

MINUTES OF MEETING

C. COMMITTEE ON FINANCE AND PHYSICAL PLANT

VOLUME 222

September 9, 2005

A meeting of the Committee on Finance and Physical Plant was held in the Boardroom of The Nittany Lion Inn, University Park, Pennsylvania, on September 9, 2005 at 12:35 p.m.

The following Committee members were present: Baldwin and Spanier (ex officio), Metzgar (chair), Strumpf (vice chair), Broadhurst, Brosius, Clemens, Hintz, Poprik, Shaffer, and Suhey. Also present were Trustees Alexander, Chaiken, Conti, J., DiBerardinis, Eckel, Foulke, Garban, Hayes, Henning, Huber, Myers, Peechatka, Riley, Rowell, and Zahorchak; and Trustees Emeriti Huck, Robinson, Wise, Wolff, B. and Zemprelli.

Present by invitation were faculty representatives Floros and Myers; student representatives Adams, Borawski and Streaker; staff members Ammerman, Althouse, Branigan, DiEugenio, Dolbin, Erickson, Jacobs, Kirsch, MacCarthy, Mahon, Pell, Romano, Schultz, Stryker, Triponey, Turow, and Weidemann; and Mr. Courtney of McQuaide, Blasko.

Chair Metzgar called the meeting to order:

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:

1. RESOLVED, That Officers of the University are authorized to grant a right-of-way to the State College Borough, or the State College Borough and James E. and Mary L. Reeder, to construct an extension to Thorn Alley to connect with West Campus Drive at University Park.
2. RESOLVED, That the Sciences and Technology Center at Penn State York is named the "M. S. Grumbacher Information Sciences and Technology Center."
3. 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. E. Lee and William W. Beard III Trustee Scholarship

Date Originally Established: October 20, 2004

Source and Nature of Revisions: The donor has requested that this Trustee Scholarship eligibility section be changed to students at Penn State Hazleton, instead of split between the six former Commonwealth College campuses.

B. EMS Staff Centennial Award

Date Originally Established: April 9, 1997

Source and Nature of Revisions: The Staff Advisory Committee in the College of Earth and Mineral Sciences has requested that any available monies not awarded in a particular year shall be retained for award, together with the monies available, for expenditure in the following year. They also requested that the term of award be for one academic year and that further accomplishments by a recipient may enable that recipient to be again considered. The purpose was also changed to state that the money will be used to support staff in the successful completion of education and professional development courses. Lastly, the eligibility section was changed to state that any full-time EMS staff member, who has been

employed for a minimum of one year, is eligible for the award. They must also complete an awards application.

C. Bud Filler Annual Scholarship in the School of Forest Resources

Date Originally Established: February 20, 2004

Source and Nature of Revisions: The donor has requested that the eligibility section be changed to include a preference for students who are in Forest Science or Wood Products.

D. Rock Ethics Institute Endowment in the College of the Liberal Arts

Date Originally Established: February 9, 2000

Source and Nature of Revisions: The donor has requested that expenditures shall be determined by the Director of the Rock Ethics Institute and not with the recommendation of the Head of the Department of Philosophy which the original guidelines included.

E. Jack C. and Barbara M. Shannon Graduate Scholarship in Plant Physiology

Date Originally Established: November 19, 1999

Source and Nature of Revisions: The donor has requested that the eligibility section be changed to include that consideration shall first be given to all full-time graduate students enrolled or planning to enroll in the Intercollegiate Graduate Program in Plant Physiology or the Ecological and Molecular Plant Physiology Program whose major professor is a faculty member in the department of Horticulture in the College of Agricultural Sciences. Second preference shall go to graduate students enrolled or planning to enroll in the above programs whose major professor is a faculty member of another academic unit.

F. Technology Development Fund

Date Originally Established: January 16, 2001

Source and Nature of Revisions: The Graduate School has requested that any reference to the donors helping to decide expenditures is to be changed. It was changed to read that an external panel comprised of research and business experts will review and evaluate proposals for possible funding.

G. Roger and Betty Tobias Trustee Scholarship

Date Originally Established: April 11, 2005

Source and Nature of Revisions: The donor requested that this Trustee Scholarship be designated as a Penn State Schuylkill scholarship only available to Penn State Schuylkill students. This was inadvertently omitted in the original Trustee Scholarship guideline.

4. RESOLVED, That the following five non-University employees of the Penn State Investment Council are appointed for one-year terms:
 - Timothy J. Crowe, Managing Director, Anchor Point Capital LLC (Coral Gables, FL)
 - Edward R. Hintz, Jr., President, Hintz, Holman & Robillard, Inc. (Chatham, NJ)
 - Arthur D. Miltenberger, Vice President and Chief Financial Officer (Retired), R. K. Mellon & Sons (Ligonier, PA)
 - J. David Rogers, Chief Executive Officer, J.D. Capital Management (Greenwich, CT)
 - Linda B. Strumpf, Vice President and Chief Investment Officer, The Ford Foundation (New York, NY)
5. RESOLVED, That the design/build of five pre engineered buildings to house fifty new "T" Hangars, University Park Airport, is approved at a cost not-to-exceed \$2,180,000 from funds available to the University.
6. RESOLVED, That authorization to award contracts to construct Medlar Field at Lubrano Park, University Park, be approved at a cost not-to-exceed \$31,400,000 from funds available to the University.
7. 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 September 9, 2005.

BE IT FURTHER 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.
8. RESOLVED, That the Officers of the University are authorized to submit to the Legislature, appropriate departments, and offices of the Commonwealth of Pennsylvania, a State Appropriation Request for fiscal year 2006-2007 in the amount of \$354,434,000.
9. RESOLVED, That the Officers of the University are authorized to submit to the Legislature, appropriate departments, and offices of the Commonwealth of Pennsylvania, a Capital Budget Request for fiscal year 2006-2007 in the amount of \$46,540,000.
10. RESOLVED, That the sketch/preliminary plans for the new Graduate Circle Housing, University Park, as designed by the team of Noelker and Hull Associates of Chambersburg, Pennsylvania, and CBT of Boston, Massachusetts, are approved.

10. RESOLVED, That the sketch/preliminary plans for the new Graduate Circle Housing, University Park, as designed by the team of Noelker and Hull Associates of Chambersburg, Pennsylvania, and CBT of Boston, Massachusetts, are approved.
11. RESOLVED, That the Board of Trustees approves the acquisition of .48 acres located at 1207/1221/1223 West College Avenue, Ferguson Township, Centre County, Pennsylvania, from Vance V. Witmer for the purchase price of \$425,000 from funds available to the University.

BE IT FURTHER RESOLVED, That the Officers of the University are authorized and directed to take such steps as are necessary to make effective this resolution.
12. RESOLVED, That the Board of Trustees approves the acquisition of the airport hangar leasehold improvements from GPI Aviation, Inc. located at University Park Airport, Benner Township, Centre County, for the purchase price of \$1,400,000 from funds available to the University, inclusive of terms providing for the termination of the June 1997 Lease Agreement with GPI Aviation, Inc.

BE IT FURTHER RESOLVED, That the Officers of the University are authorized and directed to take such steps as are necessary to make effective this resolution.
13. RESOLVED, That the Officers of the University are authorized to appoint the firms of Polshak Partnership of New York, New York, and Office of Planning and Architecture of Harrisburg, Pennsylvania, as architects for the Dickinson School of Law Buildings at Carlisle and University Park.

(Action Item C.6 reflects the project amount announced at the meeting. The recommendation for approval of Action Item 13 was presented by the chair of the Architect/Engineer Selection Subcommittee, Trustee Metzgar.)

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

1. Naming of Rooms, Portions of Buildings, and Plazas
 - A. Naming of the Penn State Locker Room in Medlar Field at Lubrano Park, University Park, the "Rich Weiler Locker Room," in honor of a gift from Richard and Marjorie Weiler.
 - B. Room 238 C in the new Outreach Building in honor of a gift from William and Honora Jaffe. The plaque should read "This room was made possible by Honey and Bill Jaffe."
 - C. Naming of various spaces in the new Stuckeman Family Building as follows:
 - 1) Room 218 to read "This Architecture Faculty Office was made possible by Buell Kratzer Powell, Ltd. with Cheryl Smith and Darrell Kratzer."
 - 2) Room 117 to read "Library Group Study Room was made possible by William Dah and Robert Krieger of Dah & Krieger Architects Planners, P.C."
 - 3) Room 118 to read "The Library Instruction Room was named for William and Phoebe Duff In appreciation for their contribution to the School of Architecture and Landscape Architecture."
 - 4) Room 410 to read "Architecture Undergraduate Studio was made possible by Stephen Fee and David Egbert of Fee Manson Egbert Associates."
 - 5) Room 152 to read "Willard G. Rouse III Gallery was made possible by Robert E. Fenza in memory of Willard G. Rouse III."
 - 6) Room 434 to read "This Faculty Research Studio made possible by the Landscape Architecture Class of 1980 & Robert E. Fenza in honor of professor emeriti Daniel Jones and Mark Battaglia."
 - 7) Room 312 to read "Critique Space was made possible by Kim A. Kauffman and the Kaufman Family in memory of Russell Kauffman."
 - 8) Rooms 102/103 to read "Glen-Gery Brick Conference Room was made possible by Glen-Gery Corporation."
 - 9) Room 215 to read "Landscape Architecture Undergraduate Studio was made

- possible by Russell O. Jones."
- 10) Room 318 to read "Landscape Architecture Faculty Office was made possible by Hewitt McCloskey and Jim Faber of McCloskey & Faber, P.C."
 - 11) Room 307 to read "McKibbin Multimedia Forum was made possible by Francis J. and Pat McKibbin."
 - 12) Room 204 to read "Architecture Undergraduate Studio was made possible by Microsoft Corporation."
 - 13) Room 404 to read "Architecture Undergraduate Studio was made possible by Jeffrey N. and Debra Donovan Morgan Honoring the Donovan Family."
 - 14) Room 211 to read "Architecture Undergraduate Studio was made possible by Jeffrey N. and Debra Donovan Morgan In memory of Regina M. Morgan."
 - 15) Room 308 to read "Critique Space was made possible by Robert and Maureen O'Hara in honor of Dr. Lorraine Judson Holzapfel."
 - 16) Room 409 to read "Architecture Undergraduate Studio was made possible by J. Ian Adamson of Payette Associates, Inc."
2. Status of Department of General Services and University Major Construction Programs.
 3. Summary and Designation of Gifts Received by the University during the period of July 1, 2004 through June 30, 2005.
 4. Summary of New Funds including scholarships, fellowships, etc., accepted by the University during the period June 20, 2005 through August 12, 2005. All of these items conform to established University policies and regulations.
 - (a) Penn State Alumni Association Education Abroad Scholarship
 - (b) Quinton E. Beauge Memorial Journalism Scholarship
 - (c) Laura Lee, 'Lolly' Benner-Booth Trustee Matching Scholarship
 - (d) Jaimie and Mario Ciabarra Trustee Scholarship in the Eberly College of Science
 - (e) Don Davis Professorship in Ethics
 - (f) Jack H. Dreibelbis and Miriam Keim Dreibelbis Trustee Scholarship in the College of Agricultural Sciences
 - (g) Environmental Programming Endowment
 - (h) Royal P. Fisher, Sr. and Virginia Breneman Fisher Scholarship in Wildlife and Fisheries Sciences
 - (i) Timothy R. Foor, Jr. Trustee Scholarship for the Schreyer Honors College
 - (j) Keith E. and Linda A. Forrest Trustee Scholarship in the College of Arts and Architecture
 - (k) Glee Club Director Endowment
 - (l) Edgar H. and Patricia A. Grubb Trustee Scholarship in the Smeal College of Business
 - (m) Charles W. Hill Graduate Student Award
 - (n) Steve and Ruth Holmes Trustee Scholarship
 - (o) Investment Savings Bank Enhancement Fund Supporting Children and Youth
 - (p) Alphonse Leure-duPree Exemplary Medical Student Award
 - (q) LGBTA Student Support Fund
 - (r) Mark and Mary McBroom Markovich Endowed Football Scholarship
 - (s) Marquette Savings Bank Trustee Scholarship
 - (t) Minarik Family Scholarship
 - (u) John W. Moore Trustee Scholarship in the College of the Liberal Arts
 - (v) W. Douglas Obal, II Memorial Scholarship
 - (w) John Oskison Trustee Scholarship in the College of the Liberal Arts
 - (x) Rene Portland Renaissance Fund Scholarship
 - (y) Pullo Family Performing Arts Center Endowment
 - (z) John Reed Rodgers International Program Support Endowment for the College of Agricultural Sciences
 - (aa) William J. Rossman Renaissance Scholarship
 - (bb) Milton S. Hershey Medical Center Endowed Simulation Fund
 - (cc) John T. and Paige S. Smith Professorship in Agricultural Sciences
 - (dd) John T. and Paige S. Smith Professorship in Science at Penn State York
 - (ee) Symposium on Contemporary Women's Issues at Penn State Hazleton
 - (ff) Scott and Marsha Tarriff Trustee Scholarship in the Smeal College of Business
 - (gg) University Health Services Enrichment Fund
 - (hh) James M. Williams Arts and Culture Fund
 - (ii) Mark J. Young International Medical Studies Scholarship

- (jj) Mark J. Young, M.D. Award in Health Studies
5. Summary of major commitments accepted by the University during the period May 1, 2005 through June 30, 2005.
- (a) 3M Foundation
 - (b) Andrew W. Mellon Foundation
 - (c) Malvin E. and Lea Plessett Bank
 - (d) Donald P. and Vivienne Bellisario
 - (e) Boeing Company
 - (f) Computer Aid Inc.
 - (g) Donald W. and Virginia C. Davis
 - (h) Bert Elsbach
 - (i) Children's Miracle Network Employee Committee - Telethon Fundraising
 - (j) Foundation for Enhancing Communities
 - (k) Four Diamonds Dance Marathon
 - (l) Frontier Science & Technology Research Foundation
 - (m) John D. and Bette Garber
 - (n) Estate of Mrs. Harold M. Grout, Sr.
 - (o) Hewlett-Packard Company
 - (p) Intergraph Corp.
 - (q) Investment Savings Bank
 - (r) Kai Pharmaceuticals, Inc.
 - (s) KPMG Foundation
 - (t) Thomas N. and Geraldine M. McCreary
 - (u) Arthur J. and Paige L. Nagle
 - (v) Philadelphia Health Care Trust
 - (w) Penn State Alumni Association
 - (x) Penn State Bookstore System, managed by Barnes and Noble College Booksellers
 - (y) Robert E. and Catherine G. Quinnan
 - (z) Robert W. Johnson Charitable Trust
 - (aa) Robert Wood Johnson Foundation
 - (bb) Edward J. and Susan S. Sebastian
 - (cc) Frank P. Smeal 1997 Charitable Remainder Trust
 - (dd) Salomon and Ellen L. Sredni and Tradestation
 - (ee) D. Bruce Stauffer
 - (ff) Scott L. and Marsha L. Tarriff
 - (gg) Stella J. Wawrynovic
 - (hh) Richard A. and Marjorie S. Weiler

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

- 6. A report on the Investment Review of Endowment and Similar Funds as of June 30, 2005, was provided by Mr. David E. Branigan, Executive Director, Office of Investment Management.
- 7. A photo report of selected construction projects was presented:
Research and Economic Development Center, Penn State Erie, The Behrend College; and at University Park, Food Science Building, Forest Resources Building, and the Stuckeman Family Building.

Counsel Courtney provided an update on the Motion for Post Trial relief filed by Tom Miller, Leslie Miller, and Tom Monteverde in the Cumberland County Court of Common Pleas for the purpose of preventing various agreements regarding The Dickinson School of Law from being implemented. On August 26, Judge Guido issued an Order denying the Motion. The plaintiffs have 30 days to file an appeal.

Counsel Courtney also provided an update information on the Right-To-Know Act case filed by The Patriot News to receive confidential salary information regarding four University employees from the State Employees Retirement System. On August 12, the Commonwealth Court of Pennsylvania decided, in a three to two decision, to uphold the Order of the State Employees Retirement Board which had granted the request of The Patriot News for the information. The University will be filing a Petition for Allowance of Appeal with the Pennsylvania Supreme Court on September 12.

Committee on Finance and Physical Plant
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The meeting adjourned at 2:00 p.m.