

**MINUTES OF THE MEETING OF THE
BOARD OF TRUSTEES OF
EASTERN ILLINOIS UNIVERSITY
CHARLESTON, IL**

June 21, 2010

A meeting of the Board of Trustees was convened on June 21, 2010, at 1:00 p.m. in the University Ballroom of the Martin Luther King, Jr., University Union, Eastern Illinois University, Charleston, Illinois. Mr. Welch, Chair, presided.

Roll Call

Mr. Kratochvil	Present
Ms. Nimmons	Present
Mr. O'Rourke	Present
Dr. Webb	Present
Mr. Welch	Present
Mr. Wilber	Present
Mr. Yost	Not Present

Also present were the following:

- Dr. William L. Perry, President
- Dr. Blair Lord, Provost and Vice President for Academic Affairs
- Dr. Dan Nadler, Vice President for Student Affairs
- Dr. William Weber, Vice President for Business Affairs
- Mr. Robert Martin, Vice President for University Advancement
- Mr. Robert Miller, General Counsel
- Ms. Cynthia Nichols, Director of Civil Rights and Diversity
- Ms. Judy Gorrell, Executive Secretary to the President and Assistant Secretary, Board of Trustees
- Mr. Brad Ingram, Board Counsel
- Mr. Paul McCann, Treasurer, Board of Trustees

Executive Session

Dr. Webb moved that the Board of Trustees convene into Executive Session to consider the employment of employees as permitted by Section 2.C.1 of the Open Meetings Act, collective bargaining matters as permitted by Section 2.C.2 of the Open Meetings Act, and pending, probable and imminent litigation as permitted by Section 2.C.11 of the Open Meetings Act. Mr. Wilber seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Dr. Webb	Yes

Mr. Welch	Yes
Mr. Wilber	Yes
Mr. O'Rourke	Yes

Motion carried.

Mr. Kratochvil moved to return to Open Session. Mr. Wilber seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Dr. Webb	Yes
Mr. Welch	Yes
Mr. Wilber	Yes
Mr. O'Rourke	Yes

Motion carried.

Mr. Yost joined the meeting by telephone at 1:25 p.m. for the action items.

Action Items

1. Mr. Kratochvil moved to approve the minutes of the Board Meeting on April 26, 2010. Mr. Wilber seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

2. Executive Session Minutes – No action required.
3. Mr. Kratochvil moved to approve the University's FY 2011 financial plan. Mr. Wilber seconded the motion.

Dr. Weber discussed the FY 2011 budget. The projected budget for FY 2011 is \$47.413 million from state appropriations and a projection of \$64.915 million in the income fund which is tuition and fees.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

4. Mr. Wilber moved to approve the University's FY 2012 appropriated budget recommendation and the capital budget request. Ms. Nimmons seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

5. Mr. Kratochvil moved to approve the adjustments to non-indentured reserves. Approval is requested in order to retain working capital allowances and adequate funds for repair/replacement of equipment and/or relevant facilities, and in accordance with Section V.G.5 of the Board of Trustees Regulations and Sections IV.A.1 and IV.C.2 of the University Guidelines 1982, Board approval is requested to increase reserves as follows: Student Fee Programs/Services \$100,000; Service Departments \$225,000; Student/Staff Programs/Services \$5,000; Auxiliary Enterprises-Other \$75,000; Continuing Education (CC) \$7,000; Income Fund Equipment \$150,000; Reserve for Compensated Absences \$1,100,000; Reserve for Student Health Insurance \$800,000; and Auxiliary Enterprises-Textbook Rental Service \$500,000. Mr. O'Rourke seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes

Mr. Yost Yes
Mr. Welch Yes

Motion carried.

6. Ms. Nimmons moved to approve the purchase of the Annual Supply of Chemicals from United Laboratories, St. Charles, IL at a cost not to exceed \$700,000 for the two-year option period, which is July 1, 2010 through June 30, 2012. The chemicals are used to maintain process water in heating and cooling systems throughout campus. The contract also includes consulting and training services related to boiler and coil cleaning, bio-protection for coils and small cooling units and shutdown maintenance. The fund source is appropriated and local funds. Mr. Kratochvil seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil Yes
Ms. Nimmons Yes
Mr. O'Rourke Yes
Dr. Webb Yes
Mr. Wilber Yes
Mr. Yost Yes
Mr. Welch Yes

Motion carried.

7. Mr. Kratochvil moved to approve the contract for the purchase and delivery of up to 16,000 tons of low-sulfur coal, freeze conditioning and back-hauling of coal waste for the period July 1, 2010 through June 30, 2011 at a cost not to exceed \$1,500,000. The recommended vendor is Coalsales, LLC, Evansville, IN, and the fund source is appropriated funds and local funds. Mr. O'Rourke seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil Yes
Ms. Nimmons Yes
Mr. O'Rourke Yes
Dr. Webb Yes
Mr. Wilber Yes
Mr. Yost Yes
Mr. Welch Yes

Motion carried.

8. Mr. O'Rourke moved to approve the Group Insurance Reimbursement to cover a shortfall in the State group insurance program. Eastern's prorated share of the shortfall is \$1,713,300. It is anticipated that Eastern's contribution for FY 2011 will be made in four (4) installments of \$428,325. The fund source is appropriated and local funds. Dr. Webb seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

9. Mr. Yost moved to approve the 2011 Meeting Calendar for the Board of Trustees. The meeting dates are: January 14, 2011 (Friday); March 11, 2011 (Friday); April 25, 2011 (Monday); June 20, 2011 (Monday); September 2, 2011 (Friday); and November 18, 2011 (Friday). Ms. Nimmons seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

10. In accordance with Section V.E. of the Board Bylaws, Mr. O'Rourke volunteered to serve as the Board representative on the Travel Control Board.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Abstain
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

11. Mr. Kratochvil moved to approve the resolution authorizing short-term borrowing; Dr. Webb seconded the motion.

RESOLUTION AUTHORIZING SHORT-TERM BORROWING

BE IT RESOLVED by the Board of Trustees of Eastern Illinois University in regular meeting assembled, that:

1. It is hereby determined to be necessary that the Board of Trustees of Eastern Illinois University (the "Board") authorize the execution and delivery of a promissory note and/or a line of credit with a financial institution, investment bank, or broker/dealer selected through established state and university procurement procedures and in accordance with 110 ILCS 665/10-45(a)(12) in order to provide funds to meet the university's financial obligations in anticipation of receiving state funds for which payroll and expense vouchers have been submitted to the State Comptroller's Office for fiscal year 2010. The principal amount borrowed shall not exceed \$7,000,000 or 75% of the amount of unpaid vouchers, whichever is less; the current amount of vouchers submitted but not paid is \$19,193,601.65. Any promissory note executed pursuant to this resolution shall be repaid within one year after issuance of the note. Any line of credit shall be repaid within one year from creation or within 10 days of reimbursement of fiscal year 2010 vouchers, whichever is earlier. The interest rate on a promissory note or line of credit shall not exceed the rate established by the Bond Authorization Act or 9%, whichever is less.
2. The Board finds this Resolution to be necessary due to the delay in the receipt of anticipated state funds for fiscal year 2010. Additional funds received through borrowing will enable the university to meet its payroll obligations and other expenses from early August 2010 until tuition revenues for fall instruction are received beginning in late August.
3. The Board authorizes the Treasurer of the Board to execute a promissory note or similar debt instrument to evidence the indebtedness incurred pursuant to this Resolution by borrowing or by the creation of a line of credit.
4. The Board authorizes the Treasurer of the Board to make partial repayment as moneys become available.
5. The Board acknowledges that borrowing pursuant to this Resolution will not occur prior to complying with all necessary procedures including, but not limited to, obtaining any necessary approvals from the State Comptroller's Office.
6. The members, officers, agents and employees of the Board are hereby authorized and directed to do all such acts and to execute all such documents as may be necessary to carry out and comply with the provisions of this Resolution and with the actions of the members, officers, agents, and employees of the Board which are in conformity with the intent and purposes of this Resolution, whether heretofore or hereafter taken or done, which actions shall be and are ratified, confirmed and approved.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes

Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

12. Mr. Kratochvil moved to approve the revision to the Board *Regulations*, II.B.7, Employee Benefits; Ms. Nimmons seconded the motion.

Regulation: II.B.7. Employee Benefits

Issued: January 16, 1996

The following revisions to Board Regulations §II.B.7.b.3 and §II.B.7.d.5.a. are presented as a final reading:

7. Employee Benefits

b. Full-Time Temporary Employee

1. An employee hired specifically for a full-time temporary position shall, during the first fiscal year of such appointment, earn non-cumulative sick leave at the rate of ten (10) days per year (credited to the employee at the beginning of the appointment), shall be eligible for holidays, bereavement leave, and leave for court required service, but shall not be eligible for any other benefits provided by this paragraph 7. Such employee shall not receive any benefit for unused sick leave at the end of the fiscal year, or at the end of the appointment, whichever is earlier. If such appointment is at least half-time but less than full-time, the employee shall be eligible to receive the benefits listed in this paragraph (4) on a pro-rated basis.
2. An employee hired specifically for a full-time temporary position, who is appointed to said position for more than one (1) consecutive fiscal year, shall be eligible for holidays, bereavement leave, and leave for court required service.
3. In addition, effective at the beginning of the second consecutive fiscal year of such appointment, such employee shall become eligible for educational benefits, shall earn non-cumulative sick leave at the rate of one (1) day per month of appointment (credited to the employee at the beginning of the fiscal year), and, if employed on a twelve (12) month basis, shall: ~~(i), if such appointment is supported less than fifty percent (50%) by grant or contract funds, earn vacation leave as specified in paragraph bd. below; or (ii), if such appointment is supported at least fifty percent (50%) by grant or contract funds, earn non-cumulative vacation leave credited at the rate of two (2) days per month. Such employee Employees whose appointment is supported at least fifty (50%) by grant or contract funds shall not receive any benefit for unused sick leave ~~or non-cumulative vacation leave~~ at the end of the fiscal year, or at the end of the appointment, whichever is earlier.~~

4. If the foregoing appointment is at least half-time but less than full-time, the benefits listed in this paragraph (4) shall be provided on a pro-rated basis, and the employee shall not become eligible to earn the benefits listed in paragraph (b) above until the beginning of the third consecutive fiscal year of such appointment.
- c. Part-time faculty employees paid on a per-course basis and employees with appointments for less than half-time shall not be eligible for any benefits described in this paragraph 7.
 - d. Vacation Leave
 - i. Faculty and administrative employees with twelve (12) month appointments shall earn vacation leave at the rate of two (2) days per month during each month, or major fraction thereof, of service in pay status. Employees with less than twelve (12) month appointments shall earn no vacation leave. Vacation leave may be accrued up to a maximum of forty-eight (48) days. An employee who accrues the maximum will, except as provided below, earn no further vacation leave until the employee's use of vacation leave reduces the accrual below the maximum. An employee who is required to work on a special assignment may, at the discretion of the President be permitted to earn up to twelve (12) days of vacation leave beyond the maximum of forty-eight (48) days. Such additional vacation leave must be used within twelve (12) months after the employee completes work on the special assignment.
 - ii. Vacation leave shall ordinarily be earned before being taken. In exceptional circumstances, an employee may, at the discretion of the President or designated representative be permitted to take up to six (6) days of vacation leave before it is earned. In such case, the employee shall accrue no further vacation leave until the amount taken in advance has been earned. If the employee terminates his/her employment prior to earning the amount of vacation leave taken in advance, the unearned amount shall be deducted from his/her salary upon termination.
 - iii. All requests for vacation leave shall be submitted in advance to the immediate supervisor.
 - iv. Approval of the dates on which an employee wishes to take vacation leave shall be at the discretion of the immediate supervisor, and shall be subject to the consideration of maintaining efficiency of operations.
 - v. Vacation Time Upon Termination of Employment
 1. Upon termination of employment, and provided that the employee is not reemployed at the same place of employment within thirty (30) calendar days, an employee, or such employee's estate, shall be entitled to a lump sum payment for accrued vacation leave. Vacation time earned by an employee while employed in a position supported at least fifty percent (50%) by grant or contract funds is not compensable upon termination of employment.



Governing Policy: II.C.2. Administrative Employees

Issued: January 16, 1996

The following revision to Board Governing Policy Article II.C.2 is presented as a final reading:

2. Administrative Employees.

Administrative employees comprise those administrative and professional employees who are not employed under the State Universities Civil Service System, including medical doctors engaged in providing health services appointed in accordance with Board Regulations. Administrative employees may be granted faculty rank and tenure in appropriate circumstances as provided in Board Regulations. In some cases, the President, with the prior approval of the Board, may offer employment contracts to specific senior administrative employees and coaches provided that such contracts may not exceed three (3) years in length unless a longer term is required by law.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

13. Commendations were read for Mr. Bill O'Rourke and Mr. Eric Wilber. Ms. Nimmons moved to approve the commendations as presented; Mr. Kratochvil seconded the motion.

Commendation Presented to William G. O'Rourke

WHEREAS, William G. O'Rourke has devoted his career to public service, beginning as a member of Eastern Illinois University's Student Senate and Student Apportionment Board, and continuing professionally in Springfield, Illinois, working in various managerial roles for the city of Springfield, Sangamon County, the Illinois Office of the Comptroller, the Secretary of State's Office and the State Board of Elections; and

WHEREAS, Mr. O'Rourke has provided invaluable support to Eastern Illinois University as a loyal and dedicated alumnus, having been active in the Springfield chapter of the EIU Alumni Association and other related activities, and having lent his talents to the EIU Athletic Department, helping to organize an annual golf outing and serving on the Panther Club Board of Directors; and

WHEREAS, as a June 2005 gubernatorial appointee to the University's Board of Trustees, Mr. O'Rourke has given freely of his time, talents and expertise, and guided the Board as its chairman from April 2009 to April 2010, a period in which the University neared the completion of the long-awaited permanent home for its Textbook Rental Service and began construction on an \$80 million Renewable Energy Center and its companion campus energy improvement program;

NOW, THEREFORE, BE IT RESOLVED THAT the members of the Eastern Illinois University Board of Trustees, along with the University's administrators, faculty, staff and students, do hereby express their utmost gratitude to William G. O'Rourke for his dedicated service to Eastern Illinois University and the people of Illinois, and do hereby thank him for his past, present and future service to Eastern Illinois University and the community at large.

**Commendation
Presented to
Eric P. Wilber**

WHEREAS, as a student at Eastern Illinois University, Eric P. Wilber poured himself into "all things political," included being elected to Student Government; heading up the Student Action Team that lobbies legislators in Springfield; serving as a Coles County election judge; and representing students on the EIU Board of Trustees, the Illinois Board of Higher Education's Student Advisory Committee and the Charleston City Council; and

WHEREAS, Mr. Wilber's diligent work played a key role in registering 1,500 students to vote in the 2008 Presidential Election; in steering Senate Bill 2009 through the General Assembly, allowing Eastern to build its Renewable Energy Center; and in restoring funding for the Monetary Award Program (MAP) Grant for the Spring 2010 semester; and

WHEREAS, Mr. Wilber will be leaving Eastern Illinois University, having received degrees in political science and philosophy, to serve as a Dunn Fellow in the governor's office; and

WHEREAS, in Fall 2011, Mr. Wilber plans to enter law school at Southern Illinois University on his way to following his dream of one day winning a U.S. senate seat;

NOW, THEREFORE, BE IT RESOLVED THAT the members of the Eastern Illinois University Board of Trustees, along with the University's administrators, faculty, staff and students, do hereby express their utmost gratitude to Eric P. Wilber for his dedicated

service to Eastern Illinois University and the people of Illinois, and do hereby thank him for his past, present and future service to Eastern Illinois University and the community at large.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke	Yes
Dr. Webb	Yes
Mr. Wilber	Yes
Mr. Yost	Yes
Mr. Welch	Yes

Motion carried.

Information Items

President's Report

Dr. Perry asked Dr. Lord to introduce Ms. Wendy Williamson, Director of Study Abroad, for a report on the Study Abroad program. Ms. Williamson reported that according to a 2008 survey conducted by the American Council on Education, 81% of college or high school student respondents wanted to go abroad while they were in college, and expected their chosen university to have study abroad programs. Ms. Williamson also shared that EIU ranks number one among public Master's institutions in Illinois, for the number of students who study abroad. Among all Illinois institutions, both public and private, EIU ranks tenth for the number of students sent abroad. Ms. Williamson reported that the Study Abroad program has grown in size from only 98 students in 2001 – 2002, to currently 340 students.

Report from Board Chair

Mr. Welch commented on the borrowing resolution, stating that EIU plans to take a conservative approach to how much is borrowed and what is best done with the funds. He also mentioned pursuing a change to EIU's funding, which currently shows a disparity of about \$8000 per full time student, versus funding given to other universities with similar educational missions.

Committee Reports

Executive/Planning Committee – Mr. Welch reported that the format and planning for the board retreat in July was discussed, as was a report on meeting state requirements for the Inspector General, and time reporting. The Committee was also given a brief review of the status of the university master plan, as well as the capital campaign.

Board Relations Committee – Ms. Nimmons mentioned the Campaign kick-off event which is scheduled for Friday, October 22. She also mentioned an EIU Alumni Lawn Party that will be held at the State Fair in Springfield on Friday, August 13. Ms. Nimmons congratulated

Mr. Martin and his staff for their efforts regarding the annual fund drive, which has done particularly well given the current economic environment.

Finance/Audit Committee – No report.

Board Regulations – No report.

Academic and Student Affairs Committee – Mr. Welch reported that there was quite an extensive report given on admissions and enrollment. They also had a report on financial aid, and saw a preview of a video on integrated learning.

Reports from Constituencies

None.

Summary of Purchases \$100,000 – \$249,999

<u>Vendor</u>	<u>Type of Purchase</u>	<u>Bids</u>	<u>Amount</u>
Federal Signal Corporation	Interior emergency notification upgrade	1 ^a	\$101,459
Institutional Network Communications	Cable TV for residence halls	1 ^b	243,354
KAM Services	Asbestos abatement	1 ^b	150,000 Not to Exceed
Veolia ED Solid Waste Midwest, LLC	Garbage collection & disposal	1 ^b	150,000 Not to Exceed
Effingham-Clay Service Co.	Ethanol blended gasoline	1 ^b	245,000 Not to Exceed
Swank Motion Pictures, dba Residence Life Cinema	Closed circuit movie program	1 ^c	212,585
SunGard Higher Education	Consulting Services	1 ^d	118,000
Mostardi Platt Environmental	Consulting Services	4 ^e	140,000 New Amount

^a 67 other vendors downloaded documents but no other bids were submitted

^b contract renewal

^c 43 other vendors downloaded documents but no other bids were submitted

^d sole source for consulting services for proprietary software already in use on campus

^e \$100,000 already submitted. This is an addition of \$40,000 for services regarding the Renewable Energy Center.

University Highlights

Dr. Perry reported that seventeen Eastern Illinois University students presented at the National Conference on Undergraduate Research, which puts EIU in the top 5 in the country in terms of numbers of students presenting. He also mentioned a newspaper supplement, featuring faculty research and creative activity, which was prepared and distributed by the Journal Gazette – Times Courier newspaper. Also, Dr. Perry shared a brief report on academic progress rates of EIU athletes. Three teams were recognized nationally for being in the top 10% of the APR for Division I in their sport.

Adjournment

Mr. Kratochvil made a motion to adjourn. Mr. Wilber seconded the motion.

Roll was called and the vote was as follows:

Mr. Kratochvil	Yes
Ms. Nimmons	Yes
Mr. O'Rourke:	Yes
Dr. Webb	Yes
Mr. Wilber	No
Mr. Welch	Yes

Motion carried.