

MINUTES
of the
Board of Control
Michigan Technological University
Houghton, Michigan

Meeting of
December 15, 2006

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MINUTES OF THE FORMAL SESSION OF THE BOARD OF CONTROL OF MICHIGAN TECHNOLOGICAL UNIVERSITY held pursuant to due call in Ballroom B of the Memorial Union Building on the campus of Michigan Technological University in the City of Houghton, Michigan at nine o'clock on the morning of December 15, 2006.

The Board of Control of Michigan Technological University met in formal session at the University's campus at Michigan Technological University in the City of Houghton, State of Michigan, at 9:00 a.m., on the 15th day of December, 2006, in Ballroom B of the Memorial Union Building. The place, hour, and date duly established and duly published for the holding of such a meeting.

The meeting was called to order by the Chair, K. Clark, and a quorum was declared present.

The following members of the Board of Control were present:

K. I. Clark, Chair
D. J. Brule
R. A. Gronevelt (via telephone)
M. C. Henricksen
R. A. Kershner
N. A. Rautiola
R. A. Reck
M. K. Richardson
G. D. Mroz, ex officio

The following members were absent:

None

Also present during part or all of the session were: Dale R. Tahtinen, Secretary of the Board and Vice President for Governmental Relations; Daniel D. Greenlee, Treasurer and Chief Financial Officer; George Butvilas, Chairman of the Michigan Tech Fund; David D. Reed, Provost and Vice President for Academic Affairs and Vice President for Research; Shea McGrew, Vice President of Advancement and Marketing; Ellen S. Horsch, Vice President for Administration; and various members of the faculty, administrative staff, student body, press and public.

Where item numbers are used, they refer to corresponding item numbers in the agenda, in the hands of the Board members.

I. APPROVAL OF AGENDA

R. Reck recommended that the agenda be amended to include a report regarding an AGB Seminar on College Costs which she attended.

It was moved by M. Henricksen, supported by M. Richardson, and passed by voice vote without dissent, that the agenda of the formal session of December 15, 2006, as distributed to the Board, be approved as amended.

II. APPROVAL OF MINUTES

It was moved by D. Brule, supported by R. Kershner, and passed by voice vote without dissent, that the minutes of the formal session of September 28, 2006, be approved.

III. OPENING REMARKS

Chair's Comments

I would like to welcome everyone to today's Board of Control meeting and to this Commencement weekend celebration of achievement and success. This is always a special and exciting time of the year, as we honor our graduates and their families. I would also like to take this opportunity to welcome George Butvilas, Chairman of the Michigan Tech Fund, and thank him for taking the time to be here with us today.

Before going any further with my opening remarks I want to take this opportunity to present a resolution on behalf of the Board to our two outgoing Board members, Mike Henricksen and Norm Rautiola.

It has been a tremendous pleasure to work with both of you as colleagues, and on behalf of the Board we would like to present each of you with a plaque containing the following resolution:

Norman A. Rautiola

The Board of Control of Michigan Technological University at its meeting on the fifteenth day of the month of December in the Two Thousand and Six year declared that:

WHEREAS Norman A. Rautiola, a longtime citizen of the State of Michigan, has honorably and dutifully served his State and its constituents; and

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WHEREAS such duty was with eminence and honor, and such membership included serving as a member of the Academic Affairs Committee; and

WHEREAS his service to the Michigan Technological University Board of Control was for a period of four productive years; and

WHEREAS his contributions to Michigan Technological University and higher education in general have been of the highest order and in the best interest of all: Therefore be it

RESOLVED, that the Michigan Technological University Board of Control extends appreciation and congratulations to this distinguished citizen and former member of this body.

Michael C. Henricksen

The Board of Control of Michigan Technological University at its meeting on the fifteenth day of the month of December in the Two Thousand and Six year declared that:

WHEREAS Michael C. Henricksen, a longtime citizen of the State of Michigan, has honorably and dutifully served his State and its constituents; and

WHEREAS such duty was with eminence and honor, and such membership included serving as a member of the Academic Affairs Committee and Chair of the Finance and Audit Committee, as well as the Chair of this distinguished body; and

WHEREAS his service to the Michigan Technological University Board of Control was for a period of six productive years; and

WHEREAS his contributions to Michigan Technological University and higher education in general have been of the highest order and in the best interest of all: Therefore be it

RESOLVED, that the Michigan Technological University Board of Control extends appreciation and congratulations to this distinguished citizen and former member of this body.

On a personal note, Mike, I would like to thank you for being a mentor and a friend.

Once again, I would like to thank you both for your dedication and outstanding service to Michigan Tech.

I would also like to highlight the achievement of another colleague who has received additional international recognition. Dr. Ruth Reck has been invited to participate at the Oxford Round Table on August 12 through the 17th on the topic of *Global Warming and Sustainable Development: Governing a Crisis*. The Round Table is limited to approximately 35 persons to facilitate productive dialogue. It is to be held at the Harrison Manchester College of Oxford University in the Chamber of the historic Oxford Union Debating Society,

the Rhodes House. The topic of Dr. Reck's paper will be: *Setting the Balance for Global Climate Change: Scientific Evidence and the Consequences for Society*. This is yet another great honor for our truly outstanding and globally recognized colleague, Ruth Reck.

Another Michigan Tech faculty member has been recognized for their outstanding teaching. Dr. David Hand, Professor in the Department of Civil and Environmental Engineering, has been awarded the 2006 Outstanding Teaching in Environmental Engineering and Science Award by the Association of Environmental Engineering and Science Professors. Dr. Hand was recognized for his contributions in the writing of the textbooks "*Fundamentals of Environmental Engineering*" and "*Water Treatment Principles and Design*". Additionally highlighted is his work on the development of a software suite in the use and design of treatment strategies and by-product waste streams.

It has become a habit for me to meet with some academic unit on campus while I am in Houghton for Board meetings. This week I had the great pleasure of meeting with the Multi-Scale Technologies Institute. This very impressive, highly interdisciplinary group gave me a knock-your-socks-off presentation on topics such as nanotube growth, bio-nanosensors, nanotechnology education and scanning tunnel microscopy. I then got to tour some of the facilities such as the ion beam fabricator, the nanomaterial characterization lab and the ever growing cleanroom for material processing. I continue to be amazed at these kinds of unique opportunities for students at Michigan Tech and I would like to thank Dr. Craig Friedrich and all of the folks who took the time to present to me yesterday.

President's Comments

I'd like to thank Norm and Mike for their efforts on behalf of the Board of Control and Michigan Tech. I think it is a fair statement to say that there are very few people who really realize what it takes to be a Board member, and how much effort and caring goes into being a Board member at Michigan Tech. For that, I want to thank you for your efforts in helping me along with everyone else at this institution.

In addition, I would like to highlight an idea which came from Rodger and Mary Kershner with regard to the three world's records for the largest number of snow angels, the largest snowball, and the largest snowball fight. On behalf of Michigan Tech I would like to present you with these plaques from the Guinness World Records for these events.

President Mroz presented the Board with a video clip from the Yes Expo, which was held on November 2 at the Ford Field. This video was a piece of an overall effort to advance our strategic plan and thanks to the hundreds of people across campus that made this happen. This piece speaks to attracting the best people in the science, technology, engineering and math in the State of Michigan. It is an effort that Michigan Tech is leading. It is engaging our alumni and corporations and it is truly a distinctive program. It's the largest of its kind in the United States.

The Board has recently had a glimpse of the efforts of the colleges, schools and departments who have been envisioning where their disciplines will be in 20 years or more. In developing their action plans to lead the way to that future. As we move in to a new year,

this work will continue, but at the same time we will work to translate the activities of all of us to the marketplace so that on campus we will align our campus master plan with our strategic plan. In addition, we will align our campaign plan with our strategic plan so that people of the State just don't see Expo they see Michigan Tech Research Institute, partnerships with the Michigan Molecular Institute, key programs with industry as well as with Detroit and Grand Rapids schools, community colleges and many other programs as a cohesive strategy on Michigan Tech's part to advance technological learning and innovation in our State. People won't just don't see the most wired campus in America, but they will see a growing research program nationally. They will see a university with partnerships with key universities and research institutes around the country. They will see faculty and staff in positions of impact in organizations across the United States. They will see students receiving awards and national recognition for their work and reputations of faculty that attract students who are ready for the challenge of creating the future. Internationally, people won't just don't see the Pavlis Global Technological Leadership Program, but also the university with the largest Peace Corp Master's International Program in the country. A university with scores of working agreements with universities around the world and undergraduate and graduate students who are eager to put their talents to work to serve the people of the world in ways ranging from designing and building low cost fetal heart monitors for infants to providing clean drinking water in villages in Bolivia. In short, a university that prepares students for the world.

We have much to do to define ourselves in the mind of the people of the State of Michigan, the nation and the world, but we have a lot to work with. Through a continued disciplined approach to attracting and retaining the best people, growing distinctive programs, and basing this on scholarship, creativity, research and development, we will do it.

Thanks to all who make great things happen at Michigan Tech each and every day.

IV. ACTION/DISCUSSION ITEMS

IV-A-1. Academic Affairs Committee Report

Dr. Clark reported that the Academic Affairs Committee did not meet yesterday and they will be meeting in February and will provide the Board with a report at the next meeting.

IV-A-2. Provost's Report

Dr. Dave Reed, Provost and Vice President for Academic Affairs presented the following report.

Provost's Report

December 15, 2006

David D. Reed

Outline

- New Degree Program Proposal
- Departmental Name Change
- Center Name Change

New Degree Program

- PhD in Atmospheric Sciences
- Certificate in International Sustainable Development Engineering

PhD in Atmospheric Sciences

- Interdisciplinary Proposal from the Departments of Physics, Civil and Environmental Engineering, the Colleges of Engineering and Sciences and Arts, and the Graduate School
- This has been approved by the Graduate School, the Graduate Faculty Council, and the University Senate, and is before the Board for initial approval.

Departmental Name Change

- The Department of Fine Arts has requested a change in its name to the Department of Visual and Performing Arts to better reflect departmental activities. This has been approved by the Senate and is before the Board for final approval.

Center Name Change

- The School of Forest Resources and Environmental Science has requested changing the name of the Ford Forestry Center to the Ford Center. The new name will increase the opportunities to bring in more programs to the Center and contribute more broadly to the strategic plan.

IV-A-3. Proposal for a Ph.D. Program in Atmospheric Sciences

It was moved by R. Gronevelt, supported by R. Reck, and passed by voice vote without dissent, that the Board of Control approves the advancement of the proposal for a Ph.D. Program in Atmospheric Sciences to the State Academic Affairs Officers.

IV-A-4. Department Name Change

It was moved by M. Henricksen, supported by M. Richardson, and passed by voice vote without dissent, that the Board of Control approves the name change from the Department of Fine Arts to the Department of Visual and Performing Arts.

IV-A-5. Center Name Change

It was moved by R. Kershner, supported by M. Henricksen, and passed by voice vote without dissent, that the Board of Control approves the changing of the name of the Ford Forestry Center to the Ford Center.

IV-A-6. Emeritus Rank

It was moved by R. Reck, supported by R. Kershner, and passed by voice vote without dissent, that the Board of Control approves the following emeritus appointment:

- 1.) Dr. Alphonse Baartmans, Professor Emeritus, Department of Mathematical Sciences
- 2.) Dr. Beverly Baartmans, Professor Emerita, Department of Mathematical Sciences
- 3.) Dr. Michael Gilpin, Professor Emeritus, Department of Mathematical Sciences

IV-A-7. Degrees in Course

It was moved by R. Reck, supported by M. Henricksen, and passed by voice vote without dissent, that the Board of Control approves the awarding of the degrees as specified, to each of the candidates listed, and offer congratulations.

Michigan Technological University Degrees Awarded for Conferral Term 200612

Associate in Applied Science in Engineering Technology
Gerald Adolph Mitchell - Cum Laude
Geoffrey Scott Siembor - Magna Cum Laude
David William Suminski - Summa Cum Laude

Associate in Applied Science in Civil Engineering Technology
Jason Alexander Michalski

Associate in Applied Science in Electromechanical Engineering Technology
Frederick Paul Maatta

Bachelor of Science in Business Administration

Rose Marie Brown
Sarah Marie Drake
Teresa Catherine Glueckstein
Micheal John Lowery
Jennifer Elissa Maki - Cum Laude
Brad Michael Person
Kenichi Tonokura
Aaron Michael Troschinetz
James Anthony VanEvery

Bachelor of Science in Biomedical Engineering

Matthew Paul Kero - Cum Laude
Madeleine M Norman
Lindsay Marie Worden

Bachelor of Science in Engineering

Marcel Ceneviz - Cum Laude
David Aidrich Stafford

Bachelor of Science in Civil Engineering

Karla D Brudi
Aaron Robert Caldwell
Timothy James Crocker
Lauren McKenzie Hubbell - Cum Laude
Isaac Gichuru Kinuthia
Nathan Anthony Machiorlatti
Benjamin Edward Nabozny
Todd Michael Arthur Narlock
Sarah Jane Nunn
James Joseph Pericolosi
Jeffery J Reed
Andrew G Rogers - Summa Cum Laude
Kevin Sean Sands
Nicolas H Schwietz
Andrew W Stevens
Scott Michael Tezak
Michael K Weber
Andrew Thomas Whaley
Daniel P Whaley
Stephen Ray Wilder - Magna Cum Laude

Bachelor of Science in Chemical Engineering

Aaron Michael Parmenter

Bachelor of Science in Computer Engineering

Cory Robert Cross
Jennifer Lynn Hagebock - Cum Laude
Douglas Henry Orttenburger
Craig Allen Pankoff

Bachelor of Science in Electrical Engineering

Kirk David Anderson
Davin K Blubaugh
Phillip James Kocken
Nicholas Joseph Myer
Thomas Joseph Wisniewski

Bachelor of Science in Environmental Engineering

Kasey Lee Cornwell
Jillian R Waterstraut
Heather E Wright - Summa Cum Laude

Bachelor of Science in Geological Engineering

Justin David Koski

Bachelor of Science in Mechanical Engineering

Andrew Thomas Adrian
Thomas Paul Besonen - Cum Laude
Kevin John Christian
Nicholas Steffen Dahlheimer
Robert John Dillon
Erik A Freeberg
Jennifer L Harjer
Godwin Chukwuemeka Iduma
Matthew Paul Kero - Cum Laude
Justin S LaCosse
William Elliot Mann
Patrick E McCabe
Alycia Marie O'Parka
Christopher Michael Paiva
Jonathan Arnold Palmreuter
Aaron Roland Richard
Robin Ranee Rogers
Christopher J Rokke
Matthew Todd
Matthew Wayne Walsh
Jon Andrew Walter
Thomas Richard Zitzer

Bachelor of Science in Materials Science and Engineering

Aaron Ross Lueker - Summa Cum Laude
Christopher Jarrod McNalley

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Timothy Louis Wong

Bachelor of Science in Forestry
Richard A Doty

Bachelor of Science in Biological Sciences
Amanda L Bodle
Brian Thomas DeVree - Magna Cum Laude
Emily F Guay
Jenelle Rowena Holloman
Eric Michael Winder - Cum Laude

Bachelor of Science in Chemistry
Brian Thomas DeVree - Magna Cum Laude
Matthew Scott Smith - Magna Cum Laude
Eric Michael Winder - Cum Laude
Terri Lynn Yerke

Bachelor of Science in Computer Science
Jason William Andorfer - Magna Cum Laude
Moo Ryoung Ryu

Bachelor of Science in Mathematics
David Michael Anderson
Matthew A Miller
Rachel Marie Robertson - Magna Cum Laude

Bachelor of Science in Physics
Daniel Isaac Cordell

Bachelor of Science in Psychology
Caitlin Maureen Beaty - Cum Laude

Bachelor of Science in Scientific and Technical Communication
Robert Michael Green
Amber Mychelle Jefferson
Lori Mae Sprangers

Bachelor of Science in Computer Network and System Administration
Adam C Wexler

Bachelor of Science in Electrical Engineering Technology
Steven Michael Beiter
Frederick Paul Maatta
Nathan John Matthyse

Bachelor of Science in Engineering Technology
Nathan Ernest Splitt

Bachelor of Science in Surveying

James David Blondheim
Scott Paul Hewitt - Summa Cum Laude
Kenneth Edward Hindle

Bachelor of Science in Mechanical Engineering Technology

Benjamin Michael Blank
Daniel Christopher Erickson
Adam Jerome Pitcher
Andrew Paul Ruthenbeck
Stephen E Simkovski

Master of Science in Business Administration

Jennifer Anne Bass
Luke John Herman
Shaochuan Liu
Anthony Gene Ocampo

Master of Science in Mineral Economics

Nayema Nusrat

Master of Science in Civil Engineering

Kraig Robert Lothe
Timothy Mark Pipkorn

Master of Science in Electrical Engineering

Ramanathan Arunachalam
Edrissa Cham
Aditya Kapoor
Ruchi Singh

Master of Science in Environmental Engineering

Jonathan Edward Annis
Monica Ilija Ojeda
Jennifer Rae McConville
Kerri Lynne Roepke

Master of Science in Geology

Taryn Michelle Lopez

Master of Science in Mechanical Engineering

Kirtan Ram Bhandary
Jordan Douglas Bilyeu
Sze Kwan Cheah
Abigail Rose Clarke
Jagdish Karsanbhai Dholaria
Karthik Krishna

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Nishit Nagar
Swapnil Arun Padate
Kiran Chand Premchand
Satheesh Rajh Rajagopalan
Arun Sharma
Prasad Suresh Shirodkar
Timothy Ray Walter

Master of Science in Materials Science and Engineering
Xiang Sun

Master of Science in Forest Ecology and Management
Joshua Michael Shields

Master of Science in Forest Molecular Genetics and Biotechnology
Rewati Ravindra Potkar

Master of Science in Biological Sciences
Ratul Saha

Master of Science in Chemistry
Susan Renee Hemme

Master of Science in Computer Science
Juan Cheng
Bryan M Neperud
Hui Meen Nyew

Master of Science in Mathematics
Erik Emerson Westlund

Master of Science in Physics
Samuel Lartey Mensah
Vithal Pandurang Shet Tilvi

Master of Science in Rhetoric and Technical Communication
Teal Suzanne Murley
Kathryn Jeanne Nelson

Master of Science in Environmental Policy
Justin Robert Barnes
Mirit Shamir

Master of Science in Industrial Archaeology
Michael James Deegan
Scott Fisher See

Doctor of Philosophy in Civil Engineering
Kristina Margaret Fields

Doctor of Philosophy in Chemical Engineering
Ken Heng See
Anna Siemionko

Doctor of Philosophy in Electrical Engineering
Baoyong Liu
Lin Wu

Doctor of Philosophy in Materials Science and Engineering
Rong Li

Doctor of Philosophy in Forest Science
Emmanuel Opuni Frimpong

Doctor of Philosophy in Mechanical Engineering - Engineering Mechanics
Larry Thomas Deaton
William John Emblom
Sarah A Galley
Ka Heng Liew
Tian Wei Ng
Zhiru Shi

Doctor of Philosophy in Chemistry
Anil Reddy Ekkati
Ampa Jimtaisong

Doctor of Philosophy in Mathematical Sciences
Anatoli S Andreev

Doctor of Philosophy in Physics
Michael Lawrence Larsen

Doctor of Philosophy in Rhetoric and Technical Communication
Kristin Lee Arola
Leslie Maria Bowen
Fenobia Izorar Dallas

IV-B-1. Finance and Audit Committee Report

Mr. Henricksen provided the Board with the following report.

The Finance and Audit Committee had two meetings since the Board of Control last met, on November 27th and yesterday, December 14th.

The Committee reviewed the current and projected financial results for this fiscal year.

The major financial items noted were:

- Tuition and fee revenue although up substantially over last year, is expected to be lower than budgeted for, due to student mix and credit hours taken.
- State Appropriations will be \$178K ahead of budget, due to some last minute inclusions in the appropriation bill, by the legislature.
- Research revenues are expected to outpace last year by 20%, with the overhead return to the General Fund also running ahead of last year by 37%! This is amazing growth in our research initiative and is to be commended!
- Salary & Wage as well as Supplies and Equipment expenses are all within budget.
- Financial Aid expense will outpace our budgeted amount, partly due to the increased tuition rate and some changes in scholarship programs.
- Utilities costs are holding at the same good level as last year, due to our fine Energy Management Team.
- It is expected that we will end the year on a positive note in the General Fund and the Current Fund. (Our current financial projections are an approximate +\$414K in the General Fund and +\$447K in the Current Fund.)

The Committee also reviewed the plans for the new child care center and operation. The center will address a longstanding need at the university. For years, faculty and staff have discussed establishing affordable, quality childcare on campus. This is also a matter of critical importance in attracting and retaining new faculty, many of whom have young children. We commend the Childcare Board members for their hard work in making this center, a reality.

We feel that this year is progressing well, not only for our students, but for the institution, also, and we look forward to a bright future.

It was moved by R. Reck, supported by M. Richardson, and passed by voice vote without dissent, that the Board of Control accepts the Finance and Audit Committee Report.

IV-B-2. Resolution Approving a Completion Assurance Agreement, Conveyance of Facility, and a Lease for the General Campus Renovation Project

It was moved by M. Henricksen, supported by D. Brule, and passed by voice vote without dissent, that the Board of Control approves the Resolution for a Completion Assurance Agreement, Conveyance of Facility, and a Lease for the General Campus Renovations as presented herein.

RESOLUTION OF THE BOARD OF CONTROL OF
MICHIGAN TECHNOLOGICAL UNIVERSITY
APPROVING A COMPLETION ASSURANCE AGREEMENT,
A CONVEYANCE OF FACILITY AND A LEASE FOR THE
MICHIGAN TECHNOLOGICAL UNIVERSITY
GENERAL CAMPUS RENOVATIONS

A RESOLUTION of the Board of Control of Michigan Technological University (i) approving (a) a form of completion assurance agreement (the "Completion Agreement"), by and among the State Building Authority (the "Authority"), the State of Michigan (the "State") and Michigan Technological University, a Michigan constitutional body corporate (the "Educational Institution"), providing for the rights, duties and obligations of the Authority, the State and the Educational Institution with respect to the Educational Institution's General Campus Renovations (the "Facility") during the acquisition and installation of the Facility, (b) the conveyance of the Facility to the Authority, and (c) a lease (the "Lease"), by and among the Authority, the Educational Institution and the State, for the purpose of leasing the Facility to the State and the Educational Institution, and (ii) providing for other matters related thereto.

WHEREAS, the Authority has been incorporated under Act No. 183, Public Acts of Michigan, 1964, as amended ("Act 183"), for the purpose of acquiring, constructing, furnishing, equipping, owning, improving, enlarging, operating, mortgaging and maintaining buildings, necessary parking structures or lots and facilities, and sites therefor, for the use of the State, including institutions of higher education created pursuant to Section 4, 5, 6 or 7 of Article 8 of the Michigan Constitution of 1963 (the "State Constitution"), or any of its agencies;

WHEREAS, the Educational Institution has been created pursuant to Sections 4 and 6 of Article 8 of the State Constitution;

WHEREAS, the State and the Educational Institution desire that the Authority finance certain capital maintenance improvements through the acquisition and installation of the Facility in consideration of the State or the Educational Institution undertaking on behalf of the Authority the oversight of such acquisition and installation and the Authority is willing to provide such financing;

WHEREAS, in accordance with the Completion Agreement, the State and the Educational Institution desire that the Authority acquire and install the Facility on or prior to the date of its completion and lease it to the State and the Educational Institution, and the Authority is willing to acquire the Facility and lease it to the State and the Educational Institution;

WHEREAS, the Facility will be acquired and installed by the State or the Educational Institution;

WHEREAS, the Authority will acquire the Facility as identified in Exhibit A to the Lease from the Educational Institution through a bill of sale and plans to lease that property to the State and the Educational Institution;

WHEREAS, the acquisition and installation of the Facility by the Authority for lease to the State and the Educational Institution is necessary in order for the State and the Educational Institution to carry out necessary governmental functions and to provide necessary services to the people of the State as mandated or permitted by the State Constitution and law, and the use of Act 183 to accomplish such acquisition represents the

most practical means to that end at the lowest cost to the State and the Educational Institution; and

WHEREAS, Section 7 of Act 183 provides that the Lease shall be approved by the Authority, by the State Administrative Board of the State and by concurrent resolution of the Legislature of the State concurred in by a majority of the members elected to and serving in each house and if the Lease is for an institution of higher education existing or created pursuant to Section 4, 5, 6 or 7 of Article 8 of the State Constitution, then in addition, the Lease shall be authorized by the institution of higher education and signed by its authorized officers and, accordingly, it is necessary that the Educational Institution authorize and approve the Lease;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF CONTROL OF THE EDUCATIONAL INSTITUTION THAT:

1. The plans for the Facility, as filed with the Educational Institution, are hereby approved.
2. The Educational Institution hereby authorizes and approves the Completion Agreement in substantially the form attached as Exhibit A, and any two of the following then seated officers of the Educational Institution: the President, the Vice President for Governmental Relations and Secretary of the Board of Control, and the Chief Financial Officer and Treasurer of the Board of Control are hereby authorized and directed to execute and deliver, at the appropriate time, the Completion Agreement in substantially the form attached as Exhibit A for and on behalf of the Educational Institution. Such officers are hereby authorized to approve such changes in and modifications to the Completion Agreement as do not materially adversely affect the Educational Institution.
3. The conveyance of the Facility to the Authority in accordance with the Completion Agreement and the Lease is hereby approved, and any two of the following then seated officers of the Educational Institution: the President, the Vice President for Governmental Relations and Secretary of the Board of Control, and the Chief Financial Officer and Treasurer of the Board of Control are hereby authorized and directed to execute and deliver a bill of sale to accomplish such conveyance in such form as may be from time to time approved by such officers.
4. The Educational Institution hereby authorizes and approves the Lease in substantially the form attached as Exhibit B, and any two of the following then seated officers of the Educational Institution: the President, the Vice President for Governmental Relations and Secretary of the Board of Control, and the Chief Financial Officer and Treasurer of the Board of Control are hereby authorized and directed to execute and deliver the Lease in accordance with the Completion Agreement and in substantially the form attached as Exhibit B for and on behalf of the Educational Institution and such officers are hereby designated as authorized officers of the Educational Institution for purposes of Section 7 of Act 183. Such officers are hereby authorized to approve such changes in and modifications to the Lease as do not materially alter the substance and intent thereof as expressed in the Lease and the request for action submitted to the Board of Control in connection therewith; provided such officers are not hereby authorized to approve a change

in the Lease with respect to the range of rental, the description of the Facility or the material financial obligations of the Educational Institution contained in the Lease approved herein. The Educational Institution hereby determines that the maximum rental in the amount described below is reasonable and the authorized officers are hereby authorized to approve in the Lease, as executed, rental in annual amounts determined by the final appraisal of "True Rental," but not exceeding \$737,000 in any 12-month period and a lease term of not exceeding 40 years.

5. Any of the following then seated officers of the Educational Institution: the President, the Vice President for Governmental Relations and Secretary of the Board of Control, and the Chief Financial Officer and Treasurer of the Board of Control are hereby severally authorized and directed to take or cause to be taken all other actions, including, without limitation, making requests of and approving requests from the Authority and the State and signing certificates, documents or other instruments, each on behalf of the Educational Institution, as they deem necessary or desirable under the circumstances to accomplish the purposes of the transactions authorized in this Resolution.

6. The Educational Institution further confirms its obligations to perform the duties and obligations specified in the Completion Agreement (only upon its execution by authorized officers of the Educational Institution) and the Lease (only upon its execution by authorized officers of the Educational Institution) and acknowledges that such obligations do not depend upon passage of title to the Facility to the Educational Institution without consideration upon termination of the Lease. The Educational Institution hereby recognizes that it would execute and deliver the Lease even if title to the Facility would not pass upon termination of the Lease.

7. The Educational Institution recognizes that the Authority shall pay for costs of the Facility in an amount not in excess of \$7,499,800.

8. All ordinances, resolutions and orders or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

9. This Resolution shall be effective immediately upon its adoption.

IV-B-3. Gifts

It was moved by M. Henricksen, supported by D. Brule, and passed by voice vote without dissent, that the Board of Control acknowledges the gifts to Michigan Technological University.

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MICHIGAN TECH FUND
Fundraising Productivity Report
July 1, 2006 through October 31, 2006
Compared to Prior Year

Source	Goal	FY07 YTD Total	% YTD	FY06 YTD Total	FY06 Total
Individuals - Major Gifts (25K and up)	17,000,000	1,521,059	9%	2,563,878	3,463,878
Realized Planned Gifts (Unanticipated - 25K and up)		845,089		0	883,251
Individuals - non-Major Gifts	1,500,000	346,081	23%	380,854	1,438,581
Full Value New Planned Gift Commitments	4,500,000	4,941,969	110%	264,200	9,689,653
Annual Fund	1,530,000	407,477	27%	303,310	1,472,816
Corporations & Foundations	4,700,000	964,317	21%	1,127,010	3,664,147
Other Organizations	50,000	33,850	68%	44,020	165,251
Gifts-in-Kind	720,000	965,888	134%	478,559	693,313
Grand Total	30,000,000	10,025,730	33%	5,161,831	21,470,889

- Except for the Annual Fund, all totals include outright gifts and the full amount of new pledge commitments
- Annual Fund includes cash from prior year pledges in addition to outright current year gifts and new pledge commitments due current year.
- An individual's gifts given through another source (i.e. family foundation or closely held business) are credited to the individual

11/13/2006 10:39

MICHIGAN TECH FUND
Gift Activity Cash Report
July 1, 2006 through October 31, 2006
Compared to Prior Year

Gift Type	FY07 YTD Total	FY06 YTD Total	\$ Change from Previous Fiscal Year	% Change from Previous Fiscal Year
Cash (current year)	2,749,869	2,007,717	742,152	37.0%
Realized Planned Gifts (current year)	845,744	14,691	831,053	5656.9%
Current Year Subtotal	3,595,613	2,022,408	1,573,205	77.8%
Cash (receipts from prior year pledges)	87,910	209,231	-121,321	-58.0%
Realized Planned Gifts (previously recorded)	1,313,923	6,450	1,307,472	20269.4%
Receipts from Previous Year Subtotal	1,401,833	215,682	1,186,151	550.0%
Total	4,997,445	2,238,090	2,759,355	123.3%

11/14/2006 9:04

IV-C-1. Internal Audit Report

Dr. Dale Tahtinen provided the Board with the following report.

INTRODUCTION

The issues covered in this report have already been reported to the Board of Control in the original audit reports. This status report provides the results of subsequent follow-up reviews.

Follow-up reviews consist of discussing prior audit recommendations with the managers of the audited areas to determine if they have taken action to correct problems which were addressed in the audit report. Follow-up reviews *do not* involve any testing, and reports are based on the representation of the manager of the audited areas. Future audits could disclose that further improvements are necessary.

INITIAL FOLLOW-UP REVIEWS

No audits required initial follow-up reviews since June 22, 2006.

AUDITS COMPLETED SINCE JUNE 22, 2006 (SINCE THE LAST FOLLOW-UP REPORT)

Women's Volleyball
Men's Football
Tuition Reduction Incentive Program
Motor Pool
Inventory
Tech Fund Transfers
Purchasing Card
Room and Board
Tax Compliance
Tuition and Fees
Employee Education Program

CURRENT AUDIT PROJECTS

Sponsored Programs
Men's & Women's Cross Country
Men's & Women's Track
Men's Hockey
Men's Basketball
Women's Basketball
Executive Expenditures

Discussion took place regarding the follow up procedures for recommendations that are contained within the audit reports. For example the current audit of Purchasing and the Motor Pool contains some minor recommendations, and the Board would like to see a system established that would track the progress and/or completion of these recommendations. Mr. Kershner also suggested that the Finance and Audit Committee look into having separate agendas, one which addresses the finance items and one that addresses the audit items.

IV-C-2. Michigan Tech Fund Report

Mr. George Butvilas, Chairman of the Michigan Tech Fund Board of Directors, reported that the Michigan Tech Fund Board of Directors and Managing Directors met on October 12 and 13 in Houghton.

Trustee Meeting

After reviewing the report from the consultant, the goal for the campaign is in the range of \$225 million to \$300 million over a 5 to 7 year period. There are a number of key items that need to be addressed before a final decision is made regarding the campaign. The presentation was well received by the Trustees and generated a fair amount of enthusiasm.

The Trustees received a demonstration of what is known as the iModule System, which is an on-line alumni community. It is another avenue that they are going to explore to not only put alumni in contact with one another, but will allow us to do more outreach to alumni that we haven't touched in the past.

President Mroz made a presentation to the Trustees concerning Michigan Tech's planned growth in the graduate and research functions, talked more about the mission and tried to ensure that everyone understands the mission and the strategy of the university. There were a number of questions, and it was an excellent discussion.

The Board of Trustees also came up with a slate of advisory trustees to appoint or recommend to the Board of Directors which included George Butvilas, John Calder, Julie Freeman, and Dale Roberto along with proposed committee membership assignments. In addition, three trustees were recognized for completing their third and final terms, Dale Elliott, Scott Petula and Jim Sanderson.

Managing Directors Meeting

Annual organizational meeting of the Managing Directors where they re-elected the nine directors, Dave Brule, George Butvilas, John Calder, Kathy Clark, Julie Freem, Russ Gronevelt, Shea McGrew, Glenn. Mroz, and Dale. Roberto with Dave Brule, Kathy Clark, and Russ Gronevelt's appointments being confirmed by the Michigan Tech Board of Control.

Re-elected four continuing advisory trustees Paul Fernstrom, Herb Flurity, Julie Freem, and Dick Timmons, and elected one new advisory trustee David Rowe.

Received the report from Plante Moran on our annual audit. The audit was a clean unqualified opinion. They had some internal management suggestions that are going to be followed up by the Audit Committee, which is being Chaired by Russ Gronevelt.

The Board will review proposals from Plante Moran to do internal auditing as directed by the Audit Committee.

Established a quasi-endowed fund to earn a greater return on designated funds.

Reviewed the endowment payout rate, which is currently at 3.5%. We looked at ramifications of changing it to 4, 4.5, and 5%, and that is still under study.

Reviewed the annual fund split, endowment gift fee and the endowment administrative fee. These have been looked at as barriers to giving and there is more analysis and decisions down the line that will occur to make it easier for people to give.

Renewed and made minor changes to the code of ethics policy at the Michigan Tech Fund which mirrors the code of ethics policy at Michigan Tech.

Reviewed and renewed, with minor changes in terms of the university's payment request, the process of university personnel requesting a draw on department funds and how that draw is handled in terms of the accounting and follow-up.

Reviewed the 2007 fund raising progress. At that time we were at about \$7 million toward a goal of about \$30 million. As of today we are probably a little bit past the half-way mark so we are doing pretty good this year.

Received a preview of the preparations of the campaign and the key items that have to be decided, and what those decisions entail before going forward.

Mr. Butvilas thanked Mr. Rautiola and Mr. Henricksen for their fine contributions to Michigan Tech. In addition, he noted for the foresters in attendance, that Mr. Henricksen was indeed a good man in the woods.

It was moved by R. Kershner, supported by M. Richardson, and passed by voice vote without dissent, that the Board of Control accepts the Michigan Tech Fund Report.

IV-C-3. Appointment to Michigan Tech Fund Board of Directors

It was moved by N. Rautiola, supported by M. Richardson, and passed by voice vote without dissent, that the Board of Control appoints Dr. Clark, Mr. Brule, and Mr. Gronevelt to the Michigan Tech Fund Board of Directors.

IV-C-4. Resignations, Retirements and Off Payroll

It was moved by M. Henricksen, supported by R. Reck, and passed by voice vote without dissent, that the Board of Control accepts the resignations and confirms the off payroll determinations.

BOARD OF CONTROL OFF-PAYROLL REPORT (August 26, 2006 – November 4, 2006)

Faculty				
<u>RETIREMENT</u>	<u>Department</u>	<u>Title</u>	<u>Hire Date</u>	<u>Term Date</u>
Lantz, Keith	Business & Economics	Professor	08/28/01	08/27/06

8653
12/15/06

Ligon, John ME-EM Professor 09/21/72 09/16/06

Employees

<u>NON-EXEMPT</u>	<u>Department</u>	<u>Title</u>	<u>Hire Date</u>	<u>Term Date</u>
Papke, Alice	Public Safety	Sr Operator Dispatcher	05/23/85	10/20/06
<u>EXEMPT</u>	<u>Department</u>	<u>Title</u>	<u>Hire Date</u>	<u>Term Date</u>
Benda, Diane	LTAP	Staff Assistant	08/31/98	09/06/06
Benningfield, Karen	Advancement	Sr Major Gifts Officer	10/01/06	10/06/06
Brunner, Mary Ann	Human Resources	Assoc Dir Stu Ins/Immig Svcs	03/10/75	10/31/06
Collette, Terrance	Campus Facilities Oper	Business Manager	06/29/87	09/01/06
Gagnon, Shirley	Student Rec & Reg	Associate Registrar	08/25/81	08/31/06
Galley, Mark	Memorial Union	Catering Manager	10/20/03	08/29/06
Goodbody, Joan	JR Van Pelt Library	Reference/Instruction Librn	11/04/02	10/20/06
Larsen, Alexandra	University Communications	Integ Mrktg Comm Spec/Editor	04/25/05	08/30/06
Olsson, Stephan	Alumni Relations	Executive Director	12/01/96	09/01/06
Roberts, Melissa	Educational Opportunity	Coordinator Youth Programs	01/16/06	09/10/06
Torrey, David	Civil & Env Eng	Sr System Admin/Programmer	03/06/94	10/05/06
Voll, Holly	Advancement	Major Gifts Officer	01/11/06	09/01/06
<u>NON-EXEMPT - PT</u>	<u>Department</u>	<u>Title</u>	<u>Hire Date</u>	<u>Term Date</u>
Bostwick, Johnnie	Residence Hall Dining	Food Service Helper	08/07/06	09/29/06
Swykert, David	Public Safety	Sr Operator Dispatcher	08/25/97	11/01/06

IV-C-5-a. 13.7. Signing of Contracts and Other Legal Documents

Discussion took place regarding titles and whether or not one person holds two separate titles and if so then only the title that pertains to the policy should be listed, which would simplify the need to continually bring title changes to the Board when we change the compounding of the titles.

Mr. Gronevelt supports the resolution and the comments so far. There is nothing in this procedure although it addresses all these documents as being legal that requires the individual who has the authority to sign the document to have it reviewed from the standpoint of legal form. To his knowledge there is no obligation or requirement by the Board imposed by policy that legal documents be reviewed by some legal resource within the organization to ensure that in fact there is not a problem. That the person who has the responsibility and authority to execute the agreement, or to represent Michigan Tech in the relationship is making an optimum decision based on the legality of the document itself.

It was moved by R. Kershner, supported by M. Richardson, and passed by voice vote without dissent, that the Board of Control amends policy 13.7. Signing of Contracts and Other Legal Documents as presented herein.

The amended policy shall read as follows:

13.7. Signing of Contracts and Other Legal Documents

The President of the University, the Chair, the Vice Chair, the Secretary, and the Treasurer of the Board are authorized to sign and execute documents within their general powers as officers, or in certain cases, under specific authority.

The following types of specific agreements may be executed only by the officers or persons noted:

1. Employee Patent Agreement, Employee Patent, Research and Proprietary Rights Agreement, Adjunct Professor Patent, and Proprietary Rights Agreement, Graduate Student Patent, Research and Proprietary Rights Agreement.

President, Provost and Vice President for Academic Affairs, Vice President for Research, or Treasurer, provided that the President or Treasurer may delegate the authority in writing, to any member of the staff.

2. Licenses for patents or technology owned by the University, including licenses and options for licenses contained in research and other agreements.

President, Provost and Vice President for Academic Affairs, Treasurer, or Vice President for Research.

3. Technology transfer agreements.

President, Provost and Vice President for Academic Affairs, Treasurer, or Vice President for Research.

4. Non-disclosure Agreements.

President, Provost and Vice President for Academic Affairs, Treasurer, Vice President for Research, or Director of Technology and Economic Development.

5. Software and trademark licenses from or to another party.

President, Provost and Vice President for Academic Affairs, Vice President for Research, Chief Information Officer, Director of Technology and Economic Development, Treasurer, or those staff members designated in writing by the Treasurer.

6. Easements given to another party.

President, Provost and Vice President for Academic Affairs, Secretary, or Treasurer, only after having been formally approved by the Board of Control.

7. Easements received from another party.

President, Provost and Vice President for Academic Affairs, Secretary, or Treasurer.

8. Rentals and leases, to and from other parties.

President, Provost and Vice President for Academic Affairs, Vice President for Research, Secretary, or Treasurer, provided that the Treasurer may delegate in writing, to any staff member the authority to execute agreements for room and board and apartment rentals.

9. Research, training, educational, and other sponsored activities proposed, gift requests, agreements, and grant applications requiring assurance of compliance with federal and/or state law. This also includes subcontracts/agreements and service agreements related to these agreements.

President, Provost and Vice President for Academic Affairs, Vice President for Research, Secretary, Treasurer, provided that the Vice President for Research may delegate in writing, to any staff member, the authority to execute such documents.

10. Labor agreements with Local 1166, AFSCME and Local 5000, UAW.

President, Vice President for Administration, Treasurer, or Director of Human Resources.

11. Educational and International agreements.

President, Provost and Vice President for Academic Affairs, Secretary, or Treasurer.

12. Agreements for payment of tuition, fees, room or board by domestic and foreign organizations.

President, Provost and Vice President for Academic Affairs, Treasurer.

13. Purchase order for services, including personal services for University enrichment, supplies, or equipment.

President, Provost and Vice President for Academic Affairs, Treasurer, or Manager of Purchasing, or those staff members designated in writing by the Manager of Purchasing with the approval of the Treasurer. Purchase requisitions must be signed or countersigned by the Treasurer and/or President when required by the Board policy relating to capital additions.

14. Dispositions of real property.

President, Vice President for Administration, Secretary, or Treasurer upon formal approval of the Board of Control.

15. Capital outlay projects funded by special state appropriations.

President, Vice President for Administration, and/or Treasurer, or any staff member designated in writing by the Treasurer.

16. Casualty and property insurance.

President, Secretary or Treasurer provided that the President or Treasurer, may delegate this authority in writing, to any staff member.

17. Employee benefits.

President, Vice President for Administration, or Treasurer provided that the President, Vice President for Administration, or Treasurer, may delegate this authority in writing, to any staff member.

18. Agreements with domestic governmental and foreign governmental organizations except those specifically mentioned earlier.

President, Provost and Vice President for Academic Affairs, or Treasurer.

19. Athletic agreements or contracts and contracts for game officials.

President, Vice President for Administration, or Athletic Director/Department Chair of Exercise Science, Health and Physical Education.

20. Programmer and/or Analyst Proprietary Rights Agreement.

President, Provost and Vice President for Academic Affairs, Vice President for Research, Vice President for Administration, or Treasurer, provided that the President, Vice President for Research, or Treasurer, may delegate this authority in writing, to any staff member.

21. United States Department of Treasury, Bureau of Alcohol Tobacco and Firearms annual report.

President, Provost and Vice President for Academic Affairs, Treasurer.

The Board of Control has assigned to the President the duty of operation of the University in accord with general policies laid down by the Board. Under this general authority and responsibility, the President may execute documents unless they go beyond or deviate from the Board's established objectives.

This policy supersedes Board of Control policy 13.7. Signing Contracts and Other Legal Documents dated December 10, 2004.

IV-C-5-b. 20.3. Ordinance No. 3 – Control of Pets

This item was tabled until the February 22, 2007 Board meeting.

IV-C-6. Approval to Update Board of Control Policies

Mr. Kershner feels that when the title changes the substance of the position may have changed as well, and that the Board should be aware of that change. He also feels that the Administration can draft those changes and bring them forward. Mr. Brule also feels that the current title process is cumbersome and that the authority should go with a specific title, not a series of titles simply because one individual holds all of those titles. Mr. Brule doesn't believe that the proposed motion improves the process and feels that the Board should look at the core of the issue which is what title among the series of titles is appropriate for a particular function.

It was moved by M. Richardson, supported by N. Rautiola, and defeated unanimously by voice vote, that the Board of Control authorizes the Board Secretary the flexibility to change the title of responsibility in the Board of Control policies whenever necessary. These title changes would be in accordance with Board of Control policy 2.6. Administrative Positions Reporting to President. The approval is for editorial changes only, and any context changes would be brought forward to the Board for approval.

V. REPORTS

A. University Senate Report – Dr. Martha Sloan, President

A copy of Dr. Sloan's report was included in the agenda book.

B. Undergraduate Student Government Report – Ms. Liz Van Heusden, President

Due to schedule conflicts, Ms. Van Heusden was unable to present her report to the Board, however a copy of her report was included in the agenda book.

C. Graduate Student Council – Mr. David Tobias, President

A copy of Mr. Tobias' report was included in the agenda book.

D. Financial Report – Mr. Dan Greenlee, Treasurer and CFO

A copy of Mr. Greenlee's report was included in the agenda book.

E. Student Affairs – Mr. John Lehman, Assistant Vice President for Enrollment Services

Dr. Cook was called out of town unexpectedly, therefore Mr. Lehman presented Dr. Cook's report to the Board. A copy of Dr. Cook's report was included in the agenda book.

F. Research and Sponsored Programs Report – Dr. Dave Reed, Vice President for Research

A copy of Dr. Reed's report was included in the agenda book.

G. Advancement Report – Mr. Shea McGrew, Vice President for Advancement

Mr. McGrew was unable to present his report to the Board due to time constraints, however a copy of his report was included in the agenda book.

VI. INFORMATIONAL ITEMS

- A. Analysis of Investments
- B. Auxiliary Enterprises Operations
- C. Board of Control Follow-up Items

VII. OTHER BUSINESS

AGB Seminar Report

Dr. Reck reported that on December 8th she attended an AGB seminar regarding the future financing of higher education entitled "A Conversation about College Costs". The seminar focused on what drives college costs and how trustees and administrators can control them.

There were three central issues:

1. The factors that make up college costs
2. The Board's responsibility for understanding and controlling costs
3. Strategies for effective campus conversations on costs

VIII. PUBLIC COMMENTS

This item was deleted from the agenda.

IX. CLOSED SESSION

It was moved by D. Brule, supported by R. Kershner, and passed by voice vote without dissent, that the Board of Control proceeds into closed session to discuss collective bargaining, and real property transactions. (A closed session for such purposes are provided for in Section 8 (c) and (d) of P.A. 267 of 1976). (A roll call vote is required).

Roll Call Vote:

Richardson – Yes	Gronevelt - Yes
Reck – Yes	Henricksen - Yes
Brule – Yes	Rautiola - Yes
Kershner – Yes	Clark - Yes

The motion passed.

The Board of Control reconvened in open session with a quorum present.

Child Care Facility

It was moved by R. Kershner, supported by R. Reck, and passed by voice vote without dissent, that the Board of Control approves the expenditure of up to \$600,000 for the development and construction of a child care center to the accreditation standards of the National Association for the Education of Young Children.

Easement for Baraga Telephone Company

It was moved by M. Henricksen, supported by R. Kershner, and passed by voice vote without dissent, that the Board of Control authorizes and directs any officer of the university to execute and deliver that Easement Agreement between Michigan Technological University and Baraga Telephone Company in the form presented to the Board.

Stonington Property

It was moved by M. Henricksen, supported by M. Richardson, and passed by voice vote without dissent, that the Board of Control approves the purchase of the property (Stoning Property) comprising 58 acres more or less fronting Mill Road adjacent to the Portage Lake Golf Course.

The legal description of the property is described as part of Government Lot 1, Section 5 T54N R33W d/f: Commencing at the W ¼ post of Section 5; th. N 0°12' E 396.2' to POB; th. N 0° 12' E 200'; th. deflecting 90° right 283'; th. deflecting 90° left 436.5'; th. S 50° 58' 30" E 1015.24'; th. W 1073.93' M/L to POB. Part of Section 5 T54N R33W, Commencing at the W ¼ post of Section 5 run th. N 0° 11' 15" E along the section line 396.20' th. S 89° 57' 30" E 1331.10' th. S 0° 4' 397' to SE corner of said lot 1 th. N 89° 54' W 1331.10' to POB. Part of Section 5 T54N R33W, NW ¼ of SW ¼ except the N 416' of the W 416' thereof and except P5-5-1481 DF: com. at W ¼ corner of section 5, th. E 416' to POB, th. E 208.71', th. S 0° 12' 30" W 208.71'; th. W 208.71'; th. N 0° 12' 30" E 208.71' to POB. Part of the SW ¼ of SW ¼ of Section 5 T54N R33W d/f: Beginning at the NE corner of SW ¼ of SW ¼ of Section 5; th. due W 300'; th. S 725'; th. N 62° E 159.84'; th. N 20° E 327.50'; th. N 7° 46' E 345.04' to POB.

X. ADJOURNMENT

It was moved by M. Henricksen, supported by R. Kershner, and passed by voice vote without dissent, that the meeting be adjourned.

Secretary of the Board of Control

Chair, Board of Control