AGENDA

Special Meeting of the
BOARD OF TRUSTEES OF NORTHERN ILLINOIS UNIVERSITY
2:00 p.m. - Thursday - May 28, 2015

NIU Hoffman Estates Campus - Room 233
5555 Trillium Boulevard
Hoffman Estates, Illinois

1. Call to Order and Roll Call
2. Verification of Quorum and Appropriate Notification of Public Meeting
3. Meeting Agenda Approval ................................................................. Action i
4. Chair's Comments/Announcements
5. Public Comment
6. President's Report No. 97
   a. University Recommendations Forwarded by the Board Committees
      1) Appropriation Transfer Authorization ..................................... Action 1
      2) Scope Clarification to Previous Board Approval/Neptune Complex .... Action 2
   b. Items Directly from the President
      1) Appointment of Interim Dean College of Law ......................... Action 4
      2) Appointment of Interim Dean College of Visual and Performing Arts ...... Action 5
      3) Appointment of Interim Vice President for Research and Innovation Partnerships ................................................. Action 6
7. Chair's Report No. 70
   a. Proposed Changes to Board Bylaws, Regulations, and Policies Concerning Board and Presidential Contracting and Related Matters First Reading Items ........ Action 7
8. Other Matters
9. Closed Session
10. Adjournment

NIU Board of Trustees

May 28, 2015
NOTE (05/28/15) - The Northern Illinois University Board of Trustees is examining its existing policy concerning public comment/appearances before the Board and its committees through its Ad Hoc Committee on Governance and in accordance with rules governing amendments to the Bylaws (Article X of its Bylaws). Irrespective of any other published or posted policy, for this special meeting of the Board, individuals wishing to make an appearance before the Board should provide the Board Parliamentarian, or designee, a timely request to provide public comment any time prior to the start time of the meeting. Individuals seeking to provide public comment will not be asked to provide any information other than their name. The Board Chair will limit time allotments for speakers to five minutes or less, depending on the number of timely requests and the available meeting time. Minutes of this meeting will record a summary of individuals’ remarks, subject to the same editing practices applied to the remarks of all meeting participants. Individuals making timely requests are welcome to supplement their public comments with written material, which will be distributed to committee members upon request.

Anyone needing special accommodations to participate in the NIU Board of Trustees meetings should contact Ellen Andersen, Director of Special Events, at (815)753-1999, as soon as possible.
APPROPRIATION TRANSFER AUTHORIZATION

**Summary:** Pursuant to HB 317 (Public Act 99-0001), the Illinois Office of the Comptroller reduced the line item appropriations for Fiscal Year 2015. In order to address the impact of these reductions, an appropriation transfer request needs to be submitted. After approval, this request must then be approved by the Illinois Board of Higher Education (IBHE). Once approved by the IBHE, the request must then be approved by the Governor’s Office of Management and Budget and then sent to the Comptroller’s Office for completion.

**Revised Line Item Appropriation From Public Act 99-0001:**
- Personal Services: $80,556,400
- Social Security: 863,600
- Group Insurance: 2,284,700
- Contractual Services: 4,145,400
- Commodities: 1,380,700
- Equipment: 1,049,300
- Telecommunications: 708,300
- Operation of Auto Equipment: 104,300

**Line Item Appropriation After Transfer Request:**
- Personal Services: $82,410,600
- Social Security: 883,500
- Group Insurance: 1,770,650
- Contractual Services: 3,695,115
- Commodities: 1,000,440
- Equipment: 717,027
- Telecommunications: 511,068
- Operation of Auto Equipment: 104,300

**Recommendation:** The University requests Board of Trustees approval to submit an appropriation transfer authorization to the Illinois Board of Higher Education for approval before submitting the request to the Governor’s Office of Management and Budget for final approval before being submitted to the State Comptroller’s Office for completion.
SCOPE CLARIFICATION TO PREVIOUS BOARD APPROVAL
PRELIMINARY PLANNING FOR NEPTUNE COMPLEX IMPROVEMENTS

Summary: At the June 19, 2014 Board of Trustees meeting the Board approved a First and Second Amendment to the “Sixth Supplemental Auxiliary Facilities System Revenue Bond Resolution” dealing with the “Northern Illinois University Auxiliary Facilities System Revenue Bonds, Series 2010 (Build America Program - Taxable)". First Amendment amended the project description, clearly shown in “Exhibit A” (attached hereto), further the amendment authorized the removal of Douglas Hall from the auxiliary facilities system. Second Amendment authorized the demolition and payment of the demolition of Douglas Hall and requested approval of $1.5 million for preliminary design, engineering, and architectural studies for Holmes Student Center.

First Amendment, “Exhibit A” “The Series 2010 Project” includes the following definition statement: “The Series 2010 Project consists of the acquisition, construction and equipping of the following projects, including preliminary design, engineering and architectural expenditures:  … Renovation of Neptune E/W and Neptune North”. Based on this First Amendment, Exhibit A, the University believes it has received Board of Trustee approval to engage in the planning and design of Neptune Complex. However, to ensure full disclosure, accuracy and transparency with the Board, the University is seeking this scope clarification.

The University requests authorization for the Preliminary Planning for Neptune Complex Improvements. Further the University requests that the preliminary design work for both Holmes Student Center and Neptune Complex be combined and completed within the original $1.5 million budget previously approved for preliminary design work of Holmes Student Center. These funds will permit the engagement of necessary professional expertise to investigate all modifications, including utilities, other infrastructure, code requirements, etc., that would impact total project costs; to explore options to phase the work and thereby permit discussions about fund raising and other funding sources for "sub-projects"; and ultimately, develop well-informed project cost estimates and a comprehensive financing strategy for the overall improvements needed.

Funding: Build America Bonds

Recommendation: The University requests Board of Trustees authorization to clarify the scope of the previous project approval; preliminary planning of Neptune Complex and Holmes Student Center Improvements will be included within the original project budget approval of $1.5 million. The University will provide the Board with periodic updates on the progress of the project.
Exhibit A

Northern Illinois University Auxiliary
Facilities System

Existing Facilities

Residence Halls
   Gilbert
   Neptune E/W
   Neptune North
   Lincoln
   Grant South
   Grant North
   Stevenson South
   Stevenson North

Holmes Student Center
Student Recreation Center
Athletic Facilities
   Evans Field House
   Huskie Stadium
Campus Life Building
Campus parking facilities

Convocation Center

The Series 2010 Project

The Series 2010 Project consists of the acquisition, construction and equipping of the following projects, including preliminary design, engineering and architectural expenditures:

Renovation of Holmes Student Center
Demolition of Douglas Hall
Renovation of Grant Towers
Renovation of Gilbert Hall
Renovation of Stevenson Towers
Renovation of Neptune E/W and Neptune North
Construction of, or improvement to, parking lots, roadways and bicycle paths
APPOINTMENT OF INTERIM DEAN
COLLEGE OF LAW

Professor Mark Cordes will transition to the role of Interim Dean of the College of Law on June 1, 2015. Professor Cordes was selected through an internal search process based on his qualifications. Professor Cordes has served the College of Law for 32 years as faculty member as well as in multiple administrative roles. He served as associate dean for the college from 1996-98, and in 1999 he earned the College of Law Alumni Council's Outstanding Professor Award for support of alumni activities. In 2001, he was selected the college's professor of the year.

Professor Cordes teaches courses in property, land use controls, constitutional law, First Amendment and environmental law—is the author of more than two dozen book chapters and law review articles in these areas. He was a significant contributor to the revision of Thompson on Real Property, a leading multi-volume treatise on Property Law. In addition to his law review articles, Cordes also contributed five entries to the recent Encyclopedia of American Civil Liberties. Most recently, Professor Cordes has been a faculty associate with NIU's Institute for the Environment, Sustainability, and Energy, where on occasion he has co-taught an undergraduate course on environmental law, policy and economics. His experience as a faculty member, collaborator, and administrator, have prepared him to accept this role: to explore additional opportunities for student engagement and experiential learning; to lead the College during Program Prioritization to work with the faculty and other constituencies on the self-study required in advance of the Spring 2017 site visit by an American Bar Association Accreditation Team.

Professor Cordes earned his juris doctor degree at Willamette University, where he was editor-in-chief of the Willamette Law Review. He served as a law clerk to Justice Thomas Tongue of the Oregon Supreme Court after graduation from law school. He earned his bachelor's degree in history and psychology from Portland State University before earning a master's degree at Fuller Theological Seminary.

Recommendation: The University requests Board of Trustees approval of the appointment of Professor Mark Cordes as the Interim Dean of the College of Law effective June 1, 2015.
APPOINTMENT OF INTERIM DEAN
COLLEGE OF VISUAL AND PERFORMING ARTS

Dr. Paul Bauer will transition to the role of Interim Dean of the College of Visual and Performing Arts on May 1, 2015. Dr. Bauer was selected to serve in the Interim by the Executive Vice President and Provost after consulting the College of Visual and Performing Arts College Council and College Senate. Bauer, who joined NIU in 1986, served as director of the NIU School of Music for 20 years until his retirement in May, 2014. His degrees are in trombone performance – Northwestern University (D.M.), University of North Texas (M.M.), and Bowling Green State University (B.M.). He is a past president of the Association of Illinois Music Schools and the 1999 recipient of the Distinguished Service Award from the Illinois Music Educators Association. Dr. Bauer serves as an accreditation consultant and visiting team chair for the National Association of Schools of Music.

Dr. Bauer has taught applied trombone, euphonium and tuba, as well as low brass instrumental techniques. An active performer, clinician, conductor, lecturer in jazz studies and author, he is the past president of the Association of Illinois Music Schools. His experience as a faculty member and department head, coupled with his enthusiasm for the college, its faculty and students, has prepared him to accept this role of support of the outstanding work of the students, faculty, and staff in the college.

Recommendation: The University requests Board of Trustees approval of the appointment of Dr. Paul Bauer as the Interim Dean of the College of Visual and Performing Arts retroactively effective May 1, 2015.
APPOINTMENT OF INTERIM VICE PRESIDENT FOR RESEARCH AND INNOVATION PARTNERSHIPS

Dr. Gerald C. Blazey will transition to the role of Interim Vice President for Research and Innovation Partnerships on May 15, 2015. Dr. Blazey was selected through an internal search process based on his qualifications. Previously, Dr. Blazey served as Acting Associate Vice President for Research within the Division. Prior to that appointment, he served in the White House Office of Science and Technology Policy (OSTP). He holds the academic rank of Professor in the Department of Physics and is a Distinguished Research Professor. He received his Ph.D. in experimental high energy physics from the University of Minnesota.

Dr. Blazey comes to the research office with extensive experience in research and administration. He has an impressive track record of scholarly work including receiving federal funding from the National Science Foundation (NSF) and the Department of Energy (DOE) – for which he also served on review committees or panels – as well as from the Department of Defense and Department of Education. During his assignment at the OSTP in the Executive Office of the President from 2011 to 2014, he was closely involved with development of President Obama’s budget for NSF and DOE. His experience as a researcher, in the OSTP, and recently as the Acting Associate Vice President for Research, have prepared him to accept this role and continue to explore strategic partnerships and establish collaborations that are aligned with the university’s research mission.

Recommendation: The University requests Board of Trustees approval of the appointment of Dr. Gerald C. Blazey as the Interim Vice President for Research and Innovation Partnerships retroactively effective May 15, 2015.
Agenda Item 7.a.
May 28, 2015

PROPOSED CHANGES TO BOARD BYLAWS, REGULATIONS AND POLICIES CONCERNING BOARD AND PRESIDENTIAL CONTRACTING AND RELATED MATTERS

Amendments to the Board of Trustees Bylaws, Regulations, and policies shall be proposed to update and clarify authority and requirements for certain actions involving the procurement and contracting process for the University, and related matters concerning the financial affairs of the University.

Recommendation: Consideration of revisions to Board of Trustees Bylaws, Regulations, and policies.
Agenda Item 7.a.  
May 28, 2015

**PROPOSED CHANGES TO BOARD BYLAWS, REGULATIONS, AND POLICIES CONCERNING BOARD AND PRESIDENTIAL CONTRACTING AND RELATED MATTERS**

**Supplement: Areas of Interest Where the NIU Board of Trustees Desires to Engage in University Policymaking**

The NIU Board of Trustees ("Board"), in a relatively short period of time, intends to engage in University policymaking in areas of interest outlined below, and develop specific policy proposals regarding how the Board and the University President will interact regarding these areas of interest. The Office of General Counsel shall immediately research applicable Board and University policies to identify any already-existing policies or procedures, as well as the options that the Board has for making policy or procedural changes, in the following generally-described areas:

Areas that may be addressed through amendments of Board Regulations:

- Adoption of provisions related to the retention of consultants by, and on behalf of, the President, under the provisions governing appointments, and consultants directly providing professional services to the Board.

- Adoption of provisions for the appointment of affiliate employees under the provisions governing appointments, including appropriate parameters around this classification and directives for administrative management of such engagements.

- Adoption of provisions governing procurement expenditures for sponsored research and other sponsored activities under grants and contracts to promote efficiency and timely project administration.

- Modification of existing policy concerning the hiring of employees that report directly to the President whose function and compensation level, regardless of their formal title, constitute "cabinet-level" senior leadership of the kind that may warrant Board approval.

- Creating policy limitations prompting Board review related to significant material changes and modifications in employment contracts, and compensation and benefit arrangements for senior administrative leaders, consultants, and temporary employees reporting directly to the President.

Areas that may be addressed through Board policy:

- Obligations of the President to continue to bring to the Board all matters required by statute, regulation, or policy.

- Obligations of the President to advise the Board of all matters not specifically required by law but which as a matter of sound management practice should be brought to the Board's attention, including, but not limited to, those matters with: a) significant financial implications; b) substantial public interest or ethical considerations; and/or c) material changes in or deviations from standard contractual provisions and obligations.

- Obligations of the President to timely inform the Board of any personnel action that creates an obligation that has significant operational, financial, and/or reputational implications.
• Obligations of the President to timely inform the Board of any procurement matter that significantly deviates from matters previously approved by the Board.

• Obligations of the President to continue to provide support as may be necessary for the successful operations of the Board and its committees.

   Areas that require collaboration with university related organizations:

• Work with the NIU Foundation to consider how the University will appropriately use funds that are provided by the NIU Foundation. In this effort, the Board should communicate with the Foundation and its Board of Directors in order to understand the measures and mechanisms that the Foundation utilizes when disbursing funds to the University, and to explore with the Foundation ideas on how the disbursements to the University, and such uses, can be improved. The Board can then engage in the creation of policies or Board governing legislation to put reasonable and appropriate guidelines and parameters around the use of Foundation funds so that they are used to further the educational, research and service missions of the University, further the University's activities beyond what appropriated funds can provide, and be utilized in accordance with the public policy of the State of Illinois.

   This listing of areas of interest is not exhaustive and may be altered as additional interests are considered, areas of interest are examined more fully, and policy is developed in the most prudent and useful manner.