

MINUTES

**UNIVERSITY OF SOUTHERN INDIANA
BOARD OF TRUSTEES**

January 5, 1995



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The University of Southern Indiana Board of Trustees met on Thursday, January 5, 1995, at the Embassy Suites, 110 West Washington Street, Indianapolis, Indiana. Present were Trustees Brent Auberry, Bruce Baker, Percy Clark, Jr., J. David Huber, Thomas McKenna, Robert Swan, and Harolyn Torain. Also attending were President H. Ray Hoops; Vice Presidents Donald Bennett, Robert Reid, Richard Schmidt, and Sherrienne Standley; and Student Government Association President Rob Kerney.

There being a quorum present, Mr. Baker called the meeting to order at 10:00 a.m.

SECTION I - GENERAL AND ACADEMIC MATTERS

A. APPROVAL OF MINUTES OF NOVEMBER 7, 1994, MEETING

On a motion by Mr. Swan, seconded by Mr. Huber, the minutes of the November 7, 1994, meeting were approved.

B. ESTABLISHMENT OF NEXT MEETING DATE, TIME, LOCATION

The next regular meeting was set for Thursday, March 2, at the University of Southern Indiana.

C. PRESIDENT'S REPORT

Dr. Hoops reported that two grant projects submitted to the Commission for Higher Education in November have been approved for funding by the grant review committee. These projects are for Eisenhower grants, a federal project which seeks to improve teaching and learning in science and mathematics in secondary schools. The first grant project, for which we expect to receive \$116,500, provides funding for the second year of a demonstration project in applied math and science in partnership with the Evansville-Vanderburgh School Corporation. The second project, to be funded at approximately \$80,000, is a new project involving teachers from public schools in Spencer, Dubois, Pike, and Perry Counties and from Marian Heights Academy.

At the September Board meeting, a report was presented on Project Kaleidoscope and the grant application to refurbish laboratory space in the Science Center. The University recommends that the architectural firm of Veazey, Parrott, and Shoulders be hired to prepare preliminary schematics of the area to be renovated. The contract amount of \$15,000 will be transferred from the Construction Planning Fund and is included in today's agenda for approval.

Dr. Hoops reported that during their 25th anniversary, the USI Madrigal Dinners were sold out, and funds from the USI dinners will assist with expenses for a trip to Poland where the group has been invited to perform.

Several activities are planned for Black History month. The University and the Evansville-Vanderburgh School Corporation will welcome Randall Robinson, director of TransAfrica and a frequent speaker and writer on African-American issues, to speak in a free lecture on January 17.

The spring faculty meeting was held in the Mitchell Auditorium of the new Health Professions Center. Bill and Trudy Mitchell, whose generous assistance equipped the room with state of the art technology, were on hand for the first official function there. This gave our faculty members a chance to thank the Mitchells personally for helping add an important instructional dimension to the auditorium.

Dr. Hoops called on Student Government Association President Rob Kerney to present an update on SGA activities. Mr. Kerney distributed to the Trustees student discount cards valid at selected Evansville businesses and restaurants. He reported that the reponse rate from the SGA suggestions cards has been low. He added that \$892 was collected by SGA members for their recent "lock up" of faculty and staff to benefit Aids awareness and donated for World Aids Day. Mr. Kerney plans to continue discussions with Director of Library Services Bette Walden on the possibility of extending weekend library hours. He added that SGA is working on the establishment of Faculty, Staff, and Student of the Year awards. In addition, Mr. Kerney reported that SGA passed a resolution to rename Bluff Lane, Bennett Lane, in honor of Donald Bennett. He expressed appreciation to Dr. Bennett for his many years of dedicated service to the students.

Dr. Hoops reported that the University undertook a study of funding for medical expenses for retired members of the faculty and staff. A request for proposal will be sent to four Evansville banks to establish a VEBA (Voluntary Employee Benefit Account) trust for this purpose. Ms. Brinker reported that additional information will be presented to the Board at the March meeting. Discussion followed on this funding.

The University has received the results of an industrial hygiene exposure study, conducted after the fire in the Science Center. The only substance found to be present in concentrations above a recommended level (but still below the OSHA standard) was formaldehyde in airborne samples, which may have been attributed to the minimal air circulation in the building. We plan to collect additional samples to ensure that we have a safe and healthful environment for students and employees.

Work continues with Southern Indiana Higher Education, Inc., on plans for a research park adjacent to campus. Dr. Hoops called on Mr. Schmidt to report on the progress. Mr. Schmidt said that Southern Indiana Higher Education has authorized the hiring of a consulting firm to begin a feasibility study. Discussion continued on the research park.

President Hoops reported that the Board has received background material on a proposal for a national accrediting board. He asked the Board to review those, and in March the Long Range Planning Committee will consider the questions posed by the Association for Governing Boards. Also, Dr. Reid will bring the Board up to date on the institutional self-study process as we prepare for our next accreditation review.

Dr. Hoops called on Mrs. Standley to report on plans for the Inauguration. Mrs. Standley presented an overview of the March 16-17 activities. Discussion followed on the activities.

President Hoops introduced John Byrd. Dr. Byrd will begin duties as Vice President for Student Affairs on February 1. Dr. Hoops expressed appreciation to Donald Bennett for his many years of service to the University. In addition, Mr. McKenna expressed gratitude for the many roles Dr. Bennett played in the development of the University.

D. APPROVAL OF EASEMENT FOR ELECTRICAL SERVICE LINE

Southern Indiana Gas and Electric Company is requesting an easement for right of way to install and maintain an electric line to service the new student housing building.

On a motion by Mr. Swan, seconded by Mr. Auberry, the easement in Exhibit I-A was approved.

E. APPROVAL OF RESOLUTION TO NAME CAMPUS THOROUGHFARE IN HONOR OF DR. DONALD D. BENNETT

Mr. Auberry read the following resolution. On a motion by Mr. Auberry, seconded by Mr. Swan, the following resolution to name the campus thoroughfare in honor of Dr. Donald D. Bennett was approved.

WHEREAS, Donald D. Bennett has served with distinction as assistant dean, dean of academic and student services, vice president for administration, vice president for student affairs, director of athletics, and associate professor of education; and

WHEREAS, in each of these roles, he has been responsible for major advances for the institution and its programs, and

WHEREAS, he has been instrumental in establishing the foundation for both curricular and extracurricular opportunities, and

WHEREAS, during Dr. Bennett's 26 years of administrative leadership at the University of Southern Indiana, he has been guided by his concern for the welfare of students, and

WHEREAS, Donald D. Bennett will retire from active service during this academic year, and

WHEREAS, the University trustees, administration, and students wish to establish perpetual recognition of his dedication to students, faculty, and staff,

NOW THEREFORE BE IT RESOLVED, that at its meeting January 5, 1995, the University of Southern Indiana Board of Trustees names in his honor the principal thoroughfare stretching from University Boulevard near the Physical Activities Center, past the athletic fields, and into the Bent Twig Outdoor Education Center, henceforth known as Bennett Lane, and

FURTHER RESOLVED, that copies of this resolution be forwarded to Dr. Bennett, with the sincere appreciation of the University family, and

FURTHER RESOLVED, that this resolution be spread upon the minutes for all time in recognition of Dr. Bennett's service to the University in its founding years.

F. OTHER BUSINESS

Mr. Auberry requested that on behalf of the Board, Mr. Baker send a letter of congratulations to Jennifer Galbraith, who was recently named Women's Cross Country All American.

SECTION II - FINANCIAL MATTERS

A. APPROVAL OF HOUSING FEES

It is recommended that the 1995-96 housing fees be established as follows. Fees are per semester and per student, with the exception of low income housing as noted below.

<u>APARTMENT TYPE</u>	<u>CURRENT FEE</u>	<u>PROPOSED FEE</u>	<u>EFFECTIVE DATE</u>
Two Bedroom, Four Student	\$ 871	\$ 906	7-01-95
One Bedroom, Two Student	\$1,087	\$1,130	7-01-95
One Bedroom, One Student	\$2,174	\$2,261	7-01-95
One Bedroom, Low Income*	\$1,176	\$1,176	7-01-95

* Fee is furnished apartment rate and may include multiple occupants at the flat rate of \$294 per month. No increase is being recommended.

On a motion by Mr. Huber, seconded by Mrs. Torain, the preceding 1995-96 housing fees were approved.

B. REPORT OF THE CONSTRUCTION COMMITTEE

Mr. Swan presented a report from the Construction Committee. He said the committee met on November 18, reviewed the bids, and moved to accept Maken Corporation's base bid of \$672,040 and its Alternate bid of \$10,000 for the construction of a student housing building.

C. APPROVAL TO PURCHASE LAND FROM THE UNIVERSITY OF SOUTHERN INDIANA FOUNDATION

The University proposes the purchase of property at 1701 Schutte Road adjacent to the campus from the University of Southern Indiana Foundation at a price of \$49,400. Included in this price are approximately 12.17 acres of land, a barn, and miscellaneous sheds. The legal description is "Part of the SE NE Section 32, Township 6 South, Range 11 West, Vanderburgh County, Indiana."

This purchase would enhance the future development of recreational facilities planned in this area and would allow a future entrance/exit to campus. Funding for this project will come from existing unappropriated plant funds.

On a motion by Mr. McKenna, seconded by Mr. Huber, the purchase of the property at 1701 Schutte Road was approved.

D. APPROVAL OF BUDGET APPROPRIATIONS, ADJUSTMENTS, AND TRANSFERS

On a motion by Mr. Swan, seconded by Mr. Auberry, the following budget appropriations, adjustments, and transfers were approved.

1. Additional Appropriations

From:	Unappropriated Current Operating Funds		
To:	1-10150	Arts Commission General Supplies & Expense	500
To:	1-10160	Arts Commission - Music Supplies & Expense	50

To:	1-10320	Engineering Technology Supplies & Expense	210
To:	1-10340	Chemistry Capital Outlay	6,000
To:	1-10700	School of Business Supplies & Expense	922
To:	1-14101	Intramurals Supplies & Expense	500
To:	1-10170	USI Theatre Personal Services	6,316
From:	Unappropriated Designated Funds		
To:	2-20100	Student Programs Supplies and Expense	510
To:	2-23100	Faculty Development/Travel Supplies & Expense	9,052
From:	Unappropriated Auxiliary Funds		
To:	3-30600	Athletic Operations Supplies and Expense	4,400
To:	3-30606	Men's Basketball Supplies and Expense	1,280
To:	3-30607	Softball Supplies and Expense	325
To:	3-30610	Men's Soccer Supplies and Expense	3,250
To:	3-30706	Men's Basketball - Grant-in-Aid Supplies and Expense	500
To:	3-30710	Soccer - Grant-in-Aid Supplies and Expense	6,500
From:	Unappropriated Auxiliary Funds		
To:	3-35001	New Harmony Theatre 1994 Supplies and Expense	9,533
From:	Unappropriated Restricted Funds		
To:	4-46132	Eisenhower Grant/Reitz High School Demo Project Supplies and Expense	6,005
To:	4-46134	Many Worlds of Interpretation Supplies and Expense	6,056
To:	4-46234	Caborn/Welborn Project Supplies and Expense	2,200
To:	4-46322	Faculty/Student Research - Professor Shaw Personal Services	326

To: 4-46325 Faculty/Student Research - Professor Barnett
Supplies and Expense 700

2. Transfer & Appropriation

From: 0-85013 USI Race Fund
To: 1-14100 Recreation and Building
Capital Outlay 2,170

From: 1-10100 General Instruction
Supplies and Expense
To: 3-35001 New Harmony Theatre 1994
Supplies and Expense 6,139

From: 2-20200 Activities Programming Board
To: 2-20100 Student Programs
Supplies and Expense 100

From: 2-20300 Student Government
To: 2-20100 Student Programs
Supplies and Expense 250

From: 6-60100 Special Projects
To: 6-60102 Land Purchase 49,400

From: 6-63000 Construction Planning Fund
To: 6-60320 Project Kaleidoscope
Supplies and Expense 15,000

3. Appropriation Transfers

From: 1-16000 General & Administrative
Supplies & Expense
To: 1-10220 Communications
Capital Outlay 35,970

E. ARCHITECT'S REPORT ON UNIVERSITY CENTER ADDITION FINAL DESIGN

Mr. Mike Shoulders of the architectural firm of Veazey, Parrott, and Shoulders, Inc., presented final schematic proposals for the design of the University Center addition. Cost estimates for these proposals also were presented. Mr. Shoulders introduced Amy Ely of Rowland Associates to present information on furnishings for the University Center Addition. Discussion followed on the design proposals.

F. APPROVAL OF RESOLUTION TO APPROVE AND AUTHORIZE THE SALE OF STUDENT HOUSING BONDS

Richard Schmidt presented a proposed Financing Plan, described in a resolution in Exhibit II-A, for constructing, furnishing, and equipping a student housing facility on the USI campus.

On a motion by Mr. Huber, seconded by Mrs. Torain, the resolution to approve and authorize the sale of Student Housing Revenue Bonds, Exhibit II-A was approved.

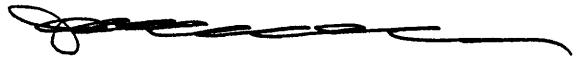
SECTION III - PERSONNEL MATTERS

A. APPROVAL OF PRESIDENTIAL ASSESSMENT

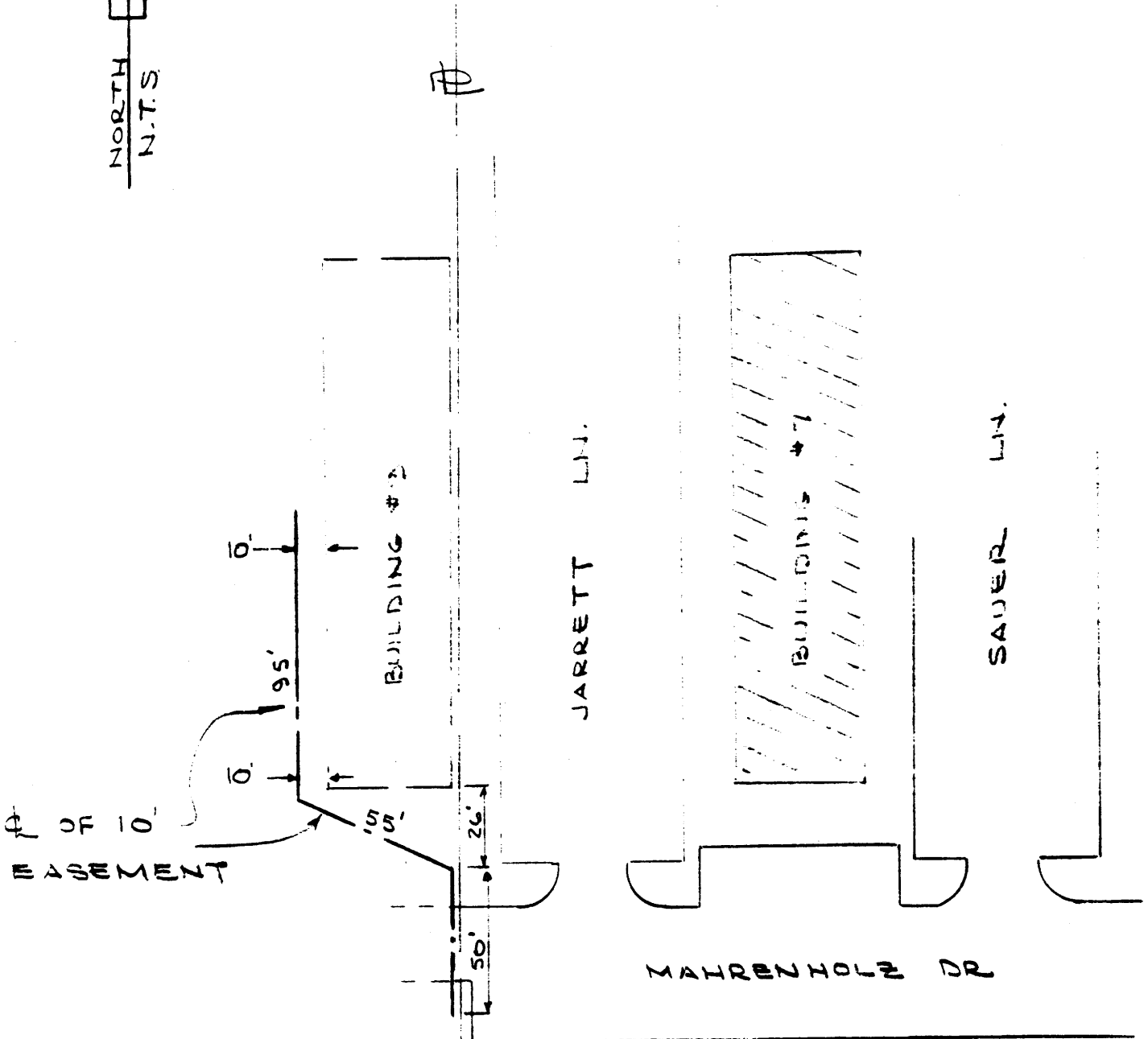
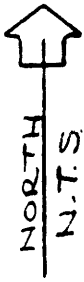
On a motion by Mr. Swan, seconded by Mr. McKenna, a presidential assessment was approved and filed.

There being no further business, the meeting was adjourned at 12:20 p.m.

Respectfully submitted,



Thomas McKenna, Secretary



EASEMENT FOR RIGHT OF WAY
 UNIVERSITY OF SOUTHERN INDIANA
 PART OF THE SW 1/4, SEC. 29 T.6S., R.11 W.
 IN PERRY TWP. AND BEING THE SAME
 PROPERTY AS DESCRIBED IN
 DEED DRAWER-2, CARD-3306 IN THE
 OFFICE OF THE RECORDER OF
 VANDERBURGH COUNTY, INDIANA

REV	BY	DESCRIPTION	DATE	BY J. MCKENDREE DATE 12/5/94	SOUTHERN INDIANA GAS & ELECTRIC CO. EVANSVILLE INDIANA	
				OWN. _____ DATE _____		EXHIBIT "A" EASEMENT FOR RIGHT OF WAY EST. NO. 4121267 DWG. NO. 61129-3
				CHK. _____ DATE _____		
				APP. <i>JMC</i> DATE 12/5/94		

COPY

**EXCERPTS FROM MINUTES OF THE MEETING
OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF SOUTHERN INDIANA
(STUDENT HOUSING REVENUE BONDS, SERIES G)**

The Board of Trustees of the University of Southern Indiana met in a regular meeting at the University on the 5th day of January, 1995.

The meeting was called to order by the presiding officer.

On call of the roll, the members of the Board of Trustees were shown to be present or absent as follows:

Present: Brent A. Auberry
Bruce H. Baker
J. David Huber
Thomas F. McKenna
Robert W. Swan
Harolyn G. Torain

Absent: Percy Clark, Jr.
Charles S. Combs
Joseph E. O'Daniel

A resolution authorizing the University of Southern Indiana (the "University") to issue bonds secured by the student housing facilities and the revenue generated thereby in order to construct, furnish and equip student housing facilities on its Evansville campus was presented to the Board of Trustees for consideration.

The resolution was reviewed by the members of the Board and after discussion, it was moved by Mr. Huber, and seconded by Ms. Torain, that the following resolution be passed and incorporated into the corporate minutes:

WHEREAS, the Board of Trustees (the "Board") of the University of Southern Indiana (the "University") has full power and authority under and by virtue of the laws of the State of Indiana, including, more particularly, the provisions of Indiana Code 20-12-8, to issue bonds secured by the student housing facilities and the revenue generated thereby in order to construct, furnish and equip student housing facilities on its Evansville campus;

WHEREAS, the City of Evansville, Indiana (the "City"), pursuant to its authority under I.C. 36-7-12 issued revenue bonds pursuant to a certain Trust Indenture with the Trustee dated as of June 1, 1986, and supplemented from time to time thereafter (the "SIHE Indenture"), a series of revenue bonds in 1986, 1989, 1990, 1991, 1992, and 1993 for the financing of economic development facilities which were owned by Southern Indiana Higher Education, Inc., an Indiana nonprofit corporation and located at 918 University Court, Evansville, Vanderburgh County, Indiana, commonly known as the "Campus Apartment Complex";

WHEREAS, the University has previously accepted the Campus Apartment Complex real estate along with all furnishings, equipment, reserve funds, and adequate capital to continue such housing on a going concern basis, subject only to presently existing debt encumbering such apartments;

WHEREAS, the SIHE Indenture permits the issuance of additional Bonds by the University and the authentication and delivery of those additional series of Bonds by the Trustee under the conditions set forth therein, which conditions have been complied with so as to authorize the issuance, authentication and delivery of Bonds by the Trustee to provide the funds required for the purpose of erecting, constructing, completing, equipping, furnishing, operating, controlling and managing a 16-unit student residence building on the Campus Apartment Complex real estate which will provide an additional 64 housing spaces to the campus of the University (the "Project");

WHEREAS, the Board on July 7, 1994, authorized the President of the University to request approval for the Project from the Indiana Commission for Higher Education, the Indiana State Budget Committee, and the Governor of the State of Indiana, including approval to issue debt in the form of construction financing and bonds in an amount not to exceed the total estimated cost as finally determined by the Board of Trustees to finance the project;

WHEREAS, the Project has been approved by the Indiana Commission for Higher Education, the Indiana State Budget Committee, and the Governor of the State of Indiana;

WHEREAS, the Treasurer has investigated, developed, evaluated and presented a Plan of Financing to the Board;

WHEREAS, the Board desires to approve the Plan of Financing presented by the Treasurer; and

WHEREAS, there has now been submitted to the Board a form of Sixth Supplemental Indenture (the "Sixth Supplemental Indenture"), a form of Bond Purchase Agreement (the "Bond Purchase Agreement"), and a form of the Bonds in connection with the issuance of the bonds in an aggregate principal amount not to exceed \$800,000, which financing has been approved by the State Budget Agency of the State of Indiana;

NOW, THEREFORE, Be it resolved by the Board as follows:

Section 1. The issuance of the Bonds by the University on the terms and conditions set forth in the Sixth Supplemental Indenture is hereby authorized in the total principal amount not to exceed the sum of \$800,000. The Bonds shall be variously designated "University of Southern Indiana Student Housing Revenue Bonds, Series G." The true interest cost of the Bonds shall not exceed 75% of Prime Rate as defined in the Sixth Supplemental Indenture and with such serial or term maturities and redemption features as the executing officers shall approve. The final maturity of the Bonds shall not extend beyond August 1, 2020. The Bonds shall be sold pursuant to the Bond Purchase Agreement at negotiated sale to Old National Bank in Evansville, The Citizens National Bank in Evansville, Indiana, and The National City Bank of Evansville.

Section 2. The Sixth Supplemental Indenture* is approved in substantially the form submitted to the Board and is made a part of this Resolution as if fully set forth herein. The Chairman or Vice Chairman of the University, or either of them, is hereby authorized to execute and deliver, and the Treasurer, Secretary or Assistant Secretary of the University, or one of them, is hereby authorized to attest the signature of and to imprint the corporate seal of the University on the Sixth Supplemental Indenture in substantially the form presented to this meeting, with those changes in form or substance that the officers executing those documents shall approve, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 3. The Bond Purchase Agreement* is approved in substantially the form submitted to the Board and is made a part of this Resolution as if set forth fully herein. The Chairman or Vice Chairman of the University, or either of them, is hereby authorized to execute and deliver the Bond Purchase Agreement in substantially the form submitted to the Committee, with those changes in form or substance that the officers executing that document shall approve, such approval to be conclusively evidenced by the execution and delivery thereof, and any such prior actions are hereby ratified and confirmed.

Section 4. The Treasurer is hereby authorized to prepare the bond forms, as approved by the Board in accordance with the Board Resolution required for use in the issuance of the bonds, and to cause the same to be executed manually or by facsimile by the proper officers of the University as provided in the Sixth Supplemental Indenture. Upon execution of the bonds, the Treasurer shall deliver the bonds to the Trustee for authentication, and upon their authentication, the Treasurer is authorized and directed to deliver the Bonds to the purchasers thereof for payment of the purchase price as provided in the Sixth Supplemental Indenture.

Section 5. The Chairman, Vice Chairman, Treasurer, Assistant Treasurer, Secretary and Assistant Secretary of the University are, and each of them is hereby authorized and directed to do any and all further acts and things necessary underlying execution and delivery of such additional or supporting agreements, documents or certificates (including any agreement associated with obtaining bond issuance, if appropriate) as may be requested or necessary in order to complete the transaction contemplated by the Bond Purchase Agreement, the Sixth Supplemental Indenture, and the bond forms hereby authorized.

Section 6. The University hereby designates the Series G Bonds as qualified tax-exempt obligations for purposes of Section 265(b) of the Internal Revenue Code of 1986.

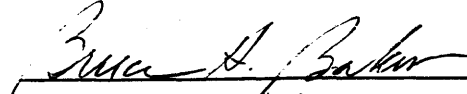
Said motion was carried by the following vote:

Ayes: Mr. Auberry
Mr. Baker
Mr. Huber
Mr. McKenna
Mr. Swan
Ms. Torain

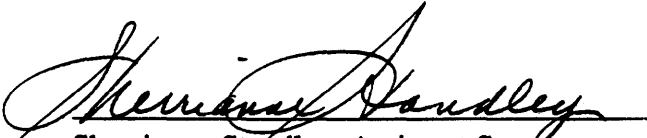
Nays: None

The Board thereupon proceeded with other business to come before it and upon completion of the meeting, on motion duly made, seconded and unanimously carried, the meeting was thereupon adjourned.

ATTEST:



Bruce H. Baker, Chairman
University of Southern Indiana Board of Trustees



Sherriane Standley, Assistant Secretary