollment statistics have focused on recruiting increasingly able freshman classes, and it has had a decided and beneficial impact on the University over that period.

In the coming decade, she pointed out, it will be necessary to continue to focus on Columbus campus freshman, but also attention needs to be given to the number of graduate students matriculating, regional campus students and to transfer students coming in from other institutions. In addition part of the effort on enrollment has to

include questions about program capacity and also program quality so that they continue to match the increasingly high profile of our students. There is emerging college specific and discipline specific issues which include very differentiated demand figures across our various colleges and departments which can often resolve in current instructional staffing patterns being increasingly misaligned with student demand, which places great pressure on those departments and colleges with the greatest demand.

Program quality, of course, has always been and continues to be very important. Today's better prepared students expect an academic product of higher quality than ever. Opportunities for curricular enhancement may be presented by a calendar conversion and by a closer budgetary integration of Arts and Sciences. Those are both things under consideration or under execution. Enrollment goals for our regional campuses, the vice provost said, is something that needs to be assessed. This is a new area of concentration. It will also be necessary to decide how aggressively the regional campuses should be used as feeders for the Columbus campus.

She also mentioned an issue dealing with transfer students. These students by and large come from community colleges of one kind or another, many from Columbus State, and they tend to be a little less well prepared academically than our Columbus campus incoming freshman, which can lead to instructional issues in classes. The committee suggested that attention be given to the entrance requirements for such students, and perhaps we could solve that problem or at least ameliorate it if we were a little more stringent, in terms of our entrance requirements.

Today's increased undergraduate academic challenge may call for shifting faculty investment from graduate to undergraduate teaching. One of the issues there is that it might be enhanced if we concluded that graduate student enrollment should be managed down somewhat. This would have to be done not on a universal basis, but rather on the basis of individual departments or individual Ph.D. programs. There is some feeling among the faculty that in certain areas we probably have paid more attention to the number of graduate students matriculated, as opposed to the quality of the scholarship and research being done by those graduate students. The committee was unanimous in reviewing the fact that with graduate education quality, should be the dominate consideration, and not numbers.

In planning enrollment strategies for the coming decade, Vice Provost Garland pointed out that economic access must also be kept in sight. She then reviewed some of the statistics regarding scholarships and regarding need for additional scholarship funding. I will not go into all of that, but simply to say that there is great concern about additional need based scholarships if we are to provide an Ohio State experience to every qualified student regardless of the family's economic circumstances.

The University has undertaken now, an affordability project. An examination of what it would cost to provide full tuition scholarships to a large segment of the undergraduate population to those who's families have an income of less than \$65 thousand a year. To do that for in-state students, if we were to enact that today, it would increase our scholarship funding requirements by \$9.1 million, and if

November 6 and 7, 2008 meeting, Board of Trustees

we then did the same thing with out-of-state students there would be an additional \$4.2 million on top of the \$9.1 million.

In addition to scholarships there are some ambitious programs in the enrollment plan for improving quality over the next three years. Using a combination of targeted recruitment strategies and expanded merit scholarships, the University hopes to increase the ACT score average to 28.5 from the current 27.3 that I mentioned earlier. They also aim to move from 22,000 applicants, which was the applicant pool from this year, to a pool of 25,000 next year, and 30,000 the year following that. Also while doing that, while increasing the application pool, also changing the mix and increasing the number of out-of-state students from the current 19% to 25%, 5% of the 25% being international students. Initial analysis suggest that if we do all of those things by the end of the third year, we will need on top of figures I have already mentioned, an additional \$20 million in scholarship funding.

Vice Provost Garland is about to appoint an ad hoc steering committee on enrollment management to continue to work on analysis of all of these issues. When she had completed her presentation there was a very lively discussion which went on for nearly an hour reacting to what she had laid before us, and I believe it is fair to say that, and I hope Provost Alutto would agree, that a number of interesting ideas and suggestions came forward from various members of the committee and I am sure will play a part in the future work of the ad hoc steering committee.

A question was raised by one member of the Committee during that discussion about what was happening in the scholarship area as a result of the recent financial economic difficulties that beset the country, and we were very pleased and impressed by the fact that she was able to present us with a memorandum that had been sent to the provost at the end of October assessing the impact of the current economic situation on scholarship recipients, and potential scholarship recipients, defining the potential challenges that could be posed by this, and then by undertaking a number of actions. I will not go into detail of those, but basically simply to say that the academic affairs office is very alert to this issue and has already made a number of moves to try to facilitate continued across the board scholarship support for needy students and for students who require merit support or who earn merit support, despite some difficulties with available funding, and in particular with private sector loan funding for students.

We then discussed briefly, I handed out to members of the committee, a suggested set of agendas for all our meetings between now and July of next calendar year, which I have prepared with the assistance of the provost. We asked members to get back to Joe or to me with recommendations for additions, or changes, whatever.

Finally the provost presented items on the approval of certain non-academic centers and various personnel actions.

Dr. Cloyd:

Thank you Ambassador Ong. Any questions or comments from the Board?

November 6 and 7, 2008 meeting, Board of Trustees

Mr. Marion:

I just want to make one comment, one point that I made in the Committee is that as we move forward with our enrollment strategies, we absolutely must consider the Chancellor and the Board of Regents' enrollment plans and their strategic plan. One of the other things we need to consider is the impact of our enrollment management strategies on not necessarily the diversity of just our University, but its reflection of the diversity of our own in-state students both economically and ethnically. I do commend Vice Provost Garland and others, including previous boards, for elevating the statue of our University through our comprehensive enrollment plans of the past, and our future ones, and also the very labor intensive full folder review they do for every incoming student at this University. It is not just an ACT or a GPA, they are actually looking at a wide variety of things, even reading the essays, and they get tens of thousands of applications, so I think that adds to the benefits of our incoming class.

Dr. Cloyd:

Ambassador, there were a number of important issues identified as you went through the report, and you mentioned this working group that has come in place. Do we have a projected time of when we would see some recommendations for dealing with the issues that you outlined?

Ambassador Ong:

I have given you an indication of some of the things that they have already decided upon, certain goals that they have set, but when this steering committee makes its recommendations, we probably will have additional discussion on this at the committee level. It is not clear when that will be, but sometime in 2009, sometime in the perusing calendar year.

Dr. Joseph A. Alutto:

I think that timeline is correct.

Dr. Cloyd:

Thank you. Any other questions or comments?

We will move to the Fiscal Affairs Committee report.

Ms. Davidson:

Thank you Mr. Chairman. Yesterday at our meeting we had the annual and quarterly financial report review, and I think we have talked a good deal about the financial situation here. It certainly came up in relationship to Mr. Shkurti's report. Obviously some of our performance goals are impacted by our decrease in our investment earnings. Other than that all of the other factors are good including what Mr. Brass reported as far as the Medical Center is concerned. Mr. Shkurti gave us an interesting report on what the funding status and the expenditure status was at the University level last time the country experienced the type of financial situation and economic problems we are facing right now, which goes back a

number of years. I think it set off a good discussion with committee members that we need to be prepared as we continue to face probably decreased revenues at the state level, I think were reported yesterday. We need to be ready to take any necessary steps that we have to control our expenditures. Mr. Shkurti is going to put together those recommendations for us, and bring us back the options we have to consider in the event that we do need to make those changes. We want to be very sensitive to that, and to be able to make those decisions if they need to be made in a very timely manner.

We had our annual efficiency report, which is a report we send to the Chancellor based upon their request that we reduce our expenditures in exchange for the additional funding that we received from the state, and are pleased to report that we more than exceeded the goal of \$94.2 million, mostly coming from collaborative purchasing agreements, and also from some savings on employee benefits. We had an update on the Lincoln Tower renovations. You may remember at the last meeting we decided not to move ahead with the final step for the construction authority of those renovations. It has been recommended that we continue this pause while we put together additional information to show what the impact will be of taking that move right now, what is the cost per bed going to be, so that we are going to pause in that final decision, but want to be sure that the Board realizes some factors that will result in that pause. One is that we will go back to the original date when those renovations were to be completed, which would be 2011 rather than 2010. We will not do any additional move outs from Lincoln Tower for offices that were going to be relocated to facilitate those renovations we will be in a holding pattern there that will save us some money. This will delay the beginning of the renovations of the south campus dorms, but we will also move ahead in getting what design work needs to be done for repairs that need to be made on deteriorating bridges and the lower level of Lincoln regardless of what decision we make in the future of moving ahead.

We had a very quick review, and I will not cover this much because Alan Brass has already covered it on our ambulatory care strategic plan. We had a report on the lease/purchase agreements that we have worked out in relationship to the existing building. We gave that authority for lease or purchase, we still have that option open for purchase up until February. If we find that we have the debt capacity to do that and additionally also what Mr. Brass reported on going ahead with a lease/purchase agreement to move our James Care Oncology Center into a site that will be developed for use on Gowdy Fields.

There is before you also some action to be taken on some design contracts which really all deal with infrastructure changes and needs that need to be made to accommodate the improvements and the expansion at the Medical Center. These have all been moved by our planners to be sure we are not taking any actions on these infrastructures that will force us to make some decisions we do not want to make as we look at our master planning, and Sasaki has agreed that it is not a problem to move ahead on this. There is one construction contract, and that is for the renovation of Jones Tower. Jones Tower is housing for our graduate and our professional students. It would be closed down for a year for renovations which are typical renovations on a building that was built, I believe, in 1969

November 6 and 7, 2008 meeting, Board of Trustees

that will deal with heating, air conditioning, electrical and some improvements of the other systems in there, and that is an \$8.4 million construction we are asked to authorize today.

Finally there are some amendments to our policies that you will notice on the consent agreement. One amendment to the policy really deals with the issue of how we have a review of what contracts we let out. Contracts that come to the Board for review. Right now there are certain contracts over a certain dollar level that come to us for review, and we are amending that to also include performance contracts which are new to the University, to be sure that we cover that. We also have an amendment that will deal with a plan that we have right now that Larry Lewellen explained to us. It is a tax benefit plan and the way we make payments for the retirement benefits to OPERS or STRS, but now we have some expanded retirement plans available to our faculty, and we are including them under IRS regulations.

We had a very good report that received a lot of discussion on the issue of our energy and green build policy, so that in the future the design and construction of our buildings on campus will need to take into consideration their energy efficiency, and I think we received some input from the Fiscal Affairs Committee members, from Ms. Bellini on the fact that the direction that they are going with their plan is the right direction we want to move. We want to move as closely as we can to get a silver LEED qualification for most of our buildings. It may not be possible on some of the medical buildings, but where we can move to that, that would be our goal. We think that is a responsibility of the University, obviously to be energy efficient, and I am pleased to report that on our review of quarterly projects for major capital improvement projects, they are all on time and on budget.

Thank you Mr. Chairman.

Dr. Cloyd:

Thank you very much. Are there any questions or comments?
Yes, Jason.

Mr. Marion:

Is there a Senate Bill or is there University policy that requires us, when we build new buildings to get LEED certification?

Ms. Davidson:

There is a provision, it is called House Bill 251 that has some requirements on us to prepare a plan and to submit it to the Chancellor, a 15 year plan that has some requirements, but we intend to exceed those requirements because we do think it is responsible. We think our students would expect us to do that, we think that it is just good policy for the University to move in that direction. The plan that we are preparing would exceed those requirements. They do not require, they are less than LEED requirements on the 251 requirements, Jason.

November 6 and 7, 2008 meeting, Board of Trustees

Mr. Marion:

One more comment of follow up. As we consider moving forward with some of our other capital plans, we as a University though do not have any policies requiring us to do LEED certification on our future buildings, I am not for sure, or if that is just a standard practice that we have because of our leadership and the consensus of our Board at the time.

Ms. Davidson:

I think the plan that has been submitted by Mr. Shkurti and Ms. Bellini has been submitted to the administration for their consideration and review before it is being submitted to the Chancellor. If we submit the plan as it is drafted, it would exceed the requirements that we have, and it would make us very close to the Silver LEED requirement, Jason, in our construction in the future. There will be certain buildings that are exempted from that because certain medical buildings cannot meet that requirement to be able to do that, but other buildings would be required to do that.

Mr. Marion:

Excellent, thank you very much.

Dr. Cloyd:

Any other questions or comments?

The Consent Agenda is now before the Trustees and I call on President Gee to present it to the Board.

--0--

CONSENT AGENDA

Dr. Gee:

Thank you very much Mr. Chairman. I have before you the Consent Agenda which is:

AMENDED AMENDMENTS TO THE BYLAWS OF THE BOARD OF TRUSTEES

Resolution No. 2009-36

Synopsis: Approval of the following amendments to the Bylaws of the Board of Trustees is proposed.

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

(A) unchanged.

(B) Election, term of office, and qualifications.

- (1) The officers of the board shall be elected at the February or April meeting of the board of trustees. All officers shall take office ~~immediately following at~~ the adjournment of the April meeting of the board at which they were elected, or

November 6 and 7, 2008 meeting, Board of Trustees

on April 1 if there is no April Board meeting, and shall hold their office through the following April meeting of the board of trustees and until their successors are elected and qualified.

(C) through (G) unchanged.

(H) Committees of the board.

(1) through (7) unchanged.

(8) Compensation and talent development committee. The compensation and talent development committee shall provide oversight and counsel to the president regarding matters related to the senior leadership of the university, as determined by the board and the president. Matters to be brought before the committee may include, but shall not be limited to: roles and responsibilities of senior leadership positions; position specifications and necessary qualifications; compensation strategy and comparative data; transition plans; and any other matter assigned to the committee by the board or the chair of the board. Notwithstanding paragraph (H)(9) of this rule, the chair of the board shall serve as chair of the committee and shall appoint up to three other trustees to serve on the committee. In addition to any other meetings the committee may have, the committee shall meet with the president at least twice each year.

~~(8)~~ 9) The chair and vice chair of each committee of the board shall be trustees. The chair of the board shall appoint the chair, vice chair, and other trustee members of each committee. The board or the chair of the board may designate guidelines regarding non-trustee members of committees. Student trustee committee members and non-trustees committee members shall be voting members of the committees on which they serve. In addition to the committees enumerated in this paragraph, the board or the chair of the board may establish ad hoc committees and appoint the members thereof.

Balance unchanged.

NOW THEREFORE

BE IT RESOLVED, That the above amendments are hereby adopted effective immediately.

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

Resolution No. 2009-37

Synopsis: Reappointment of four community members to the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute Board and appointment of an Interim Chair of the Board are proposed.

November 6 and 7, 2008 meeting, Board of Trustees

WHEREAS the Board of Trustees on September 1, 1993, approved the establishment of the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute Board; and

WHEREAS the James Cancer Hospital and Solve Research Institute Board includes six citizens from the general public who shall be appointed by the University Board of Trustees in consultation with the President; and

WHEREAS the following named individuals have been nominated for immediate reappointment to The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute Board for the terms as specified:

Galen Barnes - Community Member, effective May 14, 2008, through
May 13, 2009

Jonathon S. Eesley - Community Member, effective May 14, 2007,
through May 13, 2009

Edward G. Razek - Community Member, effective May 14, 2007,
through May 13, 2009

Robert B. Smith - Community Member, effective May 14, 2007,
through May 13, 2009

WHEREAS The James Cancer Hospital Board member Ellen Hardymon has been nominated to serve as Interim Chair of the James Cancer Hospital Board for a term from May 14, 2008, through May 13, 2009:

NOW THEREFORE

BE IT RESOLVED, That the foregoing nominees be reappointed as members of The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute Board for the terms as set forth above and that Ellen Hardymon be appointed as Interim Chair of the James Cancer Hospital Board for the term set out above.

UNIVERSITY HOSPITALS EAST BOARD APPOINTMENT

Resolution No. 2009-38

Synopsis: Approval of an appointment to the University Hospitals East Board is recommended.

WHEREAS in accordance with University Hospitals Board Bylaw (3335-104-01) 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:

NOW THEREFORE

BE IT RESOLVED, That the following individual be appointed as follows:

University Hospitals East Board

Jason H. Calhoun, effective 6/1/2008 through 5/31/2011 (1st Term)

November 6 and 7, 2008 meeting, Board of Trustees

APPROVAL OF NON-ACADEMIC "CENTER" STATUS

Resolution No. 2009-39

Synopsis: Approval of non-academic "center" status is proposed.

WHEREAS faculty Rule 3335-3-36 (A) specifies that: Use of 'center' or 'institute' in the names of proposed units of the university shall be limited to academic centers, unless approved by the Council on Academic Affairs; and

WHEREAS requests have been received from the College of Medicine, Colleges of Biological Sciences, Mathematical and Physical Sciences, Medicine, and Veterinary Medicine, for use of the term 'center' as follows:

College of Medicine
Center for Palliative Care
Center for Translational Research Computing

Colleges of Biological Sciences, Mathematical and Physical
Sciences, Medicine and Veterinary Medicine
Center for RNA Biology

WHEREAS subsequent use of the term "academic" center/institute will require that a formal proposal for academic center status will need to be submitted to the Council on Academic Affairs for full review for each of these units; and

WHEREAS the Council on Academic Affairs reviewed these requests at its meetings on August 18, 2008, and September 15, 2008, and had no objections:

NOW THEREFORE

BE IT RESOLVED, That the "Center for Palliative Care"; "Center for Translational Research Computing"; and the "Center for RNA Biology" are hereby approved, effective immediately.

HONORARY DEGREES

Resolution No. 2009-40

Synopsis: The awarding of honorary degrees is recommended for approval.

WHEREAS pursuant to paragraph (B)(4) of rule 3335-1-03 of the Administrative Code, the President, after consultation with the Steering Committee of the University Senate, recommends to the Board of Trustees the awarding of an honorary degree as listed below:

Ruth Bader Ginsburg Doctor of Laws

WHEREAS the Committee on Honorary Degrees and the University Senate, pursuant to rule 3335-5-488 of the Administrative Code, have approved for recommendation to the Board of Trustees the awarding of honorary degrees as listed below:

Albert A. Gore, Jr. Doctor of Public Service

Olafur R. Grimsson

Doctor of Public Service

NOW THEREFORE

BE IT RESOLVED, That the above honorary degrees be awarded in accordance with the recommendation at a time convenient to the University and the recipient.

**DEGREES AND CERTIFICATES – AUTUMN QUARTER
COMMENCEMENT**

Resolution No. 2009-41

Synopsis: Approval of Degrees and Certificates for Autumn Quarter is proposed.

WHEREAS pursuant to paragraph (E) of rule 3335-1-06 of the Administrative Code, the Board has authority for the issuance of degrees and certificates; and

WHEREAS the faculties of the colleges and schools shall transmit, in accordance with rule 3335-9-29 of the Administrative Code, for approval by the Board of Trustees, the names of persons who have completed degree and certificate requirements:

NOW THEREFORE

BE IT RESOLVED, That the degrees and certificates be conferred on December 14, 2008, to those persons who have completed the requirements for their respective degrees and certificates and are recommended by the colleges and schools, and that the names of those persons awarded degrees and certificates be included in the minutes of this meeting.

AMENDED PERSONNEL ACTIONS

Resolution No. 2009-42

BE IT RESOLVED, That the personnel actions as recorded in the Personnel Budget Records of the University since the September 19, 2008 meeting of the Board, including the following Appointments, Reappointment, Appointments/Reappointments of Chairpersons/Directors, Leaves of Absence with Salary, Professional Improvement Leaves, Professional Improvement Leaves – Change in Dates, Emeritus Titles, and salary rolls with promotion and tenure, as detailed in the University Budget, be approved.

Appointments

Name: JAVAUNE ADAMS-GASTON
Title: Vice President
Office: Student Life
Effective: January 5, 2009

November 6 and 7, 2008 meeting, Board of Trustees

Name: JOYCE B. BEATTY
Title: Senior Vice President for Outreach and Engagement
Effective: January 1, 2009

Name: MAURA L. GILLISON
Title: Professor (The Jeg Coughlin Chair in Childhood Cancer Developmental Therapeutics)
Center/Institute: Comprehensive Cancer Center/The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute
Effective: January 1, 2009, through December 31, 2012

Name: ALAN C. MICHAELS
Title: Dean
College: Law
Effective: November 1, 2008, through October 31, 2013

Name: BOBBY D. MOSER
Title: Executive Dean
College: Professional Colleges
Effective: October 1, 2008, through September 30, 2011

Name: THEODOROS N. TEKNOS
Title: Professor (The David E. Schuller, M.D. and Carole Schuller Chair in Otolaryngology)
College: Medicine
Effective: August 1, 2008, through July 31, 2012

Name: STEVEN WALT
Title: Professor (Frank E. and Virginia H. Bazler Designated Professorship in Business Law)
College: Law
Term: August 18, 2008, through July 30, 2012

Name: MARK D. WEWERS
Title: Professor (The John A. Prior Professorship)
College: Medicine
Effective: July 1, 2008, through June 30, 2012

Reappointment

Name: MARTHA M. GARLAND
Title: Vice Provost for Enrollment Services and Dean for Undergraduate Education
Office: Academic Affairs
Effective: September 1, 2008, through June 30, 2009.

Appointments/Reappointments of Chairpersons/Directors

L. EUGENE ARNOLD, Interim Director, Nisonger Center, effective September 1, 2008, through June 30, 2009.

MEYER J. BENZAKEIN, Chair, Department of Aerospace Engineering, effective July 1, 2008, through June 30, 2009.

TERRY S. ELTON, Interim Director, Davis Heart and Lung Research Institute, effective July 1, 2008.

November 6 and 7, 2008 meeting, Board of Trustees

M. RONALD GLASER, Director, Institute for Behavioral Medicine Research, effective July 1, 2007, through June 30, 2012.
RONALD L. HARTER, Interim Chair, Department of Anesthesiology, effective November 1, 2008.

CHRISTOPHER C. KAEDING, Interim Chair, Department of Orthopaedics, effective July 1, 2008, through December 31, 2008.

JAMES S. KING, Interim Chair, Department of Neuroscience, effective July 1, 2008, through June 30, 2009.

DOUGLAS D. MARTIN, Interim Chair, Department of Radiation Medicine, effective July 1, 2008.

JEFFREY D. PARVIN, Interim Chair, Department of Biomedical Informatics, effective September 1, 2008.

ANTHONY P. YOUNG, Director, Center for Molecular Neurobiology, effective July 7, 2007, through June 30, 2012.

Leave of Absence Without Salary

THERESA A. DELGADILLO, Assistant Professor, Department of Comparative Studies, effective Autumn Quarter 2008, Winter Quarter and Spring Quarter 2009, for personal reasons.

Professional Improvement Leaves

PAUL W. SCIULLI, Professor, Department of Anthropology, effective Autumn Quarter 2009 and Winter Quarter 2010.

KATHERINE M. BORLAND, Associate Professor, Department of Comparative Studies (Newark), effective Winter Quarter and Spring Quarter 2009.

ANDREA D. WOLFE, Associate Professor, Department of Evolution, Ecology, and Organismal Biology, effective Winter Quarter and Spring Quarter 2009.

KAREN H. WRUCK, Professor, Department of Finance, change from Leave of Absence, effective Winter Quarter, Spring Quarter and Autumn Quarter 2009.

Professional Improvement Leaves – Change in Dates

LAUREN J. KRIVO, Professor, Department of Sociology, change effective dates from Autumn Quarter 2008, Winter Quarter and Spring Quarter 2009 to Winter Quarter and Spring Quarter 2009.

TAMAR RUDAVSKY, Professor, Department of Philosophy, change effective dates from Autumn Quarter 2008 and Winter Quarter 2009 to Winter Quarter and Spring Quarter 2009.

Emeritus Titles

SEPPO A. KORPELA, Department of Mechanical Engineering with the title Professor Emeritus, effective November 1, 2008.

KENNETH R. LAFONTAINE, Ohio State University Extension with the title Assistant Professor Emeritus, effective December 1, 2008.

November 6 and 7, 2008 meeting, Board of Trustees

Tenure

COLLEGE OF MATHEMATICAL & PHYSICAL SCIENCES

Tenure [at the rank of Professor]

Leary, Ian, Mathematics, effective June 1, 2007

RESOLUTIONS IN MEMORIAM

Resolution No. 2009-43

L. Carlton Brown

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on September 9, 2008, of L. Carlton Brown, Professor Emeritus in the Department of Physics, College of Mathematical and Physical Sciences.

Professor Brown graduated in 1937 from Henderson State University with an A.B. degree in physics, and taught science in Pulaski County Schools from 1937-39. He then joined the Arkansas Highway Department of Highways as an assistant engineer from 1939-42. He worked as an engineering aide with U.S. Engineers until 1943, when he began serving with the U.S. Army Air Forces until 1946. This included service in the China-Burma-India Theater of WW II with flights out of Nagpur over "The Hump." Post-military service included two years with the Veteran's Administration and three years (1948-51) as an assistant engineer with the Arkansas Highway Department.

Carlton resumed formal study of physics at Florida State University in 1951, receiving his M.A degree in 1952 after research on angular shift of transmitted x-rays. He came to The Ohio State University as a research fellow in 1952 and received his Ph.D. degree in 1955 with research on the radiofrequency absorption spectra of crystalline solids.

Born in 1915, Professor Brown was the quintessential 20th-century physicist. Research efforts required being an electrician, an electronic expert in the days of thermionic vacuum tubes, and a plumber for cooling magnet coils, along with many other skills that Carlton possessed. He was a superb teacher at all levels and truly a mentor to his research family. Quality, not quantity, was high on his attributes as he worked with some 20 graduate students in nearly 30 years, directing research on electron spin resonance and nuclear magnetic resonance.

Unknown to many was his tremendous musicianship; for many decades he carried his union card as a professional musician when one had to do so to perform with a band. His forte was the saxophone. Carlton also collected maps from throughout the world.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Emeritus L. Carlton Brown 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.

November 6 and 7, 2008 meeting, Board of Trustees

J. F. Buckley

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on September 6, 2008, of J. F. Buckley, Associate Professor in the Department of English at the Mansfield campus.

Professor Buckley attended Kent State University and Bryant and Stratton Business Institute. He earned a Bachelor of Science degree in business and public relations in 1986 and a masters degree in English in 1988, both from the State University of New York at Fredonia. In 1993, he earned a Ph.D. degree in English from The Ohio State University.

In 1995 he moved to Mansfield, Ohio, to teach early and 19th-century American literature, literary theory and criticism, and film. He is the author of the book, *Desire, the Self, the Social Critic*, and articles on Herman Melville, Ernest Hemingway, Rebecca Harding Davis, Transcendentalism, and the pedagogy of teaching GLBT literature. At the time of his death, he was working on a book-length examination of 19th-century women authors of sentimental and domestic fiction.

In 2005 J. F. received The Ohio State University College of Humanities Diversity Enhancement Award, as well as an OSU Mid-Career/Senior Faculty Teaching Enhancement grant. He was very active in providing service to the Mansfield campus as a member of the Executive Committee for five years, as president of the faculty, and as chair of the Diversity Committee. In addition, he served on the Convocation Planning Committee, and for 13 years served as a referee for the campus' Writing Across the Curriculum program.

He was a member of a Teacher Inquiry Group on the Columbus campus, working with professors and graduate students in the School of Teaching and Learning, and with secondary school teachers in the Columbus area. He was respected by all and strongly encouraged his students to be passionate about life. Over the years, Dr. Buckley's students consistently praised his classes for being challenging and thought-provoking.

On behalf of the University community, the Board of Trustees expresses to the family of Professor J. F. Buckley 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.

Robert J. Lynn

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on August 15, 2008, of Robert J. Lynn, Professor Emeritus in The Michael E. Moritz College of Law.

After graduating from high school, Professor Lynn attended The Ohio State University and received a Bachelor of Science in Business Administration degree, majoring in accounting. He then served in WWII in the U.S. Army Air Corps, where he was a crew chief for a B-24 bomber. When the war was over, Bob took his GI bill to the University of Chicago to study law. However, graduate students were forced out of the university dorms and faced a housing shortage, and he returned

November 6 and 7, 2008 meeting, Board of Trustees

to Ohio State. While a law student in Columbus, he taught commercial law at the College of Commerce and Administration, but he already knew that he wanted to teach in a law school. After his graduation in 1948 from Ohio State, and taking the advice of some of his teachers, he went to Yale University where he received his doctorate in law in 1952.

Professor Lynn began teaching law at OSU in 1951, and was chosen Outstanding Professor four times during his career at the College of Law. He was the author of three books, and many articles that were published in some of the profession's most prestigious journals: Yale, Chicago, Stanford, Duke, and Pennsylvania, among others. His research and writing focused on trust and estate law. In that area, he was one of the country's experts. He was appointed to The John Deaver Drinko – Baker & Hostetler Chair in Law in 1987.

During his tenure at Ohio State, Professor Lynn served as a visiting professor at Yale, UCLA, and Illinois. He was a member of Beta Alpha Psi, Beta Gamma Sigma, the American Bar Association, and the Ohio State Bar Association.

Bob remained an important part of the College of Law community after his appointment as Professor Emeritus in 1989. In appreciation of Professor Lynn's outstanding contributions to legal education, his former student, Michael Moritz, established The Robert J. Lynn Chair in Law in 2001. Bob also continued to participate in College events and celebrations throughout his life, with the result that his wonderful spirit was well-known to faculty who joined the College many years after his retirement. Though his extraordinary presence and impact will endure at the Moritz College of Law, he will be missed greatly.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Emeritus Robert J. Lynn 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.

Robert J. Nordstrom

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on September 7, 2008, of Robert J. Nordstrom, Professor Emeritus in The Michael E. Moritz College of Law.

Professor Nordstrom was born (in 1924) and raised in Michigan. His education at Western Michigan University was interrupted by the Second World War, during which he served as a bombardier in a B-17. He earned his degree and Phi Beta Kappa key after the conclusion of the war, and went on to the University of Michigan law school, graduating second in his class and Order of the Coif in 1948. Along the way, he found time to play a few games of minor league baseball.

Bob practiced law in Providence, Rhode Island, until the autumn of 1951, when he joined the faculty of The Ohio State University College of Law. He quickly became one of its leaders. He was an extraordinary teacher – learned, exciting, and rigorous. He engaged his students and led them to ways of thinking that many report have been of particular service throughout their lives as practicing lawyers.

November 6 and 7, 2008 meeting, Board of Trustees

Professor Nordstrom was an original and productive scholar. He was the author of many law review articles; of pathbreaking teaching books on sales, secured transactions, and commercial paper (books which played a leading role in the introduction of the problem method of law teaching); and of a much referred to and frequently cited treatise on the American law of sales.

He was also a talented administrator, serving for several years as associate dean and briefly as acting dean of the College, and initiating a number of the policies that still obtain today. And he was a citizen of the broader University, serving on various University committees and chairing the Governing Committee of the Merston Center. Throughout his academic career he helped, in quiet and unheralded ways, countless students and colleagues surmount difficulties and achieve their potential.

In 1973, Bob began a second career as a partner in what is now the Porter, Wright, Morris, and Arthur law firm. He continued at the College of Law on a part-time basis until 1977, when he became a full-time practitioner. Like his academic career, Bob's practicing career was outstanding. He was a leader in Porter, Wright's practice and administration, counseling his clients and his partners in accordance with the highest intellectual and ethical standards. In 2002, the firm's Ohio State law alumni honored him by establishing The Robert J. Nordstrom Designated Professorship in Law.

On behalf of the University Community, The Board of Trustees expresses to the family of Professor Emeritus Robert J. Nordstrom 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.

Norman J. Uretsky

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on September 20, 2008, of Norman J. Uretsky, Professor Emeritus in the College of Pharmacy.

Professor Uretsky received a Bachelor of Science in Pharmacy degree from Columbia University and a Doctor of Philosophy degree in pharmacology from the University of Chicago. Professor Uretsky was a U.S. Public Health Service postdoctoral fellow in pharmacology at the University of Cambridge, United Kingdom, from 1968-70. He was an assistant professor in pharmacology and neuropathology at Harvard Medical School, Boston, from 1971-77.

Dr. Uretsky joined the College of Pharmacy at The Ohio State University in 1977 as associate professor of pharmacology. He taught pharmacology courses to pharmacy students and graduate students, and received numerous teaching awards during his career. He was the recipient of the annual Miriam R. Balshone Teaching Award from the College of Pharmacy in 1983, 1986, 1992, 1995, 1999, 2002, and 2003. He also received the 1997 Alumni Award for Distinguished Teaching from OSU. He is remembered by his students for his outstanding teaching skills and his devotion to pharmacology and pharmacy education.

November 6 and 7, 2008 meeting, Board of Trustees

Professor Uretsky's research and scholarship focused on neuropharmacology, neurotransmitters, and studies on the pharmacological actions of drugs of abuse. He published over 100 peer-reviewed research publications, served as major advisor to 14 Ph.D. students, and trained five postdoctoral fellows. His research activities were continuously supported by funds from the National Institutes of Health from 1971 through 2001. From 1978-97, he served on the editorial advisory board for the *Journal of Pharmacology and Experimental Therapeutics*.

Professor Uretsky was an active member of the University community and served on numerous College and University committees. He was valued for his commitment to service, his collegiality, his concern for others, and his effective quiet leadership. He served as chair of the Division of Pharmacology in the College of Pharmacy from 1995 to 2002. He retired in February 2004 with the title of Professor Emeritus. He continued to be involved in teaching pharmacology to pharmacy students on a part-time basis from 2004-06.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Emeritus Norman J. Uretsky 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.

Marguerite M. Warren

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on September 10, 2008, of Marguerite M. Warren, Assistant Professor Emeritus at the Ohio State University Extension.

Professor Warren was born in 1917 in Nallen, West Virginia. She received her Bachelor of Science degree in 1937 in home economics from Marshall University. She continued her education at the University of Cincinnati, Xavier University, Colorado State University, and the University of Arizona.

Marge began her Extension career in Hamilton County Ohio in 1961 as a county extension agent in home economics. She retired from this position with the title of Assistant Professor Emeritus in 1979.

Professor Warren's contributions in providing Extension educational programs during her career proved that she was truly dedicated to her career in Extension. She worked with many local committees and agencies to provide leadership for the numerous home economics programs in the Cincinnati area, including the Expanded Food and Nutrition Education Program for low-income and poverty-stricken clientele. She conducted Food Safety Forum Workshops, and worked with the Metropolitan Home and Family Life Program.

She also participated in statewide workshops for home economics and kept abreast of current subject matter in this field. She was a member of the Ohio Cooperative Extension Agents' Association, the Ohio Home Economics Association, the American Home Economics Association, and the National Association of Extension Home Economists.

November 6 and 7, 2008 meeting, Board of Trustees

A phrase that was repeated often about Marge was "her greatest attribute was that of unselfishness." She was always giving to others and wanting to make their lives better.

On behalf of the University community, the Board of Trustees expresses to the family of Assistant Professor Emeritus Marguerite M. Warren 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 her family as an expression of the Board's heartfelt sympathy.

UNIVERSITY DEVELOPMENT REPORT

Resolution No. 2009-44

Synopsis: The University Development Report for the First Quarter of Fiscal Year 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 eighteen (18) new named endowed funds and the revision of five (5) 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 the First Quarter of Fiscal Year 2009 be approved.

(See Appendix XVI for background information, page 463.)

THE OHIO STATE UNIVERSITY DEVELOPMENT FUND

	<u>Total Gifts</u>
<u>Establishment of Named Endowed Funds</u>	
The Nikki Meifert Memorial Fund (Established with gifts from the Ed and Rhonda Meifert family, the Ohio Department of Natural Resources, and the family and friends of Peggy Park; used to support an undergraduate student Enrolled in the School of Environment and Natural Resources who has been selected as a participant in the Terrestrial Wildlife Ecology Laboratory Professional Internship Program)	\$50,133.00
The College of Education and Human Ecology Alumni Executive Council Endowed Scholarship Fund (Established with gifts from alumni of the College of Education and Human Ecology who majored in a human ecology field; used to provide	\$30,736.00

November 6 and 7, 2008 meeting, Board of Trustees

scholarship support to junior or senior undergraduate students who are enrolled in the College of Education and Human Ecology majoring in a human ecology field) (grandfathered)

Change in Description of Named Endowed Fund

The R.T. and J.P. Ramsay Scholarship Fund

THE OHIO STATE UNIVERSITY FOUNDATION

Total
Gifts

Change from Named Endowed Chair to Named Endowed Professorship

From: The Stefanie Spielman Chair in Breast Imaging
To: The Stefanie Spielman Professorship in Breast Cancer Research

Establishment of Named Endowed Funds

The Maternal and Fetal Health Education and Research Fund \$810,699.00

(Established with gifts from community leaders and other advocates of the Division of Maternal and Fetal Health; used to support perinatal research, education, and training in the Division of Maternal and Fetal Health in the Department of Obstetrics and Gynecology)

The Alexis A. Jacobs Athletic Scholarship Fund \$660,150.09

(Established with gifts from Alexis A. Jacobs; used to Supplement the grant-in-aid scholarship costs of a female intercollegiate student-athlete who is a member of a varsity team)

The John B. and Jane T. McCoy Chair Fund in Cancer Research \$600,000.00

(Established with gifts from John B. McCoy and Jane T. McCoy; used to provide a chair position supporting cancer research with a preference for lymphoma research)

The Elmer D. and Katherine Mayer Hummer and Karen Jeanne Hummer Memorial Scholarship Fund \$100,000.00

(Established with a gift from the Elmer and Katherine Hummer Trust in memory of Elmer D. and Katherine "Kitty" Hummer and their daughter Karen Jeanne Hummer; used to provide need-based scholarships to worthy undergraduate students majoring in engineering)

The 2006 Varsity "O" Men's President Athletic Scholarship Fund \$60,100.00

(Established with gifts from The Ohio State University Varsity "O" Men's Alumni Association; used to supplement the grant-in-aid scholarship costs of a male intercollegiate student-athlete who is a member of a varsity team)

November 6 and 7, 2008 meeting, Board of Trustees

The Robert S. and Katheryn J. Green Scholarship Fund in Welding Engineering and Architecture (Established with a gift from Robert S. Green; used to equally support scholarships for undergraduate students majoring in welding engineering and architecture)	\$50,000.00
The Eleanor Searle Whitney McCollum Endowed Voice Scholarship Fund (Established with gifts from the Eleanor Searle Whitney McCollum Foundation; used to provide a scholarship for a student majoring in voice in the School of Music who displays promise)	\$50,000.00
The Joel D. Newman Vice President's Excellence Fund for Food, Agricultural, and Environmental Sciences (Established with a gift from the estate of Joel D. Newman; used to support emerging priorities in the College of Food, Agricultural, and Environmental Sciences, preferably programs and activities that directly impact the educational experience of the students)	\$50,000.00
Steven and Carol Springer Scholarship Endowment Fund (Established with gifts from Steven and Carol Springer; used to provide need-based undergraduate scholarships) (grandfathered)	\$35,000.00
The Eric and Lela Marcus Scholarship Fund (Established with gifts from Eric G. Marcus and Lela Marcus; Used to provide scholarships to incoming first-year undergraduate students from Greene County, Ohio as recommended by the Greene County Alumni Club) (grandfathered)	\$33,251.10
Kenneth "K. O." Stanley Field Travel Endowment Fund in Geology (Established with gifts from Judith Stanley and matching gifts from the Exxon Mobil Foundation in memory of Judith's husband Kenneth O. Stanley; used for expenses for a non-traditional trip that represents an exceptional field learning opportunity for students and faculty) (grandfathered)	\$31,450.00
Susan C. Jones Urban Entomology Fund (Established with gifts from Susan C. Jones, friends, family, students, and members of the pest control industry; used to support students, staff, and faculty involved in OSU Extension and research pertaining to household and structural insect pests) (grandfathered)	\$28,000.00
The Paul and Marnette Perry Lecture Series Fund in Political Science (Established with gifts from Paul and Marnette Perry; used to provide honoraria and travel expenses for lecturers in political science whose topic is related to current world politics) (grandfathered)	\$28,000.00
Kathryn Orsborn Kline Music Education Endowment Fund	\$26,000.00

November 6 and 7, 2008 meeting, Board of Trustees

internship, the annual distribution shall be used to award a stipend for an undergraduate student enrolled in the SENR who has been selected as a participant in the Terrestrial Wildlife Ecology Laboratory Professional Internship Program.

Internship candidates will be interviewed by a committee comprised of SENR wildlife faculty and professional staff of the Ohio Division of Wildlife. The successful applicant(s) should have demonstrated leadership potential through student organizations or professional activities, and a clearly expressed goal of becoming a professional in wildlife conservation, natural resource management, or environmental stewardship. The committee's recommendation will be forwarded for approval by the vice president for Agricultural Administration and executive dean for Food, Agricultural, and Environmental Sciences and the director of the SENR.

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 University's Board of Trustees. In making this alternate designation, the Board 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 and the director of the SENR.

Amount Establishing Endowment: \$50,133.00

The College of Education and Human Ecology
Alumni Executive Council Endowed Scholarship Fund

The College of Education and Human Ecology Alumni Executive Council Endowed Scholarship Fund was established November 7, 2008, by the Board of Trustees of The Ohio State University with gifts from alumni of the College of Education and Human Ecology who majored in a human ecology field.

The annual distribution from this fund shall provide scholarship support to students who are enrolled in the College of Education and Human Ecology majoring in a human ecology field with preference given to students of junior or senior status. Recipients shall be selected by the dean of the College of Education and Human Ecology 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.

November 6 and 7, 2008 meeting, Board of Trustees

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should 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 University's Board of Trustees. In making this alternate designation, the Board shall seek advice from a representative of the donors, should one be available, and from the dean of the College of Education and Human Ecology.

Amount Establishing Endowment: \$30,736.00

Change in Description of Named Endowed Fund

The R. T. and J. P. Ramsay Scholarship Fund

The R. T. and J. P. Ramsay Scholarship Fund was established February 5, 1999, by the Board of Trustees of The Ohio State University with gifts to The Ohio State University Development Fund from Roland T. Ramsay (B.S. Arts and Sciences 1961, M.A. Education 1966) and Jodie Price Ramsay (M.A. Education 1967) of Pittsburgh, Pennsylvania. The description was revised November 7, 2008.

The annual distribution from this fund shall provide scholarships to undergraduate students majoring in the sciences, with preferred major areas of study specified by the donor in a letter of instruction to the Office of Student Financial Aid. Eligible candidates shall be Ohio residents. Selection shall be based on both financial need and academic merit, from among students ranking in the top 25 percent of their high school classes, and attaining national test scores equal to those required of University Scholars. The scholarship fund shall be administered by the Office of Student Financial Aid and is renewable upon evidence of satisfactory progress toward a degree.

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 should 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.

November 6 and 7, 2008 meeting, Board of Trustees

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 Boards shall seek advice from the donors, should they be alive, and from the associate provost for Honors and Scholars in the Office of Academic Affairs, the president of the University Foundation, and the director of Student Financial Aid.

THE OHIO STATE UNIVERSITY FOUNDATION

Change from Named Endowed Chair to Named Endowed Professorship

The Stefanie Spielman Professorship in Breast Cancer Research

The Stefanie Spielman Chair in Breast Imaging was established June 2, 2006, by the Board of Trustees of The Ohio State University through support from The Stefanie Spielman Fund for Breast Cancer Research. The name and description were revised November 7, 2008.

The annual distribution from this fund shall be used for a professorship to support a distinguished faculty member in breast cancer research at the Comprehensive Cancer Center (CCC) - The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute (The James) at The Ohio State University. The professorship 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, director of the CCC, dean of the College of Medicine, and the senior vice president for Health Sciences. The activities of the professorship holder shall be reviewed no less than every four years by the dean to determine compliance with the intent of the donor as well as the academic and research standards of the University.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should 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 or director of the CCC.

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 a representative of the donors and from the chief executive officer of The James and the director of the CCC in

November 6 and 7, 2008 meeting, Board of Trustees

consultation with the dean of the College of Medicine and the senior vice president for Health Sciences.

Establishment of Named Endowed Funds

The Maternal and Fetal Health Education and Research Fund

The Maternal and Fetal Health Education and Research Fund was established November 7, 2008, 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 community leaders and other advocates of the Division of Maternal and Fetal Health in recognition of excellence in this specialty at The Ohio State University Medical Center.

The annual distribution shall support perinatal research, education, and training in the Division of Maternal and Fetal Health in the Department of Obstetrics and Gynecology with a preference for special initiatives that further advance excellence and innovation in the specialty. If in the future a chair position is created in the Division and a chair holder is appointed, the annual distribution shall support the academic and research activities of the chair holder. Allocation of funds shall be approved by the director of the Division and the chairperson of the Department in consultation with the dean in the College of Medicine and with the senior vice president for Health Sciences.

In the event the principal balance reaches \$1,500,000 and a chair position in the Division of Maternal and Fetal Health has not been established, the fund may be revised to create a chair in the Division. The annual distribution shall support a distinguished physician and researcher who will promote outstanding perinatal research and enhance academic excellence and teaching programs within the Department of Obstetrics and Gynecology in the College of Medicine. The position shall be held by a nationally eminent physician faculty member and shall be appointed by the Board of Trustees of The Ohio State University as recommended by the chairperson of the Department and approved by the senior vice president for Health Sciences and the dean of the College of Medicine. The activities of the endowed chair holder shall be reviewed no less than every four years by the dean to determine compliance with the intent of the donors as well as the academic and research standards of the University.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should 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 or chairperson.

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

November 6 and 7, 2008 meeting, Board of Trustees

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 donors, and from the director of the Division of Maternal and Fetal Health in consultation with the chairperson of the Department of Obstetrics and Gynecology, dean of the College of Medicine, and the senior vice president for Health Sciences.

Amount Establishing Endowment: \$810,699.00

The Alexis A. Jacobs Athletic Scholarship Fund

The Alexis A. Jacobs Athletic Scholarship Fund was established November 7, 2008, 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 Alexis A. Jacobs of Gahanna, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of a female intercollegiate student-athlete who is a member of a varsity 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 used for its intended purpose, the unused portion should 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 she be alive, and from the director of Athletics.

Amount Establishing Endowment: \$660,150.09

The John B. and Jane T. McCoy Chair Fund in Cancer Research

The John B. and Jane T. McCoy Chair Fund in Cancer Research was established November 7, 2008, 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

November 6 and 7, 2008 meeting, Board of Trustees

from John B. McCoy (D.B.A. honorary 1993) and Jane T. McCoy of Columbus, Ohio.

The annual distribution from this fund shall be reinvested in the endowment principal until the principal reaches the level of \$1,500,000. The annual distribution shall be used for a chair position supporting cancer research with a preference for lymphoma research at the Comprehensive Cancer Center – The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute at The Ohio State University. The appointment shall be made as recommended by the senior executive director of The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute, the director of the Comprehensive Cancer Center, and by the senior vice president for Health Sciences and the dean of the College of Medicine. The activities of the chair holder shall be reviewed no less than every four years by the dean to determine compliance with the intent of the donors as well as the academic and research standards of the University.

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 this fund should benefit the University in perpetuity. 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 senior executive director of The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute, the director of the Comprehensive Cancer Center and by the senior vice president for Health Sciences and the dean of the College of Medicine. 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: \$600,000.00

The Elmer D. and Katherine Mayer Hummer and Karen Jeanne Hummer Memorial Scholarship Fund

The Elmer D. and Katherine Mayer Hummer and Karen Jeanne Hummer Memorial Scholarship Fund was established November 7, 2008, 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 the Elmer and Katherine Hummer Trust in memory of Elmer D. (B.Eng.Min. 1936) and Katherine "Kitty" Hummer of Columbia, Missouri, and their daughter Karen Jeanne Hummer (B.A. 1961).

The annual distribution from this fund shall be used to provide one or more need-based scholarships to worthy undergraduate students majoring in engineering who have completed their sophomore year and have a grade point average (GPA) of 3.2 or higher. Recipients may be supported for no more than two years. Juniors selected for the scholarship will be assured renewal if the GPA criteria is met and they are making sufficient progress towards graduation.

November 6 and 7, 2008 meeting, Board of Trustees

The dean of the College Engineering or his/her designee 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 should 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 dean of the College of Engineering.

Amount Establishing Endowment: \$100,000.00

The 2006 Varsity "O" Men's President Athletic Scholarship Fund

The 2006 Varsity "O" Men's President Athletic Scholarship Fund was established November 7, 2008, 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 gifts from The Ohio State University Varsity "O" Men's Alumni Association from Columbus, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of a male intercollegiate scholar-athlete who is a member of a varsity team and pursuing an undergraduate degree at The Ohio State University.

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

November 6 and 7, 2008 meeting, Board of Trustees

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, should one be available, and the director of Athletics.

Amount Establishing Endowment: \$60,100.00

Total Commitment: \$100,000.00

The Robert S. and Katheryn J. Green Scholarship Fund
in Welding Engineering and Architecture

The Robert S. and Katheryn J. Green Scholarship Fund in Welding Engineering and Architecture was established November 7, 2008, 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 Robert S. Green, Professor Emeritus in the Austin E. Knowlton School of Architecture and retired professor of welding engineering and civil engineering.

Half of the annual distribution shall provide scholarships for undergraduate students majoring in welding engineering. Selection of these recipients will be done by the chairperson of the Department of Industrial, Welding, and Systems Engineering. The remaining half of the annual distribution shall provide scholarships for undergraduate students majoring in architecture. Selection of these recipients shall be made by the director of the Knowlton School of Architecture. Scholarships shall be awarded in conjunction with the dean of the College of Engineering and in cooperation 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 purposes, the distribution 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.

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 or his daughter, should they be alive, and from the dean of the College of Engineering.

Amount Establishing Endowment: \$50,000.00

November 6 and 7, 2008 meeting, Board of Trustees

The Eleanor Searle Whitney McCollum Endowed Voice
Scholarship Fund

The Eleanor Searle Whitney McCollum Endowed Voice Scholarship Fund was established November 7, 2008, 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 Eleanor Searle Whitney McCollum Foundation.

The annual distribution from this fund shall provide one annual scholarship for a student majoring in voice in the School of Music in the College of the Arts with preference given to students displaying promise over financial need. The scholarship may be renewed for up to four years as long as the recipient maintains a 3.0 or higher grade point average. Special consideration shall be given to students who identify themselves as being from the following areas of Ohio: first preference - the city of Plymouth, second preference - rural Richland and/or Huron counties, third preference - the city of Mansfield, fourth preference - southern counties of the state. Scholarship recipients shall be selected by the director of the School of Music 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 should 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 dean of the College of the Arts in consultation with the director of the School of Music.

Amount Establishing Endowment: \$50,000.00

Total Commitment: \$100,000.00

The Joel D. Newman Vice President's Excellence Fund
for Food, Agricultural, and Environmental Sciences

The Joel D. Newman Vice President's Excellence Fund for Food, Agricultural, and Environmental Sciences was established November 7, 2008, 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 the estate of Joel D. Newman (B.S.Agr. 1958) of Burlington, Kentucky.

The annual distribution from this endowed fund shall be used at the discretion of the vice president for Agricultural Administration and executive dean for Food, Agricultural, and Environmental Sciences to

November 6 and 7, 2008 meeting, Board of Trustees

support emerging priorities of the College of Food, Agricultural, and Environmental Sciences with preference given to programs and activities that directly impact the educational experience of the students.

In any given year that the endowment distribution is not fully used for its intended purposes, the unused portion should 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 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 Board of Trustees. In making this alternate designation, the Boards shall seek advice from the vice president for Agricultural Administration and executive dean for Food, Agricultural, and Environmental Sciences.

Amount Establishing Endowment: \$50,000.00

Steven and Carol Springer Scholarship Endowment Fund

The Steven and Carol Springer Scholarship Endowment Fund was established November 7, 2008, 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 Steven (B.S.Bus.Adm. 1972) and Carol (B.S.Ed. 1972) Springer.

The annual distribution from this fund shall be used to provide no more than two need-based, undergraduate scholarships to students who graduated from high schools in Cambridge, Ohio. If no candidates meet this criteria, preference shall be given to students who graduated from high schools in Guernsey County, Ohio. If no candidates are available from Guernsey County, Ohio, the scholarships shall be awarded to students who graduated from any high school in southeastern Ohio. It is the donors' preference that the scholarships are divided equally between the recipients. Scholarships may be used toward one-half the cost of the following: tuition, room and board, and miscellaneous educational expenses.

The scholarship shall be distributed equally over the three quarters of the academic school year and is renewable up to twelve quarters or until completion of a baccalaureate degree, whichever comes first.

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

November 6 and 7, 2008 meeting, Board of Trustees

This scholarship fund will be administered by the Office of Student Financial Aid.

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 this fund should benefit the University in perpetuity. 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 Foundation's Board of Directors and the University's Board of Trustees as recommended by the director of the Office of Student Financial Aid. Any such alternate distributions shall be made in a manner as nearly aligned with the original intent of the donors as good conscience and need dictate.

Amount Establishing Endowment: \$35,000.00 (grandfathered)

The Eric and Lela Marcus Scholarship Fund

The Eric and Lela Marcus Scholarship Fund was established November 7, 2008, 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. Eric G. Marcus (B.S. Biological Sciences 1973) and Mrs. Lela Marcus of Beavercreek, Ohio.

The annual distribution from the fund shall be used to provide scholarships to incoming first-year undergraduate students from Greene County, Ohio. Qualified scholarship candidates will be recommended to the Office of Student Financial Aid by the Greene County Alumni Club. Should the Greene County Alumni Club become defunct or cease to exist, the scholarship will be awarded solely at the discretion of 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. The Office of Student Financial Aid will administer this scholarship fund in consultation with the Greene County Alumni Club.

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

November 6 and 7, 2008 meeting, Board of Trustees

shall seek advice from the donors, should they be alive, and from the vice provost for Enrollment Services and dean for Undergraduate Education.

Amount Establishing Endowment: \$33,251.10 (grandfathered)

Kenneth "K. O." Stanley Field Travel Endowment Fund in Geology

The Kenneth "K. O." Stanley Field Travel Endowment Fund in Geology was established November 7, 2008, 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 Judith Stanley and matching gifts from the Exxon Mobil Foundation in memory of Judith's husband Kenneth O. Stanley, whose love of geology remained a driving force throughout his career.

The annual distribution from this fund shall be used for expenses for a non-traditional trip that represents an exceptional field learning opportunity for students and faculty. Expenses may include but are not limited to travel, lodging, and equipment at the discretion of the director of the School of Earth Sciences.

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 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 Judith Stanley, should she be alive, and from the dean of the College of Mathematical and Physical Sciences in consultation with the director of the School of Earth Sciences.

Amount Establishing Endowment: \$31,450.00 (grandfathered)

Susan C. Jones Urban Entomology Fund

The Susan C. Jones Urban Entomology Fund was established November 7, 2008, 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 Susan C. Jones, friends, family, students, and members of the pest control industry.

The annual distribution from this fund shall be used to support students, staff, and faculty involved in OSU Extension and research pertaining to household and structural insect pests. Expenditures shall be approved by the vice president for Agricultural Administration and executive dean for Food, Agricultural, and Environmental Sciences in

November 6 and 7, 2008 meeting, Board of Trustees

consultation with the director of OSU Extension and the chairperson of the Department of Entomology.

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 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 Susan C. Jones, should she be alive, and the vice president for Agricultural Administration and executive dean for Food, Agricultural, and Environmental Sciences in consultation with the director of OSU Extension and the chairperson of the Department of Entomology.

Amount Establishing Endowment: \$28,000.00 (grandfathered)

The Paul and Marnette Perry Lecture Series Fund in Political Science

The Paul and Marnette Perry Lecture Series Fund in Political Science was established November 7, 2008, 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 Paul (B.A. 1973, J.D. 1976) and Marnette Perry who reside in Cincinnati, Ohio.

The annual distribution from this fund shall provide honorarium and travel expenses for a lecturer(s) in political science whose topic is related to current world politics. Expenses shall be approved by the dean of the College of Social and Behavioral Sciences in consultation with the chairperson of the Department of Political Science.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should 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 chairperson of the Department of Political 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.

November 6 and 7, 2008 meeting, Board of Trustees

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 Social and Behavioral Sciences.

Amount Establishing Endowment: \$28,000.00 (grandfathered)

Kathryn Orsborn Kline Music Education Endowment Fund

The Kathryn Orsborn Kline Music Education Endowment Fund was established November 7, 2008, 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 Benjamin Kline (B.A. 1963).

The annual distribution from this fund shall provide one scholarship annually to a first-year student who graduated from a public high school in Morrow County, Ohio, with a grade point average of 2.5 or higher, and who demonstrates financial need. Candidates must be enrolled in the School of Music and plan on majoring in music education or music performance. The director of the School of Music 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 should 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 the School of Music.

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's designee (R. Edward Kline, Linda Kline Gordon, or Judge Robert H. Hoover), if possible, and the dean of the College of the Arts in consultation with the director of the School of Music.

November 6 and 7, 2008 meeting, Board of Trustees

Amount Establishing Endowment: \$26,000.00 (grandfathered)

The Irwin and Jane Spector Memorial Endowment Fund

The Irwin and Jane Spector Memorial Endowment Fund was established November 7, 2008, 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 Jane Spector.

The annual distribution from this fund shall support the Dalcroze Research Center in the Lawrence and Lee Theatre Research Institute at The Ohio State University. Expenditures shall be approved by the director of the University Libraries.

If the Dalcroze Research Center should cease to exist, the annual distribution shall be directed to the School of Music in the College of the Arts. The director of the School of Music shall determine an appropriate use of the fund in consultation with the donor and/or the donor's designee, Alan Spector, if living.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should 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 the University Libraries or the director of the School of Music.

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 and/or the donor's designee, Alan Spector, if living, as well as the director of the University Libraries or the director of the School of Music.

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

The Frank W. and Nancy T. Stroebel Pediatric and Neonatology
Education Fund

The Frank W. and Nancy T. Stroebel Pediatric and Neonatology Education Fund was established November 7, 2008, 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 Dr. Frank Stroebel (B.S. 1954, M.D. 1958) and Nancy Stroebel (Cert.Grad.Dent.Hyg. 1954, B.S.Ed. 1955) of Worthington, Ohio.

November 6 and 7, 2008 meeting, Board of Trustees

The annual distribution from this fund shall be used to support stipends for medical students interested in doing clinical research in the specialties of pediatrics and neonatology. Allocation of funds shall be approved by the chief executive officer of the OSU Health System 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 should 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 CEO of the OSU Health System and the senior vice president for Health 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 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 CEO of the OSU Health System in consultation with the senior vice president for Health Sciences.

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

Change in Description of Named Endowed Funds

The Colonel Bernard E. and Mrs. Mary R. McDaniel Scholarship Fund

The Colonel Bernard E. and Mrs. Mary R. McDaniel Scholarship Fund was established April 6, 2007, 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 Colonel Bernard E. McDaniel (The Ohio State University - B.A. Political Science 1967; The American University of Washington, D.C. – M.A. School of International Service 1980) and Mrs. Mary R. McDaniel (The College of Notre Dame of Maryland – B.A. English 1970). Colonel and Mrs. McDaniel reside in Round Hill, Virginia. The description was revised July 11, 2008, and was revised again November 7, 2008.

The annual distribution from this fund shall provide a renewable scholarship for an incoming first-year undergraduate student with the highest academic ability (a combination of high school rank and national standardized test scores) and the highest financial need who is enrolled at the Columbus campus. Students must be enrolled on a full-time basis (considered by the University to be a minimum of 12 quarter hours per term or eight semesters in the event the University changes its system) and participate in the University's work-study program or be gainfully employed by an off-campus employer at a minimum of 12 hours a week (verified quarterly by the Office of

November 6 and 7, 2008 meeting, Board of Trustees

Undergraduate Admissions and First Year Experience). It is the donors' desire that the scholarship be awarded with special consideration given to first-generation college students. It is also the donors' preference that eligible students demonstrate strong leadership qualities, outstanding moral character, integrity, and public service.

Furthermore, students must have graduated from a Perry County, Ohio, public high school with preference given to students from Miller High School in Hemlock, Ohio, and Sheridan High School in Somerset, Ohio, in this order. Students must have been enrolled in the Perry County high school for at least two consecutive years prior to graduation.

If there are no qualified applicants from Perry County, Ohio, it is the donors' desire that the scholarship be given to qualified students who graduated from one of two high schools in the Columbus Public Schools of Franklin County, Ohio, in the following order of priority: Northland High School and East High School. Students must have been enrolled in either school for at least two consecutive years prior to graduation and meet the same requirements as specified above for Perry County, Ohio, applicants.

Students must complete a nationally approved needs analysis document annually, such as the Free Application for Federal Student Aid (FAFSA), and must apply in time to meet application deadlines for any federal or state aid for which they are eligible before being considered for The Colonel Bernard E. and Mrs. Mary R. McDaniel Scholarship. The scholarship shall be distributed equally over three quarters of the academic school year (or two semesters in the event the University changes its system) for expenses such as the cost of tuition, room and board, books and supplies, and miscellaneous educational expenses above the recipient's federal, state, and additional grant and financial aid awards. The scholarship is renewable up to 12 quarters (or eight semesters in the event the University changes its system) or until completion of a baccalaureate degree, whichever comes first, as long as the recipient demonstrates financial need, participates in the work-study program, or is gainfully employed by an external employer for a minimum of 12 hours a week (verified quarterly by the Office of Undergraduate Admissions and First Year Experience), and maintains a minimum of a cumulative 3.0 grade point average annually. Any unused annual distribution shall be reinvested to the endowment principal.

This scholarship fund will be administered by the Office of Student Financial Aid in consultation with Colonel Bernard E. and Mrs. Mary R. McDaniel or their designee. The final scholarship awardees will be determined by 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.

Upon the realization of an additional planned gift, the fund shall be renamed The Colonel Bernard E. and Mrs. Mary R. McDaniel Land Grant Opportunity Scholarship Fund and be revised to provide additional Land Grant Opportunity Scholarships for Perry County, Ohio, and Franklin County, Ohio, students in accordance with the scholarship criteria listed above. The Colonel Bernard E. and Mrs.

November 6 and 7, 2008 meeting, Board of Trustees

Mary R. McDaniel Land Grant Opportunity Scholarships will be in addition to the Land Grant Opportunity Scholarships provided by The Ohio State University to students of Perry County, Ohio, and Franklin County, Ohio.

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 donors' desire that this endowment benefit the University in perpetuity. Should unforeseen circumstances arise so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the donors as noted in the endowment 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 or their designee and from the vice provost for Enrollment Services and dean for Undergraduate Education.

The Howard and Sally Seeds Scholarship Fund

The Howard and Sally Seeds Scholarship Fund was established June 6, 1997, 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 Howard and Sally Seeds of Boardman, Ohio, and Sarasota, Florida. The description was revised November 7, 2008.

The annual distribution from this fund shall provide one renewable scholarship for an undergraduate student who is attending the main campus, who demonstrates financial need and academic success, and who graduated from Boardman High School in Boardman, Ohio. The scholarship shall be used for expenses such as the cost of tuition, room & board, books & supplies, and miscellaneous educational expenses. Scholarship recipients shall be selected by 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 should 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

November 6 and 7, 2008 meeting, Board of Trustees

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 the vice provost for Enrollment Services and dean for Undergraduate Education.

Change in Name and Description of Named Endowed Fund

The Edwin L. and Mary Jane Overmyer Leadership Fund

The Edwin L. and Mary Jane Overmyer Scholarship Fund was established September 23, 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 a gift from Edwin L. (B.S.Agr. 1961) and Mary Jane Overmyer, of Columbus, Ohio. The description was revised November 2, 2007. The name and description were revised November 7, 2008.

The annual distribution from this fund shall provide scholarship support to undergraduate students in The Max M. Fisher College of Business who demonstrate outstanding leadership skills. Academic performance, while considered, is not the primary criterion upon which the scholarship is based. It is the donors' intent that the student has clearly demonstrated leadership while being a student at The Ohio State University. Scholarship recipients shall be selected by the dean of the Fisher College of Business 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 should 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.

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.

**AMENDMENT TO THE POLICY REGARDING BOARD OF
TRUSTEES REVIEW AND APPROVAL OF FACILITIES
IMPROVEMENT PROJECTS AND REAL
ESTATE TRANSACTIONS**

Resolution No. 2009-45

November 6 and 7, 2008 meeting, Board of Trustees

SYNOPSIS: Amendment to the Policy Regarding Board of Trustees Review and Approval of Facilities Improvement Projects and Real Estate Transactions adopted by the Board of Trustees at the February, 2008 Board of Trustees meeting is proposed.

WHEREAS the Board of Trustees of The Ohio State University has a fiduciary responsibility with respect to the stewardship of University resources and the development of University property and facilities to meet the academic needs of the University; and

WHEREAS except as provided by the Board of Trustees, the Board retains sole authority with respect to University facilities improvement projects and real estate transactions unless otherwise delegated; and

WHEREAS the Board desires to provide for the flexibility needed to ensure the timely completion of facilities improvement projects while ensuring that the Board retains the authority and ability to exercise appropriate oversight regarding the facilities improvement process, especially with respect to major projects; and

WHEREAS in 2003, management of facilities improvement projects was identified as one of six core processes to be reviewed, and several actions since have been taken to streamline the processes involved during the planning, design, and construction phases of facilities improvement projects, resulting in gained efficiencies and cost savings; and

WHEREAS recent changes related to House Bill 251 required additional changes to the existing policy; and

WHEREAS there is a need to codify the policies and guidelines of the Board and the University regarding review and approval for capital projects, planning studies, and real estate transactions:

NOW THEREFORE

BE IT RESOLVED, That the attached changes to the existing policy regarding Board of Trustees review and approval of facilities improvement projects, planning studies, and real estate transactions be adopted, effective immediately, and that the Senior Vice President for Business and Finance, in consultation with the Office of the Board of Trustees, be responsible for coordination of the implementation of this policy; and

BE IT FURTHER RESOLVED, That the Senior Vice President for Business and Finance shall have the responsibility and requisite authority for contracting for the University for any energy saving contract estimated to cost less than \$4M in accordance with all applicable laws and regulations. This approval constitutes complete authorization for the project including site selection, design, construction and any services needed, except as specifically noted in the authorization resolution.

(See Appendix XVII for background information, page 467.)

APPROVAL TO ENTER INTO A CONSTRUCTION CONTRACT
Resolution No. 2009-46

JONES GRADUATE TOWER RENOVATION

Synopsis: Authorization to enter into a construction contract, as detailed in the attached materials is requested.

WHEREAS in accordance with the attached materials, the University desires to undertake and enter into a construction contract for the following project:

Jones Graduate Tower Renovation \$8.3M University bond
(09-10 capital plan) proceeds

** 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 a construction contract, for the project 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 XVIII for background information and map, page 475.)

APPROVAL TO ENTER INTO DESIGN CONTRACTS
Resolution No. 2009-47

APPROVAL TO ENTER INTO DESIGN CONTRACTS
CAMPUS ELECTRIC CAPACITY, PHASE 2 (NEW SUBSTATION)
JOHN HERRICK DRIVE REBUILD PHASE 1
JOHN HERRICK DRIVE REBUILD PHASE 2
STEAM AND CONDENSATE DISTRIBUTION SYSTEM
UPGRADES PHASE 2

Synopsis: Authorization to enter into design 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:

Campus Electric Capacity Phase 2 (New Substation) (09-10 capital plan)	\$52.0M	University bond proceeds
John Herrick Drive Rebuild Phase 1 (09-10 capital plan)	\$6.3M	University bond proceeds
John Herrick Drive Rebuild Phase 2 (09-10 capital plan)	\$7.0M	University bond proceeds
Steam and Condensate Distribution System	\$6.5M	University bond proceeds

November 6 and 7, 2008 meeting, Board of Trustees

Upgrades Phase 2
(09-10 capital plan)

** 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 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 XIX for background information and map, page 477.)

SALARY REDUCTION PICK-UP PLANS

Resolution No. 2009-48

Synopsis: The Ohio State University will pick-up the contributions to The Ohio State University Retirement Continuation Plan (*RCP*) (f/k/a The Ohio State University Supplemental Qualified Retirement Plan), The Ohio Public Employees Retirement System (*OPERS*), and The State Teachers Retirement System of Ohio (*STRS Ohio*) (each sometimes hereinafter referred to as a Plan or, collectively, the *Plans*) for the employees of Ohio State pursuant to Section 414(h)(2) of the Internal Revenue Code of 1986 (Code), and subject to the provisions under each Plan.

WHEREAS pursuant to federal and Ohio laws, federal and state income taxes on a portion of the wages or salaries of the employees of Ohio State will be deferred to the extent that Ohio State "picks-up" (assumes and pays) the contributions for covered employees (*Pick-Up Contributions*); and

WHEREAS other resolutions and/or actions may exist with respect to one or more of the Plans; and

WHEREAS to the extent that such other resolutions and/or actions are consistent with these Resolutions, these Resolutions do not invalidate any such prior resolutions and/or actions; and

WHEREAS Ohio State established the Plans on or before August 28, 2006, and has since operated the Plans with the intent of complying with the relevant laws, rules, and regulations and subject to the terms of each respective Plan, such that Ohio State contributes pick-up contribution amounts directly to a Plan on behalf of an employee and, once a pick-up contribution has been designated, an employee may not elect to receive such amount directly; and

WHEREAS Ohio State has provided employee communications regarding the operations of each Plan, including the pre-tax nature of the irrevocable employee salary reduction contributions; and

November 6 and 7, 2008 meeting, Board of Trustees

WHEREAS pursuant to Revenue Ruling 2006-43 and under the authority of Code Section 7805(b)(8), the Internal Revenue Service will not treat any Plan that, on or before August 28, 2006, included designated employee contributions that were intended to be picked up as employer contributions pursuant to Code Section 414(h)(2) as failing to meet the requirements of such section prior to January 1, 2009, if Ohio State (1) took contemporaneous action evidencing an intent to establish a "pick-up" plan, (2) has operated the Plan accordingly, and (3) a duly authorized person takes action in writing on behalf of Ohio State prior to January 1, 2009, with respect to future contributions to provide that the contributions on behalf of covered employees, although designated as employee contributions, will be paid by Ohio State in lieu of employee contributions; and

WHEREAS Ohio State will not incur any additional costs in the picking up of such pick-up contributions:

NOW, THEREFORE:

BE IT RESOLVED That effective November 7, 2008, the full amount of the pick-up contributions to a Plan shall be withheld from the gross pay of each person within any of the classes established and shall be "picked up" (assumed and paid to a Plan) by Ohio State. Pick-up contributions shall be designated as public employee contributions and shall be in lieu of contributions to a Plan by each person within any of the classes established. No person subject to this "pick-up" shall have the option of choosing to receive the pick-up contribution amount directly instead of having it contributed by Ohio State to a Plan or, if applicable, excluded from the pick-up contribution. Ohio State shall, in reporting and making remittance to OPERS or STRS Ohio, report that its contribution for each person subject to this "pick-up" has been made as provided by the statute. Therefore, pick-up contributions, although designated as employee contributions, are deemed employer-paid, and employees do not have the option to receive such contributions directly. All pick-up contributions are paid by Ohio State directly to a Plan.

BE IT RESOLVED, That pick-up contributions provided by this resolution shall apply to all persons that are employees of Ohio State who are or become participants or contributing members under one of the Plans (each a *Participant* and, collectively, *Participants*).

BE IT RESOLVED, that Ohio State's method of payment of salary to Participants is hereby modified to the extent necessary in order to provide a reduction in salary of each such Participant for pick-up contributions.

BE IT RESOLVED That the total salary to each Participant shall be the salary otherwise payable under Ohio State's policies (*Total Salary*). The Total Salary of each Participant shall be payable by Ohio State in two parts: (a) deferred salary, and (b) cash salary. A Participant's deferred salary shall be equal to the percentage of that Participant's Total Salary that is required or designated irrevocably to be paid as an employee contribution by that Participant, and shall be paid by Ohio State to a Plan on behalf of that Participant as a pick-up contribution and in lieu of that Participant's Plan contribution otherwise payable. A Participant's cash salary shall be equal to that Participant's Total Salary less the amount of pick-up contributions for that Participant, and shall be payable to that Participant subject to applicable payroll

November 6 and 7, 2008 meeting, Board of Trustees

deductions. If required, Ohio State shall compute and remit its employer contributions to a Plan based upon a Participant's Total Salary. The total combined expenditures of Ohio State for each Participant's Total Salary, payable under applicable Ohio State policies and the pick-up provisions of this resolution, shall not be greater than the amounts it would have paid for those items had this provision not been in effect.

BE IT RESOLVED, that the treasurer and/or the Office of Human Resources and the Office of Legal Affairs, in consultation with the Senior Vice President for Business and Finance, in carrying out this resolution, is hereby authorized and directed to implement the provisions of this resolution to institute the pick-up contributions to the Plans for Participants so as to enable them to obtain federal and state tax deferrals.

(See Appendix XX for background information, page 483.)

Upon motion of Mr. Shumate, seconded by Ambassador Ong, the Board of Trustees adopted the foregoing resolutions by unanimous roll call vote, cast by Trustees Cloyd, Davidson, Ong, Wexner, Shumate, Hicks, Schottenstein, Brass, Ratner and Kass.

LONG-TERM LEASE/PURCHASE

Resolution No. 2009-49

JAMES CANCER HOSPITAL AND SOLOVE RESEARCH INSTITUTE
JAMESCARE WOMEN'S AMBULATORY ONCOLOGY CENTER
739 WEST THIRD AVENUE
COLUMBUS, OHIO 43212

Synopsis: Authorization to enter into a long-term lease/purchase agreement with Gowdy Partners III LLC for a building to be constructed containing approximately 103,500 SF of academic, research and medical office space located at 739 West Third Avenue in Columbus, Ohio is requested.

WHEREAS the Board of Trustees of The Ohio State University is presented with the opportunity to enter into a 20-year lease, with the option to purchase, for a building of approximately 103,500 leasable square feet of medical office space to be constructed at 739 West Third Avenue in Columbus, Ohio; and

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

WHEREAS the funds for the lease/purchase 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 20-year lease/purchase agreement with Gowdy Partners III LLC for a building to be constructed containing approximately 103,500 SF of

November 6 and 7, 2008 meeting, Board of Trustees

medical office space at 739 West Third Avenue for use by the James Cancer Hospital on such terms and conditions as are deemed to be in the best interests of the University.

(See Appendix XXI for background information and map, page 485.)

Upon motion of Ms. Davidson, seconded by Mr. Wexner, the Board of Trustees adopted the foregoing resolution with nine affirmative votes, cast by Trustees Cloyd, Davidson, Ong, Shumate, Hicks, Schottenstein, Brass, Ratner, and Kass, and one abstention cast by Trustee Wexner.

--0--

Dr. Cloyd:

Thank you very much. There is another reason this is a very special day today, and I would like to call on President Gee to provide us with some background on the special announcement.

Dr. Gee:

Thank you Mr. Chairman, and I must say it is rare the University president gets to make such a pleasurable announcement as I do today. It is my pleasure to formally announce the creation of a new partnership between The Ohio State University and the world-renowned Royal Shakespeare Company (RSC). This international partnership is unique, the first of its kind ever undertaken by an American university with the Royal Shakespeare Company. Together we are creating a premier program for the study, teacher training and production of Shakespeare. We will expand the reach of Shakespeare's beauty and truth to school children, teachers and our own students and faculty. The collaboration will extend more fully into our community with the creation of a young people's Shakespeare Festival. This partnership comes at a moment when our institutional power and passion are focused on improving the lives of Ohioans in very tangible ways, and we are deeply committed to that work, yet enriching lives and bringing human expression and creativity to the fore are surely equally important public purposes.

To our great good fortune Ohio State has the ability and the drive to pursue all of its missions with equal vigor. Our collaboration with the Royal Shakespeare Company is an especially robust one, drawing from Ohio State's great academic strength and breadth. Included in the partnership are the College of Education and Human Ecology, several departments in the College of Arts and the College of Humanities, and the Wexner Center for the Arts. Our participation is being coordinated by the University's new office for Arts and Culture, lead by Associate Vice President Karen Bell. I am grateful to her for her efforts, and I want to thank the members of the Royal Shakespeare Company who are with us today, Michael Boyd, Vikki Heywood, Jacqui O'Hanlon and Lady Susie Sainsbury. I look forward, of course, to our work together and it is now my pleasure to turn things over to Karen Bell.

Dr. Karen A. Bell:

Well we are thrilled that this is happening, and I think all of us in this room have read Shakespeare in high school, but very few of us in

this room have embodied Shakespeare, with our bodies, our hearts, our minds, and our souls. That is what we want to do for hundreds, which will turn into thousands of school children in the state of Ohio. So the plan is, we are starting out working with the Metro School and its affiliated stem schools, and there are schools here in the county, and throughout the state that we will be working with. We are going to be bringing teachers over, we will take about 20 teachers over this summer to Stratford to do the training in this Stand-Up for Shakespeare, this do it on your feet Shakespeare, experience it early Shakespeare. We are also, as Gordon said, working with our colleges and the Wexner Center, so this is one of our very strong transinstitutional initiatives. I am not going to talk very much, what I would like to do is to let all of us hear from the Royal Shakespeare Company themselves. Michael Boyd has been with the Royal Shakespeare Company for a very long time, but has been the artistic director since 2003. Vikki Heywood is the executive director, has been with the company as executive director since 2004, and Jacqui O'Hanlon, the director of education has been with the company since 2003 as well. I would like to send the mic to the three of our guests, and then we will have a chance to see a very brief, but exciting video that I think you will all enjoy, and then we have a tea reception out in the atrium after this. Thank you, and Michael is first.

Mr. Michael Boyd:

Well this is very exciting, thank you for having us. Theatre is the most quintessentially collaborative art form, so I think it is fitting that as an arts organization we are looking for partnership, and we are very proud to be associated with The Ohio State University. I would like to say a special thank you to Karen Bell and to David Frantz who came over and searched us out and looked us over and approved, and won our hearts as an organization, and convinced us in the first place that this would be a very good idea to form a relationship with your great institution. At the heart of the relationship are two people, our education director, Jacqui O'Hanlon, and Brian Edmiston who is a tremendous leader on your staff in the field of theatre and education. The selfish gene of this relationship from our point of view, is we know this is going to make our Stand Up Shakespeare Campaign better, we know it is going to make our work with kids in the UK stronger still. I think working with a great research institution like Ohio State is also hopefully going to give us some hard evidence for the future to use back in the UK and hopefully you will be able to use it here as well to help teachers understand how this work is perhaps not only of use in Shakespeare classes, but will have an impact on the learning confidence of kids throughout the curriculum. We have a very strong belief that this is the case, but we want hard evidence, and I think this is going to help us.

We as an arts organization have been committed now for the past five years to reinvestigate the art of the ensemble. Of working together over a long period of time in an artistic community of actors, directors, writers and designers, in the belief that that kind of long-term deep inquiry together, day and night sometimes, will produce work of greater depth or the more robust inquiry into what it is like to be a human being. We are very much looking forward to sharing this with you, and if we want to be true to our spirit of inquiry, then where best to start than with a great institution like Ohio State.

I would like to introduce Jacqui O'Hanlon, our Education Director who can give you a little more of a breakdown of what Stand Up Shakespeare really means. Once again thank you for shaking hands with us.

Ms. Jacqui O'Hanlon:

Just to say how excited we are in the education department to have this opportunity to work with The Ohio State University, in order to expand our thinking about what is possible to achieve when we work with children and young people and teachers in education and through Shakespeare. I think that through Shakespeare is a really important way of thinking about the work we are doing. Of course we will be learning about Shakespeare and his plays, but it is the opportunity those plays give us to learn through them that is the most exciting opportunity as an educationalist I think. What I was particularly struck by in coming to work at the RSC was when we talked to children and young people about what they thought about Shakespeare, they would say it was boring, and it is irrelevant to us in our lives, and yet when we worked with children and young people in a particular way with Shakespeare, when they were up on their feet doing Shakespeare, when they were seeing it live, when they were starting work with Shakespeare earlier, they had a completely different reaction. Actually what happened was they began to think about themselves and the world in a different way, probably because what Shakespeare's plays do is present a multiplicity of view points. He is incapable as a playwright of presenting only one point of view, and that richness of viewpoint is a really healthy thing for a young mind. Also something happens when children and young people engage with the language, because of the richness of that language, it is not just something physical that happens when they say Shakespeare's words, but what they have to do is really dig deep down to find an eloquence to begin to talk about what happens to them when they engage with that language, or when they engage with those plays. What they find, released in themselves, is an articulacy that they did not know they had. There are lots of very exciting things that happen with children and young people when they start engaging with Shakespeare.

Another really important thing that happens is the increase in confidence in children and young people because of the iconic status that Shakespeare has, the fact that you can do Shakespeare means something, so you begin to think of yourself differently as a learner in education, and that has an impact on how you might be in math or science as well as how you are in English.

So what we are going to do in working with Ohio State is create a program for teachers. That might seem ironic, I have spent a lot of time talking about children and young people, and now we are going to be working with teachers, but that is because we share a commitment. The RSC education work and Ohio State University share a commitment to working with teachers because we know when we work with teachers, actually the impact we can have on thousands and thousands and thousands of young people is really there. What Ohio State teachers will do is they will come and work with us in Stratford each year over the next three years, and they will come and work with the education staff, with the artists in the RSC

November 6 and 7, 2008 meeting, Board of Trustees

and obviously bringing the expertise that Brian Edmiston has in their teaching and learning school. So they will work and look at what kind of impact working in Shakespeare has in the classroom. They will do some research on that, because as Michael says, one of the key things for us is creating an evidence base about what happens when we work in this way with Shakespeare. The other thing we are going to do is to work with the teachers to create, we hope, a festival of young people's performance work in 2012, which will be part of the bicentennial celebrations here. We are really looking forward to all of that, and at this time next year, maybe we will be coming to report back to you on our progress and how we have got on with our first cohort of teachers, and maybe they will be here as well, I do not know. We look forward to that moment, thank you very much.

Dr. Bell:

That is the end of our program. I want to again thank you all very much, and Lady Sainsbury who is the deputy chair of the Royal Shakespeare Company, and the chair of the RSC in America, for taking the time to come, and I am sure it was not just for the election, you came here for us. Thank you all very much for being here.

Now if we can see the video.

[VIDEO PRESENTATION]

Thank you very much, and we are delighted that this could be our office's first big initiative. We are honored.

Dr. Cloyd:

Thank you very much Karen. This is really a very special day here at Ohio State and we are really very privileged to enter this partnership. Michael, Vikki, Jacqui and Lady Sainsbury, I appreciate very much you coming here today to help us celebrate this partnership. It is great to have you here and it is obvious as Dr. Frantz and I have been talking about, over the last day, this is really a different paradigm I think, from how most of us think about Shakespeare. It moves beyond an art form. This is really getting at some of the opportunities to really understand learning education, behavioral science, social science, it is very different, and I for one find it a really paradigm buster. I would probably go up and ask Mr. Shakespeare for his autograph too now. That is just terrific. We really look forward to this interaction. It will be very beneficial to our University.

--0--

If there is no other business to come before the Board, this meeting is adjourned. The next meeting of the Board will take place on Friday, February 6, 2009 at the Faculty Club. Committee meetings will be on Thursday, February 5, at the Fawcett Center. Thank you.

Attest:

G. Gilbert Cloyd
Chairman

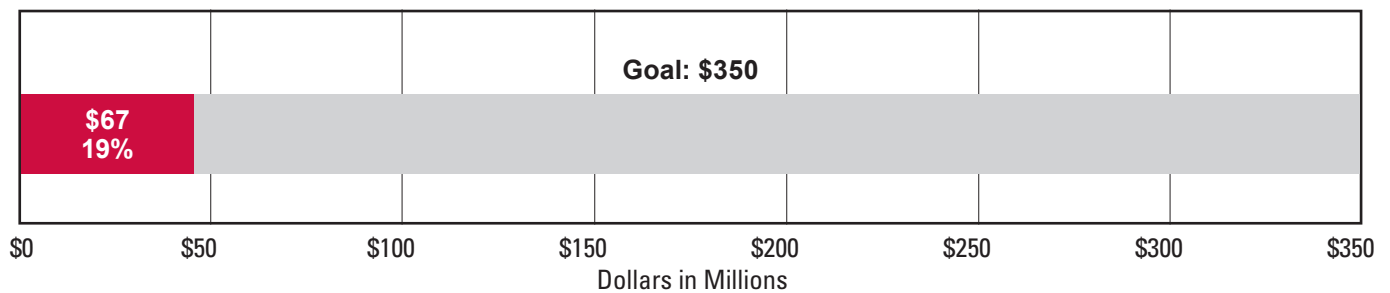
David O. Frantz
Secretary



First Quarter Report Fiscal Year 2009 Compared to Goal

Gifts, Grants and Commitments	1st Quarter FY 2009	FY 2009 Goals	% of Goal
Outright Gifts	\$ 23,033,188	\$ 170,299,000	14%
Private Grants (through OSURF)	\$ 20,259,839	\$ 68,251,000	30%
FY09 Outright Gifts and Grants	\$ 43,293,027	\$ 238,550,000	18%
Pledges	\$ 18,747,523	\$ 67,231,000	28%
Planned Gifts	\$ 4,912,000	\$ 45,065,000	11%
Total FY09 Goal	\$ 66,952,550	\$ 350,846,000	19%

FY09 Fundraising Progress



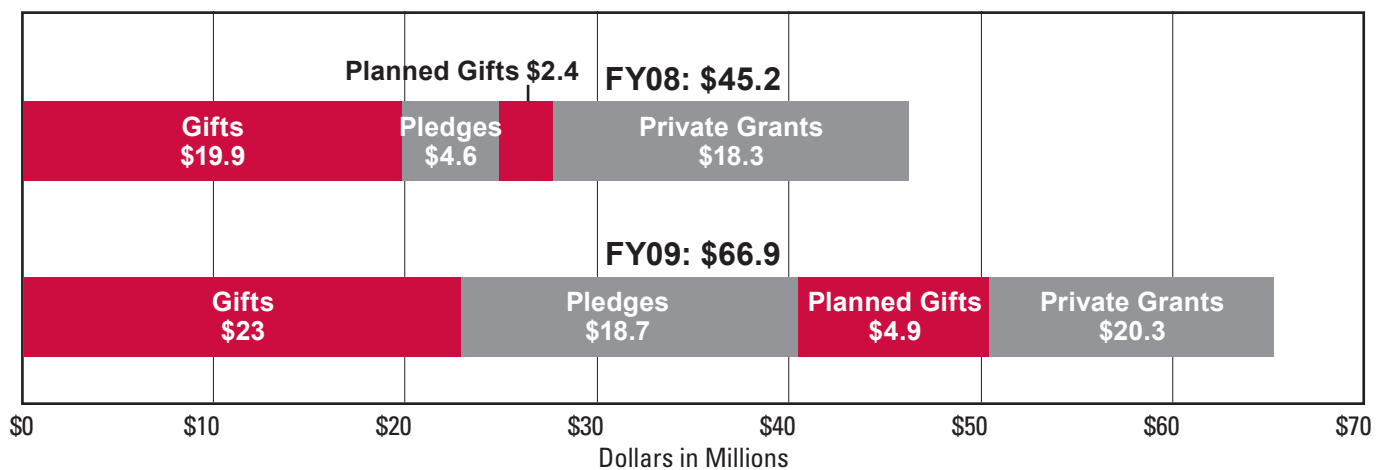
Elapsed Time in Fiscal Year



First Quarter Report Fiscal Year 2009 Compared to Fiscal Year 2008

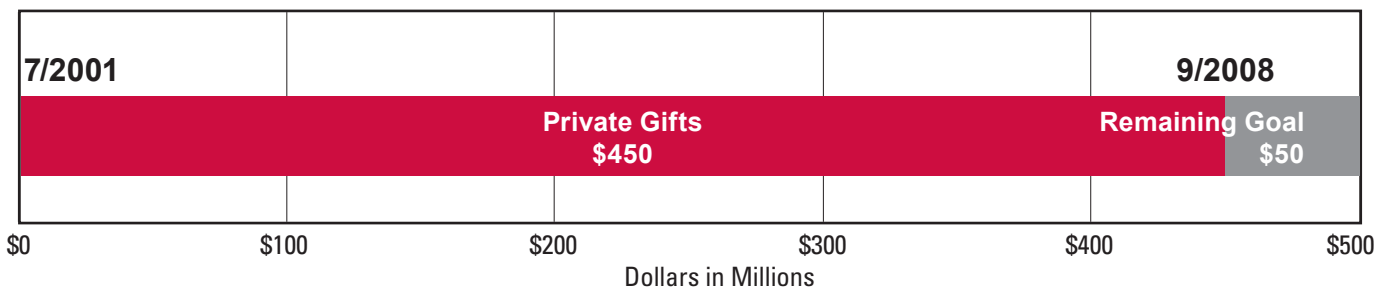
Gifts, Grants and Commitments	1st Quarter FY 2009	1st Quarter FY 2008	% Change
Outright Gifts	\$ 23,033,188	\$ 19,867,794	16%
Private Grants (through OSURF)	\$ 20,259,839	\$ 18,330,232	11%
FY09 Outright Gifts and Grants	\$ 43,293,027	\$ 38,198,026	13%
Pledges	\$ 18,747,523	\$ 4,621,425	306%
Planned Gifts	\$ 4,912,000	\$ 2,435,276	102%
Total FY09 Goal	\$ 66,952,550	\$ 45,254,727	48%

FY09 July-September Compared to FY08 July-September





**The Ohio State University Medical Center
Power to Change Lives Campaign
Goal: \$500 million To date: \$450 million**



**OSU BOARD OF TRUSTEES
FISCAL AFFAIRS COMMITTEE**

November 6, 2008

TOPIC: Approval of Facilities Improvement Projects,
Planning Studies and Real Estate Transactions

CONTEXT:

Facilities improvement projects were approved by the Board of Trustees at the February, 2008 meeting.

Changes have been made to the existing policy that incorporate the following:

1. Clarification regarding annual reporting (policy item #6)
2. Clarification regarding study approval amounts (policy item #8)
3. Clarification regarding real estate transactions (policy item #13)
4. Policy regarding Energy Saving Contracts, including Performance Contracts (policy additions #15 – 21)

The proposed changes clarify policy points, and incorporate important components of HB 251. Changes are highlighted and underlined in the attached document.

RECOMMENDATION:

Adopt attached changes to the policy regarding the Board and the University review and approvals required for facilities improvement projects, planning studies, real estate transactions, and energy saving contracts, including performance contracts.

(Revised November 7, 2008)

**Policy for Board of Trustees Review and Approval
of Facilities Improvement Projects, Planning
Studies, and Real Estate Transactions**

Facilities Improvement Projects

This policy is intended to provide flexibility for the University to undertake projects in an expeditious manner, while preserving the authority and ability of the Board of Trustees to review and approve major projects as the Board determines. This policy is not intended to limit Board review of any project or action as the Board determines appropriate. In interpreting this policy, the University shall provide for Board review in any case in which the provisions of this policy are unclear or subject to varying interpretation.

For the purposes of this document, Facilities Improvement Projects are defined as any initiatives undertaken on behalf of the University that improve the physical environment in support of the academic mission. Projects covered under this policy would include, but may not be limited to activities that involve land acquisition, construction, reconstruction, renovation, demolition, landscaping, roads and grounds improvements/maintenance, building and systems repairs/replacements, client-specified projects, major emergency responses and any capital improvement project. This policy excludes items which would appropriately be directed through the procurement process and subject to the University's procurement policies and guidelines.

1. Any facilities improvement project estimated to cost less than \$1M shall follow all applicable University and state procurement guidelines regardless of funding source.

2. Any facilities improvement project estimated to cost more than \$1M but less than \$4M shall require specific project authorization by the Senior Vice President of Business and Finance. This approval constitutes complete authorization for the project, including site selection, design, construction and any services needed, except as specifically noted in the authorization resolution.
3. Any facilities improvement project estimated to cost \$4M but less than \$10M shall require specific project authorization by the Board of Trustees. This approval constitutes complete authorization for the project, including site selection, design, construction, and any other services needed, except as specifically noted in the authorizing resolution.
4. Any facilities improvement project estimated to cost \$10 or more shall require specific project authorization by the Board of Trustees that may include site determination, design work, and construction management services, except as specifically noted in the authorizing resolution. For these projects, separate Board authorization shall be required for construction unless specifically included in the project approval resolution.
5. Once a project of \$4M or more has been approved by the Board, the University shall not increase the project costs (including costs for design, construction, construction management, or other services) presented to the Board at the time of authorization without specific Board approval except as follows:
 - a. For projects under \$4M, with the prior written approval of the Senior Vice President for Business and Finance, the University may increase individual project contracts or the total project budget as long as the increased project

budget does not exceed 10% of the total project budget and funding for the increase is provided by the requesting department or other source and an appropriate report is made to the Board regarding the increase.

- b. For projects of \$4M or more, with the prior written approval of the Senior Vice President for Business and Finance, the University may increase individual project contracts or the total project budget cumulatively by no more than 10% of the total project budget or \$1M, whichever is less, so long as funding for the increase is provided by the requesting department or other source and an appropriate report is made to the Board regarding the increase.
6. The University shall report annually to the Board, at the first meeting of the calendar year, on all facilities improvement projects estimated to cost \$4M or more that were completed during the previous year. The report will include determination as to whether the project was on time and on budget. **The report will also include a summary of all facilities improvement projects greater than \$50,000 completed by Facilities Operation and Development and auxiliary units during the calendar year. The report will be presented according to established annual reporting guidelines.**
 7. The University shall report quarterly to the Board on the status of each major facilities improvement project of \$20M or more that meet the reporting point's criteria, and annually on any other facilities project as required by the Board. The report will include determination as to whether the project is on time and on budget and include appropriate metrics.

Planning Studies and Project Siting

8. Any planning study (including any feasibility, technical, siting, or other planning study) estimated to cost \$250,000 or more shall require Board of Trustees authorization (either separately or as part of the facilities project

recommendations). Any planning study originally estimated at less than \$250,000 that goes over that amount shall be submitted to the Board for authorization. Any planning study estimated to cost less than \$250,000 **and more than \$25,000** shall require Senior Vice President for Business and Finance approval.

9. Any proposed changes to the approved University Master Plan, Regional Plans, District Plans, and Sub-District Plans shall be subject to review and approval by the **Senior Management Council** and Board of Trustees.
10. Requests for use of a site for any facilities project or any change in activity or program shall be subject to review and approval by the **Senior Management Council** and Board of Trustees if not in compliance with the approved University Master and District Plans, as determined by the Department of Facilities Operations and Development.

Real Estate Transactions

11. Any easement, other than an easement for street, roadway or highway purposes, to be granted to another party for use of University property for a term of not more than 25 years shall be subject to review and approval by the Senior Vice President for Business and Finance.
12. Approval of replacement (renewal) easements for existing agreements that benefit the University and that were previously approved by the Board of Trustees as outlined in item #11, may be granted for a like term by the University through the written approval of the Senior Vice President for Business and Finance.
13. Any sale or purchase of real property **in the name of the Board of Trustees or the University**, or acceptance of the gift of real property, shall be subject to the review and approval of the Board of Trustees.

14. The lease of real property by the University for any total term of ten years or more or with a total lease value greater than \$1M shall be subject to review and approval by the Board of Trustees.

Energy Saving Contracts, including Performance Contracts

15. Any request for proposals for energy saving contracts that are exempt from the applicable competitive bidding requirements shall follow the requirements of section 3345.65 of the Revised Code.
16. Proposals shall be analyzed considering the cost estimates of each proposal, how qualified each party submitting a proposal is to implement its proposal, and the institution's ability to pay for each with current revenues or by financing the cost of each.
17. The proposal most likely to result in the greatest savings may be recommended for contract, when the cost of the proposal is compared to the reduced energy and operating costs that will result from implementing the proposal.
18. No contract to implement energy saving measures shall be awarded unless one or both of the following circumstances exists, as applicable:
 - a. In the case of a contract for a cogeneration system described in division (B)(8) of section 3345.61 of the Revised Code, the cost of the contract is not likely to exceed the amount of money the board would save in energy and operating costs over no more than five years;
 - b. In the case of any contract for any energy saving measure other than a cogeneration system, the cost of the contract is not likely to exceed the amount of money the board would

save in energy and operating costs over no more than ten years.

19. Any energy saving contract estimated to cost less than \$4M shall require specific authorization by the Senior Vice President of Business and Finance. This approval constitutes complete authorization for the project including site selection, design, construction and any services needed, except as specifically noted in the authorization resolution.
20. Any energy saving contract estimated to cost \$4M but less than \$10,000,000 shall require specific project authorization by the Board of Trustees. This approval constitutes complete authorization for the project, including site selection, design, construction, and any other services needed, except as specifically noted in the authorizing resolution.
21. Any energy saving contract estimated to cost \$10M or more shall require specific project authorization by the Board of Trustees that may include site determination, design work, and construction management services, except as specifically noted in the authorizing resolution. For these projects, separate Board authorization shall be required for construction unless specifically included in the project approval resolution.



Jones Graduate Tower Renovation

315-07-2113

Requesting Agency(s): STUDENT LIFE, OFFICE OF

Location(s): Jones Graduate Tower

78,898 ASF/159,759 GSF Age: 1969

Description/Scope:

This project will renovate Jones Graduate Tower - including resident rooms, public areas, and infrastructure. Improvements include upgraded HVAC, lighting and finishes; replacement of all bathroom fixtures; upgraded electrical; hazardous materials investigation and abatement. The facility will be closed during construction.

The project conceptual budget was increased as a result of physical realignment and re-estimating to current market and updated code. Any project with an estimate greater than 12 months old was re-estimated during the May-August capital realignment process.

How does this project advance the Academic Plan? This project advances the Academic Plan by improving the on-campus student living space.

Energy and Sustainability: This project will meet the requirements of HB 251, as applicable.

Deferred Maintenance/Renewal: This project will address \$860,000 in deferred maintenance.

Source of Funds:

	Amount
Univ. Bond Proceeds	\$8,300,000.00
Total:	\$8,300,000.00

Schedule:

	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT	\$6,000,000.00	04/06/2007		04/06/2007
6540 Received by Facilities Design and Construction				05/07/2007
DESIGN				
Arch/Engr Contract		10/15/2007		10/15/2007
Constr Mgr Contract				10/30/2007
Schematic Design Approval			06/03/2008	06/13/2008
Design Dev Document Approval			06/26/2008	09/13/2008
Construction Document Approval			10/21/2008	
BIDDING				
Bidding Approved BoT	\$8,300,000.00	11/07/2008		
CONSTRUCTION				
Construction Start		06/01/2008	06/01/2009	
Completion		08/15/2009	08/16/2010	

Project Team:

Project Manager: Nikolina Sevis
DAVIS WINCE LTD - Design

Project Coordinator: Laura Kembitzky



Campus Electric Capacity, Phase 2 (New Substation)

OSU-081042

Requesting Agency(s): FACILITIES OPERATIONS AND DEVELOPMENT

Location(s): Unidentified Utility, Col.

ASF/0 GSF Age:

Description/Scope:

This project will construct a new electrical substation that is necessary to meet current and future campus electrical needs. An initial study has been completed (currently in final draft) recommending the station be located near the new AEP feeder to campus along Kenny Rd. The recommendation on location is also based on a coordinated review of current identified campus growth and projected future growth over the long term. Final siting will be determined as part of this project, in coordination with other campus planning efforts.

Campus electrical demand will exceed the capacity of the OSU substation within the next five to eight years. Energy conservation will off-set a portion of the growth but will not eliminate the need for a new substation.

Once operational the substation will be the primary source of power to buildings west of the Olentangy River, reducing the demand on the existing substation and providing for growth on the main campus. The new substation will also be designed to provide redundancy to the existing substation to improve electrical reliability in support of business continuity and risk management planning.

The electrical duct bank and electric vaults will be constructed as part of the John Herrick Drive Rebuild projects.

How does this project advance the Academic Plan? This project will advance the Academic Plan by improving campus infrastructure to provide reliable service to campus buildings and improve service efficiency.

Logistics: Campus growth currently in process and in the future with the Medical Center will reach/exceed the capacity of the OSU substation. This will be coordinated with the underground transmission line being installed by AEP, and loads will be shifted to allow for required capacity.

Risks: Failure to coordinate the design of this project with AEP's installation of their third distribution line to campus risks excessive future installation costs to complete the connection of the new substation to this line. Proceeding now insures coordination with the AEP project to facilitate the tie-in point for the new substation and offers the potential to complete this during the AEP installation work period. Designing this project in parallel with AEP insures alignment and offers potential construction savings estimated in the range of \$200,000 to \$750,000. Also, if the project is delayed too long, the campus may be unable to provide power for any future campus expansion after 2013.

Energy and Sustainability: This project will meet the requirements of HB 251, as applicable.

Source of Funds:	Amount
2009 (2010) Bond Issue	\$8,000,000.00
2011 (2012) Bond Issue	\$44,015,000.00
Total:	\$52,015,000.00

Schedule:	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT	\$52,015,000.00	11/07/2008		
CONSTRUCTION				
Construction Start		07/01/2011		
Completion		12/31/2013		

Project Team:

Project Manager: Carlos Serna

Project Coordinator: Melissa Griffin

Core and Medical Campus Projects

- John Herrick Drive Rebuild, Phase 1
- John Herrick Drive Rebuild, Phase 2
- Steam and Condensate Distribution System Upgrades, Phase 2





John Herrick Drive Rebuild Phase 1

OSU-081047

Requesting Agency(s): FACILITIES OPERATIONS AND DEVELOPMENT

Location(s): Unidentified Street-Col.

ASF/0 GSF Age:

Description/Scope:

This project includes full depth replacement of deteriorated roadway from Woody Hayes Drive to Olentangy River Road. This project will also include the electrical duct bank and electric vaults required for the Campus Electric Capacity, Phase 2 (New Substation) project. The roadway will be under construction during the warm weather months of 2010 to 2011.

How does this project advance the Academic Plan? This project advances the Academic Plan by improving campus infrastructure.

Logistics: Two-way traffic will be maintained on one side of the roadway while the other side is under construction.

Risks: This project is installing the electrical duct bank and electrical vaults required for the Campus Electric Capacity, Phase 2 (New Substation) project. A delay in this project will adversely affect the timing of the new substation which is required to meet current and future capacity for the campus, including the Medical Center expansion projects.

Energy and Sustainability: This project will meet the requirements of HB 251, as applicable.

Deferred Maintenance/Renewal: This project will address approximately \$1.8M in deferred maintenance.

Source of Funds:	Amount
2009 (2010) Bond Issue	\$6,300,000.00
Total:	\$6,300,000.00

Schedule:	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT	\$6,300,000.00	11/07/2008		
DESIGN				
Arch/Engr Contract		09/30/2009		
Schematic Design Approval		12/01/2009		
Design Dev Document Approval		02/01/2010		
Construction Document Approval		03/30/2010		
BIDDING				
Bidding Approved BoT	\$6,300,000.00	11/07/2008		
CONSTRUCTION				
Construction Start		04/01/2010		
Completion		09/30/2011		

Project Team:

Project Manager: Tom Ekegren

Project Coordinator: Melissa Griffin



John Herrick Drive Rebuild Phase 2

OSU-081256

Requesting Agency(s): FACILITIES OPERATIONS AND DEVELOPMENT

Location(s): Unidentified Street-Col.

ASF/0 GSF Age:

Description/Scope:

This project includes full depth replacement of deteriorated roadway from Olentangy River Road to Cannon Drive and 12th Avenue (not including the intersection of Cannon Drive and 12th Avenue). **This project will also include the installation of electrical duct bank and electric vaults for the Campus Electric Capacity, Phase 2 (New Substation).** This project may include intersection realignment.

The project will be under construction during the warm weather months of 2012 to 2013.

How does this project advance the Academic Plan? This project advances the Academic Plan by improving the campus transportation and utility infrastructure.

Logistics: Two-way traffic will be maintained on one side of the road while the other side is under construction.

Risks: This project is installing the electrical duct bank and electrical vaults required for the Campus Electric Capacity, Phase 2 (New Substation) project. A delay in this project will adversely affect the timing of the new substation which is required to meet current and future capacity for the campus, including the Medical Center expansion projects.

Energy and Sustainability: This project will meet the requirements of HB 251, as applicable.

Deferred Maintenance/Renewal: This project will address approximately \$4M in deferred maintenance.

Source of Funds:	Amount
2011 (2012) Bond Issue	\$7,070,000.00
Total:	\$7,070,000.00

Schedule:	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT	\$7,070,000.00	11/07/2008		
DESIGN				
Arch/Engr Contract		01/01/2011		
BIDDING				
Bidding Approved BoT	\$7,070,000.00	11/07/2008		
CONSTRUCTION				
Construction Start		01/01/2012		
Completion		12/31/2013		

Project Team:

Project Manager: Tom Ekegren

Project Coordinator: Melissa Griffin



Steam and Condensate Distribution System Upgrades Phase 2

OSU-081060

Requesting Agency(s): FACILITIES OPERATIONS AND DEVELOPMENT

Location(s): Unidentified Utility, Col.

ASF/0 GSF Age:

Description/Scope:

This project will replace deteriorated steam lines and failing condensate lines in the campus steam distribution system in order to ensure reliable steam capacity and increase condensate return. Deteriorated steam and condensate distribution lines will be replaced with larger sized lines to increase capacity, which is needed to support the Medical Center projects. The phase one project is replacing a failed steam line; the steam line replaced by phase two is currently the sole source of steam to the Midwest campus until phase one is complete.

In addition to increasing capacity and reliability, the replacement of failing condensate return lines will result in fuel and water treatment cost savings.

How does this project advance the Academic Plan? This project advances the Academic Plan by improving campus infrastructure and efficiency and ensuring reliable service to campus buildings.

Energy and Sustainability: This project will meet the requirements of HB 251, as applicable

Source of Funds:	Amount
2009 (2010) Bond Issue	\$6,500,000.00
Total:	\$6,500,000.00

Schedule:	BoT Approved Amt.	Projected	Revised	Actual
PLANNING				
Arch/Engr Approved by BoT	\$6,500,000.00	11/07/2008		
BIDDING				
Bidding Approved BoT	\$6,500,000.00	11/07/2008		
CONSTRUCTION				
Construction Start		07/01/2009		
Completion		12/31/2010		

Project Team:

Project Manager: Tom Ekegren

Project Coordinator: Melissa Griffin

SALARY REDUCTION PICK-UP PLANS

TOPIC: Ohio State's retirement contributions for covered employees.

ACTION REQUIRED: Adoption of the resolution for Ohio State's salary reduction "pick-up" plans to ensure IRS compliance.

BACKGROUND:

- Pursuant to federal and Ohio laws, federal and state income taxes on a portion of the wages or salaries of the employees of Ohio State will be deferred to the extent that Ohio State picks up (assumes and pays) the contributions for covered employees (pick-up contributions).
- The IRS has declared, through IRS Revenue Ruling 2006-43, that any public employer who remits tax-deferred employee contributions is required to approve specific written documentation about their pick-up plan(s).
- In February, 1999 a Board of Trustees resolution was adopted to establish The Ohio State University Alternative Retirement Plan (*ARP*), which indicated that contributions to this plan would be picked up by Ohio State.
- For each of the following, Ohio State also contributes pick-up contribution amounts directly to the Plan on behalf of an employee: The Ohio State University Retirement Continuation Plan (*RCP*) (f/k/a The Ohio State University Supplemental Qualified Retirement Plan), The Ohio Public Employees Retirement System (*OPERS*), and The State Teachers Retirement System of Ohio (*STRS Ohio*); and thus, written documentation needs to be established for these plans as well.
- Ohio State will not incur any additional costs for picking up such contributions.
- Possible repercussions of a noncompliant plan are:
 - Additional tax liabilities for the employee and employer;
 - Corrected W-2 forms to employees; and
 - Amended income tax returns.

REVIEW:

- *OPERS* and *STRS Ohio* have reviewed and approved this resolution language as satisfying.

RECOMMENDATION:

- Seek adoption of the resolution from the Board of Trustees establishing the remaining plans as “pick-up” plans.
- Update employee communications to indicate the plans are considered “pick-up” plans, and thus, eligible for a pre-tax deduction.

FOR MORE INFORMATION:

- Larry Lewellen, Associate Vice President, Human Resources (292-4164 or lewellen.1@osu.edu)
- Pam Doseck, Director, Benefits (292-6743 or doseck.12@osu.edu)

BACKGROUND

LONG-TERM LEASE/PURCHASE

**JAMES CANCER HOSPITAL AND SOLOVE
RESEARCH INSTITUTE
JAMESCARE WOMEN'S AMBULATORY
ONCOLOGY CENTER
739 WEST THIRD AVENUE
COLUMBUS, OHIO 43212**

Background

Location and Description

The proposed JamesCare Women's Ambulatory Oncology Center will be located within one mile of the James Cancer Hospital and Solove Research Institute (the James) at 739 West Third Avenue in Columbus, Ohio 43212. The Center will provide all-encompassing women's oncology services including complete diagnostic services, immediate answers, far-reaching expertise, continuity of care, convenience, comfort and support. This location will satisfy the growing demand for ambulatory oncology care and access to clinical trials in central Ohio. Patients also will benefit from access to therapeutic clinical trials, a high-risk breast cancer clinic, the leading-edge research of the James, and access to specialized oncology services. The business plan for this Cancer Center demonstrates positive contribution and is self sustaining.

The proposed site, which is visible from SR 315, has excellent access from SR 315 and from the James. The proposed medical office building will contain approximately 103,500 square feet. The new building will be constructed for multiple clinical specialty uses per approved plans and specifications and will provide space for future expansion as programs develop, along with adequate parking. This facility will be leased to the University for a term of 20 years with negotiated renewal options and a purchase option. All costs including lease payments and operating costs will be the responsibility of the James Cancer Hospital and will be paid from operating revenue generated at the location. Proposals for facility

development were solicited through a competitive bid process and the selection of the final lease was based on the superior location and finances.

The site, approximately 4.7 acres, currently is owned by the City of Columbus and used for a police heliport. Gowdy Partners III LLC has an option to purchase the site. Gowdy Partners III LLC will exercise that option and construct the building.

Terms of Lease

The initial lease term shall be for a period of 20 years with two five year renewal options. Purchase options at different times during the lease will be negotiated. The proposed average annual base rent, including estimated amortized tenant improvement costs and operating expenses, during the first ten years of the lease are estimated to be \$3.3 million. 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.

LONG TERM LEASE, 739 WEST THIRD AVENUE

