#### AGENDA

#### UNIVERSITY OF SOUTHERN INDIANA BOARD OF TRUSTEES

#### March 6, 2008

#### SECTION I - GENERAL AND ACADEMIC MATTERS

- A. APPROVAL OF MINUTES OF JANUARY 10, 2008, MEETING
- B. ESTABLISHMENT OF NEXT MEETING DATE, TIME, LOCATION
- C. REPORT OF THE LONG-RANGE PLANNING COMMITTEE
- D. APPROVAL OF PROGRAM NAME CHANGE: PHYSICAL EDUCATION TO KINESIOLOGY
- E. PRESIDENT'S REPORT
- F. REPORT ON THE INDIANA GENERAL ASSEMBLY
- G. APPROVAL OF CANDIDATES FOR DEGREES
- H. APPROVAL OF CANDIDATES FOR HONORARY DEGREES
- I. APPROVAL OF CONFLICT OF INTEREST STATEMENTS
- J. REPORT OF THE AD HOC BYLAWS COMMITTEE

#### SECTION II – FINANCIAL MATTERS

- A. REPORT OF THE FINANCE/AUDIT COMMITTEE
- B. APPROVAL OF RESOLUTIONS REGARDING REFINANCING OF THE UNIVERSITY OF SOUTHERN INDIANA AUXILIARY SYSTEM VARIABLE RATE DEMAND REVENUE BONDS, SERIES 2001B, AND DELEGATION OF CERTAIN POWERS IN REGARD THERETO TO THE FINANCE/AUDIT COMMITTEE
- C. APPROVAL OF FINANCING PLAN FOR THE REFINANCING OF THE UNIVERSITY OF SOUTHERN INDIANA AUXILIARY SYSTEM VARIABLE RATE DEMAND REVENUE BONDS, SERIES 2001B
- D. REPORT OF THE CONSTRUCTION COMMITTEE
- E. UPDATE ON CURRENT CONSTRUCTION PROJECTS
- F. APPROVAL OF MODIFICATIONS TO 403(b) RETIREMENT PROGRAM

#### SECTION III - PERSONNEL MATTERS

- A. APPROVAL OF ANNUAL AUTHORIZATION FOR EMPLOYMENT OF FACULTY AND STAFF
- **B. APPROVAL OF PERSONNEL ACTIONS**

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## AGENDA

#### SUPPLEMENTAL INFORMATION

#### UNIVERSITY OF SOUTHERN INDIANA BOARD OF TRUSTEES

#### March 6, 2008

#### SECTION I - GENERAL AND ACADEMIC MATTERS

#### A. APPROVAL OF MINUTES OF JANUARY 10, 2008, MEETING

#### B. ESTABLISHMENT OF NEXT MEETING DATE, TIME, LOCATION

#### C. REPORT OF THE LONG-RANGE PLANNING COMMITTEE

The Long-Range Planning Committee will meet prior to the Board of Trustees meeting on March 6, 2008. A report will be presented.

#### D. APPROVAL OF PROGRAM NAME CHANGE: PHYSICAL EDUCATION TO KINESIOLOGY

The Bower-Suhrheinrich College of Education and Human Services requests that the name of the Physical Education program be changed to the Kinesiology program effective August 25, 2008. This name change will better reflect the curriculum required for the degree.

Approval of the program name change from Physical Education to Kinesiology is recommended.

#### E. PRESIDENT'S REPORT

#### F. REPORT ON THE INDIANA GENERAL ASSEMBLY

A report will be presented on the 2008 session of the Indiana General Assembly.

#### G. APPROVAL OF CANDIDATES FOR DEGREES

The candidates for master, baccalaureate, and associate degrees, to be conferred May 11, 2008, are listed in Exhibit I-A.

It is recommended that award of the respective degrees <u>be approved</u> subject to the completion of all requirements.

#### H. APPROVAL OF CANDIDATES FOR HONORARY DEGREES

It <u>is recommended</u> that the conferral of the following honorary degrees during the Commencement ceremony on May 11, 2008, <u>be approved</u>.

DOCTOR OF LAWS to Bruce and Carol Baker, long-time friends, supporters, and volunteer leaders of the University;

DOCTOR OF LAWS to Sherrianne Maddox Standley, vice president emeritus for Advancement and civic leader in the Evansville community, who will bring the Commencement address; and

DOCTOR OF SCIENCE to Victor V. Schriefer, Jr. retired Evansville businessman, friend of the University, and civic leader.

#### **SECTION II – FINANCIAL MATTERS**

#### A. REPORT OF THE FINANCE/AUDIT COMMITTEE

The Finance/Audit Committee will meet in joint session with the Construction Committee prior to the Board of Trustees meeting on March 6, 2008. A report will be presented.

#### B. APPROVAL OF RESOLUTIONS REGARDING REFINANCING OF THE UNIVERSITY OF SOUTHERN INDIANA AUXILIARY SYSTEM VARIABLE RATE DEMAND REVENUE BONDS, SERIES 2001B, AND DELEGATION OF CERTAIN POWERS IN REGARD THERETO TO THE FINANCE/AUDIT COMMITTEE

The Finance/Audit Committee, in its meeting on March 6, 2008, will discuss the refinancing of variable rate demand revenue bonds, Series 2001B and delegation of certain powers in regard thereto to the Finance/Audit Committee. A recommendation will be presented to the Board of Trustees.

<u>Approval</u> of a recommendation to approve the Resolutions of the University of Southern Indiana Board of Trustees in Exhibit II-A is recommended.

#### C. APPROVAL OF FINANCING PLAN FOR THE REFINANCING OF THE UNIVERSITY OF SOUTHERN INDIANA AUXILIARY SYSTEM VARIABLE RATE DEMAND REVENUE BONDS, SERIES 2001B

The Finance/Audit Committee, in its meeting on March 6, 2008, will review a financing plan for the refinancing of variable rate demand revenue bonds, series 2001B.

<u>Approval</u> of the recommendation of the Finance/Audit Committee regarding the financing plan is recommended.

#### D. REPORT OF THE CONSTRUCTION COMMITTEE

The Construction Committee will meet in joint session with the Finance/Audit Committee prior to the Board of Trustees meeting on March 6, 2008. A report will be presented.

#### E. UPDATE ON CURRENT CONSTRUCTION PROJECTS

A report will be presented on current construction projects. Exhibit II-B includes a summary of the cost and funding sources for each project.

#### F. APPROVAL OF MODIFICATIONS TO 403(b) RETIREMENT PROGRAM

The University of Southern Indiana currently offers a tax-deferred 403(b) retirement program which includes 403(b) employee contributions by eligible faculty, administrative, and support staff and 402(g) employer contributions to eligible faculty and administrative staff. Due to the passage of the Pension Protection Act of 2006 (PPA 2006), which takes effect no later than January 1, 2009, some changes to the 403(b) retirement program are required or recommended. Further enhancements also are desirable based on new options made available by TIAA-CREF under the TIAA-CREF Open Plan Solutions retirement program administration system. Therefore, the following changes are recommended to the 403(b) retirement program effective no later than January 1, 2009.

- Increase the investment options on the TIAA-CREF platform from 10 to 18 (one of which consists of 10 Life Cycle Funds). The additional mutual funds will expand the universe of asset classes to include: Large Cap Value, Mid Cap Value, Mid Cap Growth, Mid Cap Value, Small Cap Growth, Small Cap Value, and CORE Bond. These funds will be provided by TIAA-CREF at no additional cost to the University and with no fees to employees.
- Permit default enrollment for the mandatory 402(g) retirement program into the Life Cycle fund for faculty and administrative staff at the time of eligibility in the event an enrollment form is not completed.

- Offer Objective Investment Advice Service to employees through a third party with no additional cost to the University and with no fees to employees. Ibbotson & Associates currently provides this service for TIAA-CREF clients.
- 4) For employee only contributions under the 403(b) supplemental program, discontinue offering non-TIAA-CREF investment options. New regulations and administrative requirements under the Pension Protection Act of 2006 limit the University's ability to offer multiple options to small numbers of participants.
- 5) Allow Non-Spousal Benefit Rights in regard to rollover capabilities (but not in regard to hardship withdrawals) for both the 402(g) and 403(b). These are new options under PPA 2006.
- 6) Discontinue loan provisions for former employees due to increased loan administration requirements under PPA 2006.

The recommended changes to the retirement programs will expand investment options, enhance advice services for participants, and streamline the administration of the retirement programs through the TIAA-CREF Open Plan Solutions retirement program administration system. By offering Life Cycle Funds as the default investment option and Objective Advice to assist employees with investment options, the University will obtain fiduciary relief under PPA 2006.

To effect the proposed changes, the University of Southern Indiana must modify its existing retirement program documents before the required effective date of January 1, 2009, and enter into the appropriate Group Retirement Agreements and a Custodial and Recordkeeping Agreement with TIAA-CREF.

Approval of the following modifications to the 403(b) retirement program is recommended:

- 1) increase investment options on the TIAA-CREF platform to 18;
- 2) permit default enrollment into Life Cycle funds;
- 3) offer Objective Investment Advice Service;
- 4) discontinue offering non-TIAA-CREF investment options;
- 5) allow Non-Spousal Benefit Rights in regards to rollover capabilities;
- 6) discontinue loan provisions for former employees; and
- modify existing retirement program documents and enter into TIAA-CREF agreements consistent with these changes and the requirements of the Pension Protection Act of 2006 effective no later than January 1, 2009.

#### SECTION III – PERSONNEL MATTERS

#### A. APPROVAL OF ANNUAL AUTHORIZATION FOR EMPLOYMENT OF FACULTY AND STAFF

The University of Southern Indiana Board of Trustees, pursuant to Indiana Code 20-12-1-4, annually authorizes the President of the University of Southern Indiana to employ faculty and staff and to establish salaries and wages within budgetary capabilities. The last authorization was on March 1, 2007.

It <u>is recommended</u> that the Trustees <u>authorize</u> the president of the University to employ qualified faculty and staff, to grant leaves of absence, and to establish salaries, wages, and benefits for employees within the capabilities of the budget. Further, it <u>is recommended</u> that the Trustees, who establish the employment contract for the President of the University, including salary and benefits, <u>authorize</u> the Chair of the Board of Trustees to convey to the President his employment contract, including salary and benefits.

#### **B. APPROVAL OF PERSONNEL ACTIONS**

Approval of the following personnel actions is recommended.

1. Tenure

The following faculty members are recommended for tenure effective August 25, 2008:

Mrs. Susan Ahmad, Assistant Professor of Occupational Therapy College of Nursing and Health Professions

Dr. Gary Black, Assistant Professor of Production/Operations Management \* College of Business

Dr. Roberta Hoebeke, Assistant Professor of Nursing \* College of Nursing and Health Professions

Dr. Guoyuan Huang, Assistant Professor of Physical Education \* Bower-Suhrheinrich College of Education and Human Services

#### \*Also recommended for Promotion effective August 25, 2008.

2. Promotion

The following faculty members are recommended for promotion, effective August 25, 2008:

#### Assistant Professor to Associate Professor

Dr. Gary Black, Assistant Professor of Production/Operations Management \* College of Business

Dr. Jeannie Collins, Assistant Professor of Chemistry Pott College of Science and Engineering

Dr. Roberta Hoebeke, Assistant Professor of Nursing \* College of Nursing and Health Professions

Dr. Guoyuan Huang, Assistant Professor of Physical Education \* Bower-Suhrheinrich College of Education and Human Services

#### **Associate Professor to Professor**

Dr. Peter Cashel-Cordo, Associate Professor of Economics College of Business

Mr. Matthew Graham, Associate Professor of English College of Liberal Arts

Dr. J. Casey Harison, Associate Professor of History College of Liberal Arts

Dr. Ramadan Hemaida, Associate Professor of Decision Science College of Business

Mr. Elliot Wasserman, Associate Professor of Theatre College of Liberal Arts

#### \*Also recommended for Tenure effective August 25, 2008.

#### 3. Retirement

Director of Library Services and Senior Librarian <u>Ruth H. Miller</u>, in accordance with the regular retirement policy, has requested retirement effective January 31, 2009.

#### 4. Emeritus Status

It is recommended that the following administrator be retired officially with the effective date shown and that the appropriate emeritus title, as indicated, be conferred:

Director Emerita of Library Services and Senior Librarian Emerita <u>Ruth H. Miller</u>, 13.25 years at USI, effective January 31, 2009.

## CANDIDATES FOR DEGREES **UNIVERSITY OF SOUTHERN INDIANA** May 11, 2008

#### MASTER OF ARTS IN LIBERAL STUDIES

Angela P. Allen Ebony Eskridge Yuko Shinya Shawn C. Spear Leslie A. Townsend

#### MASTER OF BUSINESS

## ADMINISTRATION

Jason F. Brown Andrea L. Daub Patricia J. Fuhrer Lacy N. Haller Angela D. Jones Andrew S. Perry Matthew A. Rice Brett T. Roache William J. Sanders Christopher M. Smith Jeremy R. Ungethiem Lisa D. Verkamp Kyle P. Waninger Christopher W. Wedding Jeffery M. Willis Aaron K. Wood

#### MASTER OF PUBLIC **ADMINISTRATION**

Jennifer A. Briggs Jaclyn D. Dumond Nina R. Madden Stephanie J. Norrick Rebecca D. Patrick Maurice N. Pearl Caitlin W. Poe Brooke E. Schnute Linda M. Trible

#### MASTER OF SCIENCE **IN ENGINEERING**

Eric M. Antey Dylan M. Barnes Keith W. Carter Sarah A. Chase Karen L. Gerhart Jeff Hara Ryan M. Hayden Satomi Kano Erin L. Koester Lindsey B. Morris Staci N. Reese Adam J. Schmitt

#### MASTER OF SCIENCE **IN NURSING**

Corie A. Aiken

Paula A. Amacker Miriam Asva Susan A. Baker Catherine A. Boarman Carol P. Bryant Kimberly A. Bugica Amy D. Byrd Ashley N. Carter Christy L. Coleman Anita K. Collins Nanita J. Conner Mary Croley **Rhonda Darnell** Amanda S. Davis Heather D. Davis Jefferv E. DeLona Sharon L. DiCicco Martha L. Dick Melanie S. Duke Kristen Edmonston Sarah M. Gillaspie Lori A. Grimm Susan P. Hall Melissa A. Hammond Deborah S. Harris Kristen Hendershot Laurie A. Hicks Debra L. Hudson Melanie J. Johnson Lauren J. Johnson-Lavender Mahesh M. Khilnani **Dodie Kirkendoll** Sherry Lynch Carolyn C. McDonald Shari W. Miner Gerri L. Moore Amanda J. Orr Sheri K. Outland Sarah M. Pandullo Mary C. Parks Miranda Peterson Samantha L. Reed Kathy Ryan Constance J. Saxton Angela L. Schapker Anita M. Simpson Heather A. Smith Jennifer R. Steinkamp Shahin Thomas Valerie Titus Daniel R. Tom Lecia M. Wadsworth

Cynthia W. Ward Candace Wells Kim L. Wilkerson Tara C. Williams

#### **MASTER OF SCIENCE IN OCCUPATIONAL THERAPY**

Joseph G. Abney Adrienne M. Adler Stacy M. Ambrose Jocelyn N. Burns Chelsea M. Dowty Carol J. Dreith Amanda L. Embry Kikuka T. Gallagher Carrie B. Grabert Amy J. Gramelspacher Sarah C. Heckman Alicia D. Houchin Kathryn L. Hulsman Alisa E. Kilpatrick Jamie N. Kostrzebski Sherry Logan Nicole L. Lowe Jenny M. Lubbers Cinnamon R. Mann Teresa M. McKinney Sarah E. Merkley Andrea R. Murphy Megan P. Parkinson Jennifer A. Salvitti Julie M. Smith Kathleen N. Stratton Brandy N. Telligman Karen A. Wagner Krystal A. Walls Lauren R. Webb Brittany A. Wesner Hannah Wolter

#### MASTER OF SCIENCE **IN SOCIAL WORK**

Melissa R. Baker Kathryn E. Beitler Rachel D. Carroli Emalee F. Deel Latisha S. Haynes Bonnie S. Heilman Karen E. Hellenberg Nicholas R. Henke Heather L. Kleinhelter Sherry M. LaMar Amie E. Miller Laura S. Nagle Lesley L. Oehi

Shamar M. Oglesby Sarah M. Orem Linda G. Owen Laura B. Philipps Jessica T. Rabalais Karen R. Robinson Amber Russell Amy M. Siddens Thomas S. Sims Michael Singleton Kendra N. Smeltzer Victoria L. Springmeyer Ashley D. Taylor Dawn L. Tedrow Alissa D. Wayman Todd A. Whitler Lauren L. Zehner

#### COLLEGE OF BUSINESS POST BACCALAUREATE CERTIFICATE

John P. Bryan Andrew T. Dill Eden Rose C. Flores David M. Heuck Deborah D. Lane

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Jill R. Beckman Jessica L. Bellian Rvan R. Clarida Courtney L. Fife Amanda L. Gries Jamie M. Hempfling Nathan R. Hills Aphrodite Hudson Ahmet Karaagac Megan J. Knies Craig A. Luebbehusen Megan D. Martin Kara L. McDaniel Jessica Padilla Jacey N. Riggs Paul M. Scheller Faith R. Wells

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Samantha L. Gray Elizabeth R. Greenlee Jason M. Hagen Stephani J. Hall Layla A. Harrington Cameron D. Harris Jason A. Hart Gabriel J. Hayden Patrick C. Hayden Christy M. Hayes Rachel L. Hedinger J R. Helms Corey Hendon Jason M. Hoesli Nikolaus J. Hoffman John Hoover Joseph J. Hopf XiaoLi Hu David C. Hughes Brandon G. Jackson Daniel L. Jochem Brent A. Johnson Nicole A. Johnson Marshay N. Jolly Nicholas L. Jureczki Clint W. Keller Jamie L. Kennedy Melissa A. Kern Joseph E. Kiesler Kyle A. Kinder Angela M. King Mark A. Kirkman Daniel J. Kissel Brett A. Knies Eric M. Knight David M. Knust Andrew S. Krieg Cassie L. Laker Carol S. Lambert John G. Lambert Eric L. Lampert Gary W. Leach Richard A. Lewis Zachary S. Lewis Adam G. Lichtenfeld Dishon J. Lutz Michael J. Lutz Brett D. Mackey Ashley M. Maday Sarah A. Maddox Steven M. Mahoney Katie M. Marrs Kathrvn J. McClintock Courtney L. McCormick Kyle A. McCrary Andrew T. McGuire Katherine M. McKinney Audrey L. Merkley Brayton T. Moore Nicole M. Mosbey DeAndra L. Mounia

Random D. Neal Nicholas J. Obermever Matthew G. Obert Brittaney N. Oeth Garrett S. Oros Heather A. Ottilie Laura E. Parker Seth S. Patchin Traci N. Perkins Andrew W. Peters Lucus A. Pettigrew Charles G. Pfohl Heather M. Pike Aaron M. Plocik Brian J. Powers Adam A. Price Michael D. Provost Kara A. Rasche Cory B. Reffett Melissa A. Rheinhardt Lindsey N. Rietman Michele L. Rilying Adam C. Roth Samantha K. Rucker Lee M. Rudisill Derrick J. Rumley Fany E. Sanchez Andrew R. Schenk Jessica A. Schmitt Natalie M. Schmitt Gabriel L. Schroeder Melissa S. Scott Shawn T. Scott Nicholas W. Shaw Charles E. Shelton Cynthia A. Sherman Amanda F. Shreve Jordon Z. Sidebottom Elizabeth A. Sisson Ra'Mon D. Skaggs Francis L. Skelton Erica L. Smith Jared M. Smith Kevin A. Squire Kyle S. Stanton Gavin J. Stead Katy E. Storms Lindsay N. Strotman Christopher M. Summers Alvin J. Swartzentruber Ty A. Swisher Bryce J. Taylor Carrie A. Tenbarge Bo V. Thomas Lacy D. Thompson Jacob M. Tindle Daniel K. Titzer Earl B. Townsend Diana L. Trimborn Carly A. Trimpe Lindsay A. VanFleet

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#### COLLEGE OF NURSING AND HEALTH PROFESSIONS BACHELOR OF SCIENCE

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Barbara W. Johnston Nicole M. Jolly Kristi N. Jones Zachery K. Jones Aisha Key Becky J. Kinser Sarah E. Kuhlenschmidt Kendra M. LaCour Sandra R. Ladd Julie D. Lav Ashley M. Lazar Alexis A. Lea Courtney D. Lee Jonna B. Leinenbach Emily E. Lewis Voneece Little Donita L. Long Lyndsee S. Marsh Sharon A. Matthews Holly N. Mattox Lindsey M. McCall Sabrina N. McIntire Mallorie A. Mitchell Amber N. Moody Whitney L. Nash Amanda H. Noel Anna N. Nosal Amanda D. Owens Kendra L. Parus Bhaviniben R. Patel Seialben M. Patel Erin R. Pitts Heather D. Potter Denise D. Rager Sarah E. Reffett Bonnie L. Roberts Ashley L. Robertson Krista K. Robinson Maria A. Rountree Allison R. Schmahl Kirsten M. Schuster Samuel A. Scoville Ashlev E. Setterstrom Sheena R. Shaw Paula E. Skaggs Paula E. Skaggs Natalia K. Skibinski Deborah S. Smith Deborah S. Smith Holly L. Sollars Cambron C. Sook Christopher R. Steele Lindsay M. Stepper Sarah M. Stevens Sarah M. Stevens Kristina M. Stewart Rachel M. Stratman Angela K. Sullivan Tiffany N. Summers Carrie A. Tenbarge Shannan H. Tennis

Jesse R. Tibbs Tabitha D. Tison Michelle G. Tudor Terri S. Wade Kristina M. Walker Amy L. Wargel Ashley N. Wasson Danita L. Webb Aaron M. Webster Emily A. Wehr Kelli J. Wilcoxson Ammer N. Williams Joan M. Woodside

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#### COLLEGE OF BUSINESS ASSOCIATE OF ARTS Tara N. Byers

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Kathy M. Carr Cheryl L. Day Derek W. Fisher Vance I. Hendrickson Sterling R. Pasha Amanda S. Schmitt Amy J. Stills

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## Possible Conflict of Interest Disclosure Statements Filed for 2008

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DATE	NAME/ TITLE	VENDOR/ CONTRACTOR	DESCRIPTION OF FINANCIAL INTEREST
1/08/08	Dr. Les Nunn Associate Professor of Business Law	Unlimited Achievement published by iUniverse	Author. Royalties will be given to USI
1/08/08	Connie Weinzapfel Director of Historic New Harmony	James Parrent Garden Design	Spouse is owner

### Proposed amendments are in red

## BYLAWS OF THE UNIVERSITY OF SOUTHERN INDIANA BOARD OF TRUSTEES

## Article I

## NAME AND SEAL

Section 1. Name. The name of the Board of Trustees is fixed by Indiana statute as the University of Southern Indiana Board of Trustees.

Section 2. Name of the University. The name of the University under the control of the Board of Trustees is fixed by Indiana statute as University of Southern Indiana.

Section 3. Seal. The seal of the Board of Trustees shall be a circular disc with the words "University of Southern Indiana-Seal" around the outer edge and the words "Board of Trustees" in the center.

## Article II

## **MEMBERSHIP**

Section 1. Membership of the Board of Trustees shall conform with the Indiana statute governing the membership of this Board of Trustees.

### Article III

## **MEETINGS OF THE BOARD OF TRUSTEES**

Section 1. Annual Meeting. The annual meeting of the Board of Trustees shall be held after July 1 at a time and place as shall be fixed in the notice of such meeting, for the purpose of electing officers and transacting such other business as may be brought before the meeting. Notice of such annual meeting shall be mailed by the secretary to each member not less than five (5) days in advance of such meeting.

Section 2. Order of Business. The order of business at the annual meeting shall be as follows:

- 1. Roll call
- 2. Reading of the notice of the meeting
- 3. Reading of the minutes of the preceding annual meeting and action thereon
- 4. Reports of officers
- 5. Reports of special committees
- 6. Election of officers
- 7. Other business

Section 3. Delayed Annual Meeting. Upon failure to hold any annual meeting at the time previously prescribed, such meeting may be called at a later date upon request of two members of the Board of Trustees or by the Chair of said Board of Trustees.

Section 4. Regular Meetings. Regular meetings of the Board of Trustees shall be held on a date established at the preceding meeting of the Board of Trustees. The secretary shall give five (5) days notice of each regular meeting in person or by mail, telegraph or telephone.

Section 5. Special Meetings. Special meetings of the Board of Trustees may be called at any time by the Chair of the Board of Trustees or by majority of the Board of Trustees and may be held at such place, within the State of Indiana, as shall be fixed in the notice of each meeting. Notice of such special meetings shall be mailed or given personally or by telephone or telegraph by the secretary to each member not less than five (5) days in advance of such meeting.

Section 6. Quorum. At all meetings of the Board of Trustees there shall be at least a majority of all the members in order to constitute a quorum. If at any meeting of the Board of Trustees there shall be less than a quorum present, such meeting shall be adjourned from time to time until a sufficient number of members are present to constitute a quorum. In the event there is less than the total membership present at the Board of Trustees meeting, but a quorum is present, all actions of the Board of Trustees require a majority vote of the total Board of Trustees members.

Section 7. Waiver of Notice. Notice of any meeting of the Board of Trustees may be waived in writing by any member, and the presence in person of any member at any meeting shall be deemed to be a waiver of notice of such meeting by such member.

Section 8. Powers of the Board of Trustees. In addition to the powers specifically granted by statutes of the State of Indiana, the Board of Trustees has and may exercise all other implied powers reasonably required for the conduct of the affairs of the University of Southern Indiana. The Board of Trustees may from time to time, by resolution, prescribe the manner in which all contracts shall be executed. In the absence of such provision, all contracts shall be executed by the Chair or a Vice Chair, and the corporate seal shall be affixed and attested by the Secretary or Assistant Secretary.

Section 9. Meeting Conduct. Trustees may participate in a regular, special, annual, or committee meeting of the Board, where a quorum is physically present, through any means of communication by which all Trustees participating, as well as all members of the public physically present at the place where the meeting is conducted, may simultaneously hear each other and communicate during the meeting, in which event all such Trustees shall be deemed present in person at such meeting. Participation as provided in this section shall be evidenced by minutes of the meeting stating the name of each Trustee who was physically present at the place where the meeting was conducted, the name of each Trustee who participated in the meeting without being physically present and who used a means of communication described in this Section, and each Trustee who was absent.

## Article IV

## **OFFICERS**

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Section 1. Officers of the University. The officers of the University shall be the Chair, one or more Vice Chairs, a Secretary, Assistant Secretary, and Treasurer of the Board of Trustees, the President and one or more Vice Presidents. The Chair, Vice Chair(s), Secretary, Assistant Secretary, and Treasurer shall serve for terms of one year or until successors are elected and qualified. The President and Vice Presidents shall serve such terms as may be determined by the Board of Trustees at the time of their appointment or election. The one or more Vice Presidents shall be appointed by the President with approval of the Board of Trustees.

Section 2. Election. At its annual meeting the Board of Trustees shall elect from among its membership a Chair, one or more Vice Chairs, and a Secretary and shall also appoint qualified persons, not members of the Board of Trustees, to serve as Assistant Secretary and as Treasurer. In addition, at such time as there shall be a vacancy in the office of the President, the Board of Trustees shall, at an annual, regular, or special meeting, elect a President. Each officer shall be elected for a term of one year or until his/her successor shall be elected and qualified, except for the President, who shall be elected for such term as provided in Section 1 of this Article IV.

Section 3. Vacancies. Whenever a vacancy occurs in an office by death, resignation, or otherwise, the same shall be filled by the Board of Trustees and the officer so elected or appointed shall hold office for the balance of the term of said office or until his successor is chosen and qualified.

Section 4. The Chair. The Chair shall preside at all meetings of the Board of Trustees, discharge all the duties which devolve upon a presiding officer, and perform such other duties as the bylaws provide or the Board of Trustees may prescribe.

Section 5. The Vice Chairs. The Vice Chairs shall perform all duties incumbent upon the Chair during the absence of or disability of the Chair and perform any such other duties as the bylaws may require or the Board of Trustees may prescribe.

Section 6. The Secretary. The Secretary shall keep a record of the proceedings of all meetings and shall notify the members of all meetings and shall further be responsible for carrying on all correspondence as directed by the Board of Trustees. The Secretary also shall perform and discharge such other duties as the bylaws provide or the Board of Trustees may prescribe.

Section 7. The Assistant Secretary. The Assistant Secretary shall perform all duties incumbent upon the Secretary during the absence of or disability of the Secretary and perform such other duties as the bylaws may require or the Board of Trustees may prescribe.

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Section 8. The Treasurer. The Treasurer shall be responsible for carrying out the mandates of the Board of Trustees in overseeing the financial resources of the University including, but not limited to, cash, securities, stocks, bonds and all other property, personal or real, owned by the University. The Treasurer shall assure that all books and accounts are accurately kept and furthermore, shall present periodically a full and detailed financial statement to the Board. The Treasurer shall monitor the investments of the University including all funds and endowments. In addition, the Treasurer shall be required to furnish a bond for the faithful performance and discharge of these duties, as may be directed by the Board of Trustees or required by state statute.

Section 9. The President. The President of the University shall be the Chief Executive Officer of the University and the official advisor to and executive agent of the Board of Trustees. The President shall, as educational and administrative head of the University, exercise a general superintendence over all the affairs of the institution, and bring such matters to the attention of the Board as are appropriate to keep the Board fully informed in meeting its policy-making responsibilities. Furthermore, the President shall have power, on behalf of the Trustees, to perform all acts and execute all documents to make effective the actions of the Board or its Executive Committee, and except as otherwise provided in these bylaws, shall be ex officio a member of all committees of the Board without power to vote.

## Article V

## AMENDMENTS

Section 1. The power to make, alter, amend, or repeal these bylaws is vested in the Board of Trustees.

Section 2. These bylaws may be altered, amended, or repealed at any meeting of the Board of Trustees by a majority vote of the members of the Board of Trustees, provided that the amendment was presented in writing at the previous meeting of the Board of Trustees.

File: T:\Board of Trustees/Bylaws

#### RESOLUTIONS OF THE UNIVERSITY OF SOUTHERN INDIANA BOARD OF TRUSTEES

#### RESOLUTIONS REGARDING REFINANCING OF UNIVERSITY OF SOUTHERN INDIANA AUXILIARY SYSTEM VARIABLE RATE DEMAND REVENUE BONDS, SERIES 2001B, AND DELEGATION OF CERTAIN POWERS IN REGARD THERETO TO THE FINANCE/AUDIT COMMITTEE

**Whereas**, the University has previously issued the 2001B Bonds, which were insured by Ambac Assurance Corporation and further secured by a liquidity facility from J.P. Morgan Chase Bank, NA; and

Whereas, the credit rating of Ambac has been downgraded by one credit rating agency, and may also be downgraded by other credit ratings agencies in the near term, such that the 2001B Bonds have been adversely affected, both in terms of weekly interest rate resets, and in terms of long-term stability of interest rate forecasts for the 2001B Bonds; and

Whereas, the Treasurer of the University has diligently analyzed various possible responses to this development, and has recommended to this Board that a current refunding of the 2001B Bonds be pursued; and

Whereas, the Board wishes to pursue a current refunding based upon the recommendation of the Treasurer; and

Whereas, this Board desires to delegate its power and authority to the Finance/Audit Committee to hear and act upon the recommendations of the Treasurer with respect to the potential refunding of the 2001B Bonds, and desires to authorize the Treasurer to take any and all actions required to reasonably and prudently implement the refunding.

NOW, THEREFORE, BE IT RESOLVED by this Board as follows:

1. The Treasurer is hereby authorized to develop a Plan of Finance and refunding documents for the 2001B Bonds and present the Plan of Finance and documents to the Finance/Audit Committee for its consideration and potential approval.

2. The Board recognizes that the Plan of Finance will include requirements for contribution of auxiliary system reserves for costs of issuance, credit enhancement, and reserves for the 2008 Bond, to the extent they are required by the market in order to effect the refunding.

3. The Treasurer is further authorized to solicit all necessary approvals from the State of Indiana and its administrative entities for the issuance of the 2008 Bond.

4. The Board reserves the right to evaluate and continue the existing 2001B debt structure if market conditions improve.

5. The Board reserves the right to receive and act upon the Plan of Finance itself in addition to delegating to the Finance/Audit Committee the authority to do so.

Dated this 6th day of March, 2008.

# University of Southern Indiana Board of Trustees

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Summary Current Construction Projects March 6, 2008

## Projects under Construction

McCutchan Art Center		
Project Cost		\$ 1,125,000
Funding Sources:		
Kenneth P. McCutchan Fund	\$ 640,000	
Academic Initiative Fund	300,000	
USI Foundation	185,000	
McDonald West Community Center		
Project Cost		\$ 1,500,000
Funding Source: Housing Reserve		
Support Services Building		
Project Cost		\$ 2,830,831
Funding Sources:		
Business and Engineering Center Bond Issue	\$1,816,356	
David L. Rice Library Bond Issue	635,000	
Transportation Reserve	257,475	
Technology Initiatives Reserve	122,000	
Parking Lot and Street Lighting Upgrade		
Project Cost		\$ 180,000
Funding Sources:		
General R & R Appropriation	\$ 100,000	
Energy Management System Reserve	80,000	
Orr Center – Student Financial Assistance Office Renovation		
Project Cost		\$ 171,382
Funding Source: Special Projects Reserve		
12.5 kV Electric Service Installation		
Project Cost		\$ 975,316
Funding Sources:		
General R & R Appropriation	\$ 700,000	
Energy Management System Reserve	275,316	

## Project for which Construction Bids are Under Consideration

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Recreation and Fitness Center Renovation   Project Cost   Funding Sources:   Cash from Reserve \$1,260,000   Student Services Fee 125,000   Student Activity Fee 360,000   Student Services Operations 125,000   Bond Issue (Repaid with Student Fees) 7,250,000	D D D					
Projects in Design						
Business and Engineering Center Project Cost	\$31,946,069					
Funding Source: Bond Issue (Repaid with Fee Replacement Appropriation)						
Campus Entrance and Loop Road Construction Project Cost – Phase I	\$ 3,825,892					
Funding Sources: David L. Rice Library Bond Issue \$2,000,000 Federal Earmark Funding 2006 1,475,892 Federal Earmark Funding 2008 350,000	0 2					
University Center Expansion						
Project CostFunding Sources:Bond Issue (Repaid with Student Fees)\$13,750,000David L. Rice Library Bond Issue800,000Extended Services Fund650,000Bookstore Reserve1,000,000University Center Reserve1,450,000	0 0 0					
Ceramics Center Relocation Project Cost Funding Source: Business and Engineering Center Bond Iss	\$ 900,000 ue					
Central Heating and Cooling Plant Expansion Project Cost Funding Source: Business and Engineering Center Bond Iss	\$ 750,000 ue					
Wright Administration New Roof System Project Cost Funding Source: General R & R Appropriation	\$ 200,000					
Science Center Renovation Project Cost Funding Sources: General R & R Appropriation Special Project Reserve 500,000						