

## MINUTES OF MEETING

**C. COMMITTEE ON FINANCE AND PHYSICAL PLANT**

VOLUME 229

November 17, 2006

A meeting of the Committee on Finance and Physical Plant was held in the Boardroom of The Nittany Lion Inn, University Park, Pennsylvania, at 1:35 p.m. on November 17, 2006.

The following Committee members were present: Baldwin and Spanier (ex officio), Metzgar (chair), Strumpf (vice chair) Broadhurst, Chaiken, Clemens, Hintz, Peechatka, Poprik, and Shaffer. Also present were Trustees Alexander, Conti, Eckel, Foulke, Hayes, Henning, Hetherington, Jones, Joyner, Junker, Myers, Riley, Rowell, and Suhey; and Trustees Emeriti Brosius, W. Conti, Huck, Wise, and Wolff.

Present by invitation was faculty representative Floros; student representatives Chamberlin and Livingston; staff members Ammerman, Babe, Curley, DiEugenio, Dolbin, Erickson, Hurley, MacCarthy, Mahon, Pangborn, Paz, Pell, Romano, Schultz, Stryker, Thomas, Triponey, Weideman and Weiler; and Mr. Courtney of McQuaide Blasko.

The Committee on Finance and Physical Plant voted to recommend to the Board of Trustees approval of the following resolutions which were included in the Meeting Agenda or presented at the meeting:

1. RESOLVED, That Officers of the University are authorized to grant a right-of-way to Columbia Gas of Pennsylvania, Inc. to construct and maintain underground natural gas lines and related regulator equipment on University property adjacent to the Mt. Nittany Expressway in Patton Township at University Park.
2. RESOLVED, That the renovated science facility at Penn State York is named the "Edward M. Elias Science Building."
3. RESOLVED, That the proposed University Health Services & Counseling and Psychological Services Building at University Park is named the "Student Health Center."
4. RESOLVED, That the conditions governing certain existing scholarships, fellowships, awards, and similar funds previously established at the University be revoked and that the officers of the University are authorized to put into effect the revised regulations as summarized below and the same are approved: (See Appendix I)

A. Alan and Dorothy Bober Scholarship at McKeesport

Date Originally Established: April 1, 2002

The eligibility section was revised to include a preference for students whose ethnic, cultural, and or/national background contribute to the diversity of the student body.

B. Les Clefs D'Or Concierge Annual Scholarship in the School of Hospitality Management in the College of Health and Human Development

Date Originally Established: April 20, 2004

The scholarship name was changed to the "Marjorie Silverman Les Clefs D'Or Concierge Annual Scholarship in the School of Hospitality Management in the College of Health and Human Development." In addition, the scholarship was revised to reflect the current name of the School of Hospitality Management.

C. Penn State Dairymen's Club Award for Freshman Students

Date Originally Established: July 9, 2002

The award was revised to allow the College of Agricultural Sciences Scholarship and Awards Committee to determine the number and amount of the award(s) and to state that the awards must be of equal value. Previously, awards were restricted to one per year.

D. Penn State Club of Centre County Endowed Scholarship

Date Originally Established: August 22, 1993

The scholarship name was changed to the "Centre County Chapter of the Penn State Alumni Association Endowed Scholarship."

E. Pennsylvania Poultry Federation Scholarship in Poultry Science

Date Originally Established: February 15, 1995

The scholarship name was changed to the "PennAg Poultry Council Scholarship in Poultry Science."

F. Ridge Riley Journalism Scholarship for Sports Writing

Date Originally Established: October 31, 2002

The scholarship name was changed to the "Richard and Arlene Small Journalism Scholarship for Sports Writing in Memory of Ridge Riley."

G. Murray and Nadine Rubin Scholarship

Date Originally Established: April 24, 2002

The first preference for eligibility of this scholarship was expanded to include students from Kensington International, Business, Finance and Entrepreneurship High School in Philadelphia. Previously, the first preference was limited to freshman students.

H. John and Nancy Steimer Endowed Scholarship for Men's Basketball

Date Originally Established: April 11, 2006

The scholarship was revised to become a position scholarship supporting the power forward or shooting guard position for men's basketball. Additionally, the scholarship name was changed to the "John and Nancy Steimer Endowed Men's Basketball Position Scholarship."

I. Joseph J., Sr. and Catherine A. Zaydon Memorial Scholarship

Date Originally Established: August 8, 2003

The scholarship name was changed to the "Joseph J., Sr. and Catherine A. Zaydon Memorial Scholarship with their Children Dr. Joseph, Jemille, and John."

5. RESOLVED, That the Board of Trustees gratefully acknowledges the generous contributions of the many friends of the University in support of endowments, funds, and other major commitments as reported to the Committee on Finance and Physical Plant at its meeting of November 17, 2006.

FURTHER BE IT RESOLVED, That the Officers of the University are authorized to convey the Board's appreciation to these generous benefactors who provide opportunities for many students to receive a quality education.

6. RESOLVED, That the proposed three-year contract between the University and The Barash Group, whereby the Barash Group agrees to sell advertising in *Preface* and *Orientation Express* for the 2007-08, 2008-09 and 2009-10 academic years, to divide revenue equally with the University and to provide a minimum guarantee of \$16,500 per year to the University, is approved.
7. RESOLVED, That the proposed one-year contract between the University and AccuWeather.com, whereby AccuWeather.com agrees to provide advertising to the Penn State World Campus to promote the online Certificate of Achievement in Weather Forecasting program developed by the Department of Meteorology in the College of Earth and Mineral Sciences at a cost not to exceed \$35,000 is approved.
8. RESOLVED, That the transaction whereby the University has contracted for the 2007 football season with Toftrees Resort and Conference Center to provide hotel accommodations and meals for the Penn State football team the night before each home game at a cost not to exceed \$125,000 is ratified.
9. RESOLVED, That the final plans for the Student Health Center, University Park, as designed by The Hillier Group of Philadelphia, Pennsylvania, are approved.  
  
BE IT FURTHER RESOLVED, That authorization to obtain bids and award contracts to construct the project be approved at a cost not-to-exceed \$26,000,000 from funds available to the University.
10. RESOLVED, That room and board charges at all locations be increased as shown on Schedules I through IV attached hereto and which are a part of this resolution. (See Appendix II)
11. RESOLVED, That the *Standing Orders* of the Board of Trustees are amended as follows:

ORDER IV. MATTERS REQUIRING APPROVAL OF THE BOARD OF TRUSTEES

- (4) Physical Plant
  - (a) Establishment of, or changes in existing policies, on matters such as selection of architects, naming of buildings and roads, preservation of campus landmarks.
  - (b) Long-range planning for physical development, including location and construction of buildings, utilities, and recreation areas, and any sites in variance with the accepted master plan.
  - (c) Approval of land and other real estate to be considered for purchase or sale.
  - (d) Approval of specific names for individual buildings and roads.
  - (e) Sketch and final plans for buildings and facilities to be constructed, with the exception of temporary buildings or buildings under ~~\$1~~ **\$2** million in cost. Review and approval may be requested by the administration in lieu of presentation as an information item for projects of a special nature that fall below the ~~\$1~~ **\$2** million level.
  - (f) Approval to solicit bids for construction and award contracts for construction.
  - (g) Rights of way not directly supporting a University construction, renovation or utilities upgrade/relocation project and having visible impact to the area involved.
  - (h) Appointment of architect for construction of major projects.

ORDER V. MATTERS TO BE PRESENTED TO THE BOARD OF TRUSTEES FOR INFORMATION

- (4) Physical Plant
- (a) Projects with a cost between ~~\$500,000 and \$999,999~~ **\$1,000,000 and \$1,999,999.**
- (b) Naming of rooms, portions of buildings, and plazas.
- (c) Rights of way in direct support of a University construction, renovation or utility upgrade/relocation project, and rights of way for underground facilities for standard utility services that, once installed, will have minimal visible impact to the area involved.

~~abc~~ - denotes deletions

**abc** - denotes additions

(A revised Action Item C.8 was distributed which replaced and superseded the proposed action in the agenda. Additionally, Chair Metzgar announced that Agenda Item 9 regarding a naming item at The Milton S. Hershey Medical Center was being deferred to a subsequent meeting.)

The following items were presented for the information of the Trustees:

1. Granted Rights-of-Way and Easements
  - A. Granted Right-of-Way to D&E Communications to install and maintain fiber optic cable within existing University duct bank system, University Park.
  - B. Granted Right-of-Way to Lehman Township to inspect, operate, maintain, and repair stormwater management facilities as required as part of the Academic Commons project, Penn State Wilkes-Barre.
  - C. Granted Easement to Lehman Township for access to maintain and repair stormwater management facilities as required, Penn State Wilkes-Barre.
2. Construction of Maintenance Building, Penn State York
3. Status of Major Construction Programs and Borrowing.
4. Conflict of Interest - Disclosure
5. Summary of New Funds, including scholarships, fellowships, etc., accepted by the University during the period August 21, 2006 through October 20, 2006. All of these items conform to established University policies and regulations.
  - (a) Bill Baldwin Memorial Scholarship in the School of Forest Resources
  - (b) James W. & Edna M. Beach Renaissance Scholarship
  - (c) Donald P. Bellisario Trustee Matching Scholarship
  - (d) John F. Benchoff Trustee Scholarship
  - (e) Dr. Glenn R. Brown Faculty Travel Endowment in the College of Engineering at The Pennsylvania State University
  - (f) Robert J. Chaney Family Endowed Wrestling Scholarship
  - (g) Clauer Family Annual Award in Poultry Science
  - (h) Patrick J. Coyne Memorial Scholarship
  - (i) Diane M. Disney Chancellor's Book Bag Award
  - (j) Easton Red Nittany Lion Scholarship
  - (k) Fasola Family Trustee Matching Scholarship for the Schreyer Honors College
  - (l) Gene Foreman Trustee Matching Scholarship
  - (m) John and Joan Gaudinsky Scholarship in the College of Engineering
  - (n) Dr. Gregory W. Gray Trustee Matching Scholarship for Penn State Fayette, The Eberly Campus
  - (o) William R. Henning Meat Science Enrichment Fund
  - (p) Penn State Cooperative Extension 4-H Program Support Endowment in Jefferson County
  - (q) Kendig Renaissance Scholarship
  - (r) William 'Bill' Kenney Endowed Football Scholarship
  - (s) The Krentzman Family Men's Basketball Endowed Scholarship

- (t) Bob Krimmel Endowed Fund for Swimming
  - (u) Larry Kuhns Fund for Extension and Applied Research Excellence in Landscape and Nursery Programs
  - (v) PA Master Farmer's Trustee Matching Scholarship in the College of Agricultural Sciences
  - (w) Penn State Cooperative Extension 4-H Program Endowment in Mifflin County
  - (x) E. Willard and Ruby S. Miller Distinguished Graduate Fellowship in Geography
  - (y) W. Douglas Obal, II Memorial Scholarship
  - (z) Richards Civil War Era Center Enhancement Fund in the College of the Liberal Arts
  - (aa) PSU Chapter of Sacramento-San Joaquin Award
  - (bb) Sovereign Bank Trustee Matching Scholarship for the Schreyer Honors College
  - (cc) D. Bruce Stauffer Scholarship for Dairy & Animal Science Students in the College of Agricultural Sciences
  - (dd) Study Abroad Fund in the College of the Liberal Arts
  - (ee) John and Elizabeth Surma Enrichment Scholarship
  - (ff) Tunno Family Nursing Scholarship in the World Campus
  - (gg) Tunno Family Scholarship in the Smeal College of Business
6. Summary of major commitments accepted by the University during the period July 1, 2006 through August 31, 2006.
- (a) Alfred P. Sloan Foundation
  - (b) Alphawood Foundation
  - (c) American Cancer Society
  - (d) American Chemical Society
  - (e) American Diabetes Association
  - (f) American Heart Association
  - (g) Arnold and Mabel Beckman Foundation
  - (h) Belisarius Productions, Incorporated
  - (i) CA Raisin Marketing Board
  - (j) Carbo Ceramics
  - (k) Colcom Foundation
  - (l) Dairy Management, Incorporated
  - (m) Donald and Nancy Devorris
  - (n) Dorothy Enright
  - (o) Gordon and Betty Moore Foundation
  - (p) Irving Horowitz
  - (q) Immune Tolerance Network
  - (r) Iron Disorders Institute
  - (s) James and Margaret Stine Foundation
  - (t) John Frederick Steinman Foundation
  - (u) Juvenile Diabetes Research Foundation International
  - (v) I. Samuel and Dorothy Lape
  - (w) Lilly Endowment Incorporated
  - (x) Anthony Misciagna
  - (y) Paradigm Geophysical
  - (z) Pennsylvania Turfgrass Council
  - (aa) R. K. Mellon Family Foundation
  - (bb) Robert Wood Johnson Foundation
  - (cc) The Salizzoni Family Foundation
  - (dd) Summit Health Endowment
  - (ee) Susan G. Komen Breast Cancer Foundation
  - (ff) Wake Forest University
  - (gg) Harold H. Wilson, Jr.

The following reports were presented at the meeting (visual presentations were made):

7. Comments about the University's Audited Financial Statements as of June 30, 2006 were presented by Kenneth S. Babe, Corporate Controller. Supplementary information was mailed to the Trustees under separate cover.

8. A photo report of selected construction projects was presented:  
The Fitness Center Expansion, Parking Garage, Cancer Institute, and Oak Drive at The Milton S. Hershey Medical Center; and the Student Health Center at University Park.

Counsel Courtney reported on the Right to Know Act litigation involving the Patriot News Company's request for confidential salary information of Penn State employees. On September 19, 2006 the Supreme Court granted Penn State's petition for allowance of appeal. The Supreme Court will hear Penn State's appeal of the Commonwealth Court's decision that confidential salary information of Penn State employees is a public record under the provisions of the Right to Know Act. Justice Baldwin will not be hearing the appeal nor was she involved in the Supreme Court's decision to grant Penn State the allowance of appeal.

Regarding the Jennifer Harris case, on November 1, 2006 it was ordered that the trial be changed from May 2007 to June 2007, with jury selection and trial to commence on June 18, 2007.

The meeting adjourned at 3:07 p.m.