WESTERN MICHIGAN UNIVERSITY
BOARD OF TRUSTEES
ANNUAL FORMAL SESSION
FEBRUARY 18, 2010

The Board of Trustees annual formal session was called to order by Chair Miller on Tuesday, February 18, 2010, at 11:15 a.m. in Rooms 157-159, Bernhard Center.

Board members present: Chair Miller, Vice Chair Tolbert, Trustee Asmonga-Knapp, Trustee Carlson, Trustee Hettinger, Trustee Johnston, and President Dunn (ex officio).

Acceptance of the Agenda. The agenda was accepted as presented following a motion by Trustee Hettinger, supported by Trustee Johnston.

Remarks by the Chair. With the election of Board officers scheduled for the annual meeting, Chair Miller thanked Trustee Martin and Trustee Tolbert who served as vice chairs during the past two years. He noted that he felt confident with the leadership for the coming year as it is passed on to Trustees Tolbert and Archer, chair and vice chair respectively. Chair Miller spoke of the past two years as a pivotal point in the University’s history, stating that he will always be proud of his role on the Presidential Search Advisory Committee that identified John Dunn as an ideal match for Western. He said when he became chair he wanted to bring to WMU his perspective as a loyal alumni and a member of the University’s home community, with the focus on enhancing the school’s strengths and raising its profile. Chair Miller stated he believes that we are in a good place on these fronts and he wants Western to become stronger and even more effective in the future. He spoke of the economic crisis in our state and nation, but noted that we are strong enough, creative enough and committed enough to overcome the challenges and turn them into opportunities. He said he was leaving his leadership role but not the Board and was looking forward to moving ahead with some exciting projects, including the proposed medical school. Chair Miller stated that it has been an honor and privilege to serve as chair and is looking forward to doing whatever he can to serve the University in the future.

Election of Officers. As indicated in the Board bylaws, officers are to be elected at the annual formal session of the Board of Trustees. Following a motion by Trustee Miller, supported by Trustee Johnston, Trustee Tolbert was elected chair, and Trustee Johnston, vice chair. After a motion by Trustee Hettinger, supported by Trustee Johnston, the following officers were elected—Betty Kocher, secretary; Lowell Rinker, treasurer and assistant
Remarks by Chair Tolbert. Incoming Chair Tolbert stated he was looking forward to a new year of Board activity and was grateful for the support of his fellow trustees. He indicated that on behalf of the rest of his colleagues he wanted to thank Trustee Miller for his service as chair, noting it represents an enormous investment of time, energy and enthusiasm and a deep commitment to our students, faculty and staff. He said the University is a better place because of Trustee Miller’s willingness to take on this challenge. Chair Tolbert noted, like Trustee Miller, he is determined that the University will continue to move forward and prosper and that the focus of each of the trustees is on the students. He said he cherished his own student experience at WMU and wants as many students as possible to enjoy the same opportunities.

Remarks by President Dunn. President Dunn congratulated Chair Tolbert and said he was looking forward to continue working together as Chair Tolbert leads the Board this year. President Dunn added his thanks to Trustee Miller for his service as Board Chair for the past two years, and for the care, commitment and affection for WMU he brought to that role. President Dunn spoke of student and faculty accomplishments, positive trends in enrollment numbers, and the largest number of participants in the annual Medallion Competition in its 27 year history. He reported progress in the medical school planning--a meeting last month, along with representatives from Bronson and Borgess, with the Liaison Committee on Medical Education. President Dunn noted that a committee is now formed to identify an individual who can serve as founding dean for the medical school.

Remarks by the WSA President and GSAC Chair. Nate Knappen reported that he has enjoyed his time as WSA president and speaking with the Board of Trustees; he will be graduating in May, WSA elections will be held before the next meeting, and a new president will be introduced to the Board in April. GSAC Brandi Pritchett spoke on the activities of the Graduate Student Advisory Committee.

Remarks by the Faculty Senate President. Professor Jellies reported on the work of the Faculty Senate.

Approval of the Minutes of the November 2 Formal Session and the December 9 Conference Call Formal Session. Following a motion by Trustee Johnston, supported by Trustee Miller, the minutes were approved as distributed.

College of Engineering and Applied Sciences Report. A report on the college was presented by Dean Anthony Vizzini.

Revised Annuity and Life Income Funds Investment Policy Statement. As presented by Associate Vice President VanDerKley, the Board of Trustees, on a
motion by Trustee Johnston, supported by Trustee Miller, approved the revised Annuity and Life Income Funds Investment Policy Statement (att.)

At the annual due diligence meeting of the University's Finance and Development staff with representatives from State Street Charitable Asset Management, as investment manager, and Fund Evaluation Group, the University's investment consultant, the annuity and life income funds asset allocation and performance were reviewed. As reported by Associate Vice President VanDerKley, it was determined that changes in the current policy statement should be made to enhance portfolio diversification.

Consent Items. On a motion by Trustee Johnston, supported by Trustee Miller, the Board of Trustees approved the following consent items—Personnel Report, Gift Grant, Name Changes, Academic Programs, Metro PCS/Consumers Energy Easement, Authorization to Confer Degrees, Board Meeting Dates, and State Property Transactions.

M.U.S.I.C. (Michigan Universities Self-Insurance Corporation) Update provided by Vice President Rinker and Associate Vice President VanDerKley.

Operating Cash Investment Performance Report and Annuity and Life Income Funds Performance Report. Information provided by Vice President Rinker and Associate Vice President VanDerKley.

Public Comments. Stephen Podewell spoke re personnel matters in his past employment at the University and his intention to announce his candidacy for Secretary of the State of Michigan.

Adjournment. The meeting was adjourned at 12:15 p.m.

Respectfully submitted,

Betty A. Kocher
Secretary
STATE PROPERTY TRANSACTIONS

Background

The State of Michigan recently passed into law (Public Act 217) revisions to several properties that directly affect Western Michigan University. Following is a summary of those changes:

- **Colony Farm/Orchard Property** - In June 1978, the State Department of Mental Health transferred approximately 55 acres of property bordering US 131 and Drake Road, commonly known as the Colony Farm or Orchard Property, to the University. The property when conveyed to the University also included a restriction that it be utilized “solely for public park, recreation or open space purposes unless otherwise authorized by public act.” Public Act 217 of 2009 has removed this restriction.

- **Northwest Unit** - The University acquired an approximately 12 acre parcel on Blakeslee Street in Kalamazoo from the State of Michigan in 1998. This parcel contains the former State Tuberculosis Sanitarium (also known as the Northwest Unit), and was acquired subject to a restriction that it be used exclusively for public purposes. Public Act 217 of 2009 has authorized the release and termination of the public purpose restriction.

- **Noble Lodge** - Public Act 217 of 2009 has authorized the transfer of the property known as Noble Lodge from the State Department of Corrections to the University for $1. The property is a 2.55 acre parcel with a four story building located at the northwest corner of Howard and Oakland. The property is formerly one of the sites of the former Kalamazoo Regional Psychiatric Hospital and was most recently used as a halfway house by the Department of Corrections. At a minimum, the property would serve as a gateway parcel to the University Campus from the southeast. The property will be conveyed to the University subject to a restriction that it be used exclusively for public purposes. This restriction is similar to that which is in place for the remaining portion of the University’s Oakland Drive Campus.

Recommended Motion

It is recommended that the Board authorize the Treasurer or Assistant Treasurer to execute the appropriate documents to effect the property transactions described above.
WESTERN MICHIGAN UNIVERSITY
ANNUITY AND LIFE INCOME FUNDS

Investment Policy

PURPOSE

The purpose of this Investment Policy is to establish a clear understanding of the philosophy and the investment objectives for the Western Michigan University (hereinafter, "University") Annuity and Life Income Funds. This document will further describe the standards that will be utilized by the University in monitoring investment performance, as well as, serve as a guideline for any investment manager retained.

NATURE OF WESTERN MICHIGAN UNIVERSITY
ANNUITY AND LIFE INCOME FUNDS

The Annuity Funds consist of funds acquired by the University under various gift annuity agreements. The Life Income Funds consist of charitable remainder trusts for which the University is the trustee and remainderman. Upon termination of an annuity or trust agreement, the funds revert to the University. Depending on the donor's intention, these funds are then transferred either to unrestricted funds, designated University departments, or to the Western Michigan University Foundation.

RESPONSIBILITY AND AUTHORITY

1. The Vice President for Business and Finance shall report to the Board of Trustees as requested, or at least quarterly, the status of the investment portfolio.

2. The Vice President for Business and Finance shall, with the assistance of appropriate staff, continuously monitor and review the actions of the Investment Advisor/Custodian and the status of investments.

3. The Investment Advisor/Custodian shall be authorized to take investment actions within the guidelines described herein.

4. The Investment Advisor/Custodian shall report to the Vice President for Business and Finance, or appropriate staff, all changes in the investment portfolio when they occur.
**GENERAL OBJECTIVES**

1. The goal of each Fund is to provide long-term growth while balancing the needs of the income beneficiary and Western Michigan University as the remainderman.

2. The overall asset allocation should reflect the following structure. Where necessary to achieve specific target income payments, the investment manager may deviate from the following recommended target allocations when so authorized by the Vice President for Business and Finance or his/her appropriate staff.

<table>
<thead>
<tr>
<th>Straight Unitrust</th>
<th>Target</th>
<th>Range</th>
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<tr>
<td>Core Fixed Income</td>
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<td>30-40</td>
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<td>REITs</td>
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<tr>
<td>Cash</td>
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<td>20-30%</td>
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<tr>
<td>Mid Cap</td>
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<tr>
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<thead>
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Western Michigan University expects each of its managers to maintain a fully invested position. However, it is recognized that managers may have an amount of cash or cash equivalents from time to time.
PERFORMANCE OBJECTIVES

Due to the inevitability of short-term market fluctuations that may cause variations in the investment performance, it is intended that the performance objectives will be achieved over a moving five-year period net of investment management fees and transaction costs. However, Western Michigan University reserves the right to evaluate and make any necessary changes regarding the investment manager/fund over a shorter-term using the criteria established in the "Evaluation of Investment Manager" section of this policy.

1. **Benchmark** - The total return for each Fund shall approximate a target weighted index corresponding to the target asset mix. The benchmarks for each asset class will be:

   - **Large Cap U.S. Equity** - S&P 500 Index
   - **Small Cap U.S. Equity** - Russell 2000 Index
   - **Mid Cap U.S. Equity** - S&P 400 Mid Cap Index
   - **International Equity** - Morgan Stanley Capital International (MSCI)
   + All Country World Index ex-US
   - **Core Fixed Income** - Lehman Brothers Aggregate Bond Index
   - **High Yield** - Lehman Brothers High Yield BA/B 3% Issuer Capped Index
   - **REITs** - DJ Global Select Real Estate Securities Index

   The total return for each active equity manager shall exceed the relevant equity benchmark. Each passive equity manager shall approximate the total return of the relevant equity benchmark.

2. **Purchasing Power** - The total return for each Fund, except for those accounts that have donor restricted assets, shall exceed the Consumer Price Index plus:
   - 5% for Straight Unitrust accounts
   - 3% for Net Income accounts
   - 1.5% for Pooled Income Fund accounts
   - 5% for Gift Annuity accounts.

3. **Peer Group Ranking** - Each active manager shall rank in the top half of their relevant peer group universe (e.g. Large Cap Growth, Small Cap Value, Core Fixed Income, ...).

4. **Volatility (Risk-Beta)** - Each active manager is expected to maintain a beta less than/equal to 1.20 times that of their relevant benchmarks. Each passive equity manager will be expected to maintain a volatility (beta) of approximately 1.00 versus the relevant equity benchmark.

5. **Risk-Adjusted Performance (Alpha)** - The risk-adjusted performance (alpha) for each active equity manager is expected to be positive. The risk-adjusted performance (alpha) for each passive equity manager is expected to approximate 0%. 
GUIDELINES

The guidelines stated below shall apply to the separately managed portfolios (i.e., non-pooled or non-mutual funds), unless prior written approval is obtained from the University to the contrary. Although the University cannot dictate policy to pooled/mutual fund investment managers, it is the University's intent to select and retain only pooled/mutual funds with policies that are similar to this policy.

It is not the University's practice to accept donor-restricted assets; when exceptions to this practice are necessary, the guidelines and objectives outlined in this policy shall not apply to those funds.

1. No more than 10% of the Fund, at market value, can be invested in the common stock of any single company.

2. There shall be no investments in non-marketable securities.

3. There shall be no purchase that would cause a position in the portfolio to exceed 5% of the issue outstanding.

4. May invest up to 100% of the portfolio in U.S. Government Securities and up to 50% of the fixed income portfolio in U.S. Government Agency issues.

5. No more than 10% of the fixed income portfolio, at cost, can be invested in any single issue, except the investments in U.S. Government Securities.

6. The weighted average credit quality for core bond managers is to be no less than "A" or its equivalent rating by two national rating agencies. In addition, the minimum acceptable credit quality at purchase shall be "BBB". Furthermore, the weighted average credit quality for high yield bond managers is to be no less than “BB” or its equivalent rating by two national rating agencies. In addition, the minimum acceptable credit quality at purchase shall be “B”.

7. The duration of the portfolio shall be within plus or minus 50% of the benchmark index.

8. Commercial paper must be, at the time of purchase, rated within the highest classification established by not less than two national rating services.

9. Bank Certificates of Deposit and Bankers' Acceptances are to be rated within the top two rating classifications by any one national rating service. Foreign bank issues are capped at 25% of the total investment in this category.
10. The active investment managers shall not utilize derivative securities to increase the actual or potential risk posture of the University. Subject to other provisions in this Investment Policy, the use of primary derivatives, including, but not limited to, Structured Notes, lower class tranches of Collateralized Mortgage Obligations (CMOs), Principal Only (PO) or Interest Only (IO) Strips, Inverse Floating Securities, Futures Contracts, options, short sales, margin trading and such other specialized investment activity is prohibited.

Moreover, the investment managers are precluded from using derivatives to effect a leveraged portfolio structure (if options and futures are specifically approved by the University, such positions must be offset in their entirety by corresponding cash or securities).

The University must explicitly authorize the use of such derivative instruments, and shall consider certain criteria including, but not limited to, the following:

- Manager's proven expertise in such category.
- Value added by engaging in derivatives.
- Liquidity of instruments.
- Actively traded by major exchanges (or for over-the-counter positions, executed with major dealers).
- Managers internal procedures to evaluate derivatives, such as scenario and volatility analysis and duration constraints.

11. Although the University reserves the right to vote proxies for all individually managed portfolios (not mutual or commingled funds), it may delegate this responsibility to the investment managers. In these cases, the investment managers shall provide, on a quarterly basis, an accounting of all non-routine (routine proxy votes include matters such as the approval of outside accountants and re-election of directors) proxy votes with explanations. The investment managers have the duty to vote proxies in a manner that is consistent with the investment objectives contained herein. We recognize the University could from time to time adopt socially responsible policies that may reduce the total return. We also recognize that certain proposals, if implemented, could have a substantial impact on the market prices of the securities held in the portfolio. Therefore, in the absence of specific socially responsible restrictions, proxies shall be voted on in a manner which maximizes the value of the portfolio's securities. Although each proxy vote must be examined on a case-by-case basis, we would generally expect to vote against proposals such as the approval of poison pills, golden parachutes, unequal voting rights plans, staggered boards, and the elimination of shareholder rights, which are designed to make it difficult for a company to be acquired or which have a tendency to entrench current management at the expense of shareholders.

**REAL ESTATE**

Real estate received as a gift shall be sold as soon as possible, keeping in mind the market value at the date of the gift.
EVALUATION OF INVESTMENT MANAGERS

The investment managers will be reviewed on an ongoing basis and evaluated based upon the following additional criteria:

1. Ability to exceed (active managers) or approximate (passive managers) the performance objectives stated in this Investment Policy.

2. Adherence to the philosophy and style which were articulated to the University at, or subsequent to, the time the investment manager was retained.

3. Ability to exceed (active managers) or approximate (passive managers) the performance of other investment managers who adhere to the same or similar style.

4. Continuity of personnel and practices at the firm.

CONCLUSION

This statement of investment policy shall be reviewed annually. The investment performance will be reviewed on a quarterly basis and the report will be provided by an independent third party. The manager may provide any suggestions regarding appropriate adjustments to this statement or the manner in which investment performance is reviewed.

Acknowledged ____________________________ Date: ____________
On Behalf of Western Michigan University

Acknowledged ____________________________ Date: ____________
On Behalf of the Investment Manager

Acknowledged ____________________________ Date: ____________
On Behalf of Fund Evaluation Group, LLC
The Board of Trustees formal session was called to order by Chair Tolbert on Thursday, April 15, 2010, at 11:15 a.m. in Rooms 157-159, Bernhard Center.

Trustees present: Chair Tolbert, Vice Chair Archer, Trustees Asmonga-Knapp, Trustee Hettinger, Trustees Johnston, Trustee Miller and President Dunn (ex officio).

Acceptance of the Agenda. The agenda was accepted following a motion by Trustee Archer, supported by Trustee Hettinger, with the two roll call items (Sustainability Fund Initiative and Student Room and Board and Apartment rates 2010-11) moved to the beginning of the session.

Sustainability Fund Initiative. The adoption of a student sustainability fee was approved on a 6-0 roll call vote as moved by Trustee Miller, supported by Trustee Archer. In accordance with a Western Student Association election in March 2010, the fee was adopted, effective fall semester 2010, $8.00 per semester/$4.00 per session (main campus only) for the "purpose of funding student designed and led sustainability initiatives, an Office of Sustainability, and a WMU Green Jobs Program." As indicated, the details and logistics of how the funds will be distributed are being determined.

Student Room and Board and Apartment Rental Rates 2010-11. As reviewed by Vice President Anderson, the Board of Trustees authorized the administration to implement increased student room and board and apartment rental rates for 2010-11, effective fall semester 2010. Action was approved on a roll call vote of those present, 6-0, following a motion by Trustee Archer, supported by Trustee Johnston. It was noted the action is consistent with the Western Edge plan – that a student’s room and board rate will remain the same for four consecutive years, beginning with the first year a student submits a housing contract.

Remarks by the Chair. Chair Tolbert stated he was looking to commencement on May 1, honoring more than 2,500 graduating students. He spoke of the first Kalamazoo Promise student earning her degree in December, a little earlier than the first class of eligible Promise students, with some 20 Promise students to receive their degrees in several weeks. He noted the new WMU/KPS partnership called Bronco BUDS (Building Unique Dynamic Students) a sixth-grade program to encourage middle school students to set their sights on college and take advantage of the Kalamazoo Promise tuition scholarship program. Chair Tolbert also reported on the PeaceJam Youth Conference to be held on campus with hundreds of high school students from Michigan, Illinois,
Indiana and Ohio. This is the eighth year the University has hosted the conference, an international education program built around 11 Nobel prize winners and made possible through funding provided by area foundations and private donors. Chair Tolbert invited all those in attendance to join the trustees across the street at a special flagraising ceremony. Ed Kluk of our Office of Information Technology, also a lieutenant colonel and Bronze Star recipient in the Michigan National Guard, brought a flag back flown over his unit's base in Afghanistan. It is being presented to WMU and will be flown in front of the administration building, then retired and preserved in a special case maintained in the University archives and regional history collections. Chair Tolbert said in this way we honor the service of Ed Kluk and all of the veterans with WMU ties, noting that we have more students from the Iraq/Afghanistan wars than any other university in Michigan.

Remarks by the President. President Dunn indicated that enrollment figures continue to look positive for fall admits and that we are now also working with the 2011 fall class.

He reported that the Federal Aviation Agency just announced that Western is one of five schools across the nation being added to the agency's Air Traffic Collegiate Initiative and will partner with Kellogg Community College in offering this new program. President Dunn also noted that the Haworth College of Business just opened a new MBA Program Office and Global Business Center designed to "coordinate, leverage and build on a wide range of existing international education initiatives in that college. He reported on many student and faculty honors and accomplishments.

Remarks by the WSA President and GSAC Chair. President Dunn acknowledged WSA President Nate Knappen, thanking him for his outstanding service and congratulated him on his upcoming graduation. Nate Knappen introduced the new WSA president, Aaron Booth, who stated he was looking forward to serving in his new post. GSAC Chair Brandi Pritchett said she had enjoyed serving with the Graduate Student Advisory Committee and talked of the work of the group. Chair Tolbert thanked Brandi as she continues with her doctoral studies.

Remarks by the Faculty Senate President. Dr. John Jellies spoke of the work of the Senate as he prepares to leave that post. The trustees also expressed their appreciation to him for his service.

College of Aviation Report. Presented by Dean (Captain) David Powell.

Consent Items. As moved by Trustee Archer, supported by Trustee Miller, the following items were approved: Personnel Report, Gift Report, Grant Report, Establishment of Center and Lease Agreement.

Public Comments. There were no requests to address the Board.

Adjournment. The meeting was adjourned at 12:45 p.m.
Respectfully submitted,

Betty A. Kocher
Secretary
Board of Trustees
WESTERN MICHIGAN UNIVERSITY
BOARD OF TRUSTEES
FORMAL CONFERENCE CALL SESSIONS

May 6, 2010 – Western PIO Negotiations

The Board of Trustees approved the three-year contract with the WMU Chapter of the Professional Instructors Organization, effective immediately. The contract was ratified by members of the PIO Chapter on April 25, 2010.

May 26, 2010 – Academic Tenure and Promotion Approval

The Board of Trustees approved the tenure and promotion of those listed (attachment) effective with the beginning of the 2010/2011 academic/fiscal year.

Betty Kocher
Secretary
Board of Trustees
Western/PIO Negotiations

Summary

Highlights of the tentative agreement:

- A three-year contract
- A salary minima of $750 per credit hour with this dollar value maintained during the life of the contract (increase from $700 per credit hour)
- A wellness payment of $20 per credit hour with this dollar value maintained during the life of the contract
- Increase for continuing employees in year one: $23 per credit hour if they are currently paid less than $900 per credit hour; 1% if they earn between $900 and $1,000 per credit hour; and, ½% if they earn $1,000 or more per credit hour. In years two and three, each continuing employee receives a 1% increase.
- 100% tuition discount for employees only during semester of employment for up to 4 hours during a semester and 2 hours during a session
- Senior status was defined but no benefits/compensation attach to this status

Process:
- PIO ratified the contract on April 25, 2010
- Board of Trustees vote on contract on May 6, 2010
- If approved, contract is effective immediately, with exception of compensation and dues, which would begin with the fall 2010 semester

Recommendation (ROLL CALL)

It is recommended that the Board of Trustees approve the three-year contract with the WMU Chapter of the Professional Instructors Organization, effective immediately. The contract was ratified by members of the PIO Chapter on April 25, 2010.
PERSONNEL REPORT

ACADEMIC - TENURE and PROMOTION

Tenure

It is recommended that tenure be approved for the following faculty members, effective with the beginning of the 2010/2011 academic/fiscal year:

Fritz Allhoff, Department of Philosophy
Kathleen Baker, Department of Geography
Elizabeth Bradburn, Department of English
Jon Davis, Department of Mathematics
Autumn Edwards, School of Communication
Anthony Ellis, Department of English
Olivia Gabor-Peirce, Department of Foreign Languages
Elena Gapova, Department of Sociology
Pamela Hoppe, Department of Biological Sciences
Cynthia Klekar, Department of English
Marilyn Kritzman, School of Communication
Todd Kuchta, Department of English
Priscilla Lambert, Department of Political Science
Eli Rubin, Department of History
David Schuster, Department of Physics
Scott Slawinski, Department of English
Jacinda Swanson, Department of Political Science
Maarten Vonhof, Department of Biological Sciences
Kristina Wirtz, Department of Anthropology
Liang Dong, Department of Electrical and Computer Engineering
Muralidhar Ghantasala, Department of Mechanical and Aeronautical Engineering
David Meade, Department of Manufacturing Engineering
Slobodan Urdarevik, Department of Industrial and Manufacturing Engineering
Lin Foulk, School of Music
Caroline Gore, Frostic School of Art
David Montgomery, School of Music
Ginger Owen, Frostic School of Art
Kenneth Prewitt, School of Music
Mary-Louise Totton, Frostic School of Art
Carla Chase, Department of Occupational Therapy
Maureen Mickus, Department of Occupational Therapy
Allison Baer, Department of Special Education and Literacy Studies
Jill Hermann-Wilmarth, Department of Special Education and Literacy Studies
Maira Bundza, University Libraries
Promotions

It is recommended that the following promotions be approved for the following faculty members, effective with the beginning of the 2010/2011 academic/fiscal year:

**Professor**
Robert Anemone, Department of Anthropology
Eve Salisbury, Department of English
Harold Glasser, Environmental Studies Program
Steven Ziebarth, Department of Mathematics
Susan Hoffman, Department of Political Science
Vyacheslav Karpov, Department of Sociology
Ikhlas Abdel-Qader, Department of Electrical and Computer Engineering
Alexandra Pekarovicova, Department of Paper Engineering, Chemical Engineering and Imaging
Sharon Garber, Department of Dance
Matthew Knewtson, Department of Theatre
Robert Wall Emerson, Department of Blindness and Low Vision Studies
Mary Lagerwey, Bronson School of Nursing
Gary Lawson, Department of Speech Pathology and Audiology
William Rantz, Department of Aviation Sciences
Mary Z. Anderson, Department of Counselor Education and Counseling Psychology
Gary Bischof, Department of Counselor Education and Counseling Psychology
Louann Bierlein-Palmer, Department of Educational Leadership, Research and Technology
Michael G. Miller, Department of Health, Physical Education and Recreation
Tetyana Koshmanova, Department of Teaching, Learning and Educational Studies
Christina Stamper, Department of Management
Ann Veeck, Department of Marketing

**Associate Professor**
Kristina Wirtz, Department of Anthropology
Pamela Hoppe, Department of Biological Sciences
Maarten Vonhof, Department of Biological Sciences
Autumn Edwards, School of Communication
Elizabeth Bradburn, Department of English
Anthony Ellis, Department of English
Cynthia Klekar, Department of English
Todd Kuchta, Department of English
Scott Slawinski, Department of English
Olivia Gabor-Peirce, Department of Foreign Languages
Kathleen Baker, Department of Geography
Eli Rubin, Department of History
Jon Davis, Department of Mathematics
Fritz Allhoff, Department of Philosophy
Priscilla Lambert, Department of Political Science
Jacinda Swanson, Department of Political Science
Elena Gapova, Department of Sociology
Liang Dong, Department of Electrical and Computer Engineering
David Meade, Department of Manufacturing Engineering
Caroline Gore, Frostic School of Art
Ginger Owen, Frostic School of Art
Mary-Louise Totton, Frostic School of Art
Lin Foulk, School of Music
Kenneth Prewitt, School of Music
Carla Chase, Occupational Therapy
Allison Baer, Department of Special Education and Literacy Studies
Jill Hermann-Wilmarth, Department of Special Education and Literacy Studies
Maira Bundza, University Libraries

Master Faculty Specialist
Cheryl Lyon-Jenness, Department of History
Michael Braun, Department of Spanish
Slobodan Urdarevik, Department of Industrial and Manufacturing Engineering

Faculty Specialist II
Philip Walcott, Physician Assistant
The Board of Trustees formal session was called to order by Trustee Tolbert on Friday, July 23, 2010, at 11:15 a.m., West Ballroom, Bernhard Center.

Trustees present: Chair Tolbert, Vice Chair Archer (via telephone), Trustee Asmonga-Knapp, Trustee Carlson, Trustee Johnston, Trustee Martin, Trustee Miller, and President Dunn (ex officio).

Acceptance of the Agenda. The agenda was accepted as amended (to include the Michigan State Employment Association [MSEA] Labor agreement) following a motion by Trustee Miller, supported by Trustee Carlson.

Approval of the Minutes. The minutes of the April 15 formal session and the May 5 and May 26 conference call formal sessions were approved as distributed following a motion by Trustee Miller, supported by Trustee Martin.

Recommendation re Fall 2010 On-Campus Tuition and Required Fee Rates. As moved by Trustee Archer, supported by Trustee Miller, on a 6-1 roll call, with Trustee Martin opposed, the Board of Trustees approved the tuition and required fee schedule for fall 2010 (attachment A). As noted by President Dunn, the University remains tenth in tuition costs among the state’s fifteen public universities and that with tuition increases additional financial aid also becomes available for need and merit-based packages.

Recommendation re Extended University Programs Tuition. On a motion by Trustee Miller, supported by Trustee Asmonga-Knapp, following a 6-1 roll call vote with Trustee Martin opposed, the Board of Trustees approved changes in tuition and fees (Attachment B) for both online courses and EUP location courses.

Recommendation re General Fund Operating Budget. The Board of Trustees, on a 7-0 roll call vote following a motion by Trustee Martin, supported by Trustee Johnston, approved an estimated general fund operating budget (Attachment C) for the 2010-11 fiscal year that began July 1. As reviewed, the balanced budget exceeds the previous year’s budget by $21 million and includes $3 million in budget reductions that are being implemented across the University.

Apartment Rental Rates and Name—New Complex. As presented by Vice President Anderson the new complex under construction is similar to those available in the broader community but also offer the conveniences of on-campus living. Applications for fall 2011 will be accepted beginning in September 2010 with rates competitive with comparable apartments in the community.
Rental Schedule (per month)

1 bedroom unit $675  
2 bedroom unit $460  
3 bedroom unit $415  
4 bedroom unit $390

Following a motion by Trustee Martin, supported by Trustee Miller, the apartment rental rate schedule was approved.

Complex Name – Vice President Anderson reported that broad input re the naming of the complex was gathered from the University community, especially students. Western View was the name recommended for the Phase I buildings since they will be located on the west edge of the main campus, allowing the residents to overlook much of the west campus. She noted that the Western View will be the first undergraduate student housing built on the west campus in nearly half a century, with Phase II scheduled to begin within the next four years. Four three-story buildings are being constructed in Phase I, encircled by Knollwood Avenue, the Trimpe Building, Kohrman Hall and Western Avenue. The buildings will feature brick facades with a traditional look. The name Western View was approved by the Board of Trustees after a motion by Trustee Carlson, supported by Trustee Asmonga-Knapp.

Voluntary Retirement Incentive Plan. As detailed by Vice President Rinker, the Board of Trustees, on a motion by Trustee Miller, supported by Trustee Carlson, approved the plan and authorized the Treasurer/Assistant Treasurer to take all action necessary to make the plan effective. Vice President Rinker noted due to the lower than expected positive response to the State’s MPSERS retirement program, the University is recommending an incentive retirement plan. Employees will qualify for the plan – 1) if they meet WMU retirement eligibility criteria, 2) they are a regular continuing full-time Western Staff Compensation System Employee (Grades 10-22), 3) if they did not elect to participate in the State’s program. The employee must provide the intent to retire and elect the program by August 31, 2010, and the requested retirement date fall between October 1, 2010 and January 31, 2011. The incentive will be calculated based on the number of complete years of service and the current annual benefits base rate, with incentive payment of a minimum gross amount of $10,000 and a maximum gross amount of $40,000.

Residence Policy for Admission and/or Tuition and Fee Purposes. On a motion by Trustee Asmonga-Knapp, supported by Trustee Carlson, the Board of Trustees rescinded the current residency policy and adopted the proposed policy (attachment D), effective fall semester, as outlined by Vice President Rinker. Included in the new policy is a residency provision for veterans' first semester at the University.
Whistleblower Policy Involving University Property and Financial Resources. As reviewed by Vice President Rinker, the Board of Trustees, on a motion by Trustee Miller, supported by Trustee Asmonga-Knapp, approved the adoption of the policy (attachment E). He indicated that the University wishes to proactively encourage all employees and other individuals acting on behalf of or providing services to the University to report in good faith facts they perceive as being a violation of law and or University policy or rules. As part of the action, the Board also authorizes the administration to make appropriate changes to other University policies, statements, contracts and practices as applicable in order to be consistent with the policy.

Michigan State Employees Association (MSEA) Labor Agreement. The Board of Trustees, on a motion by Trustee Miller, supported by Trustee Asmonga-Knapp, authorized, contingent on the signing of a side letter, the Administration to implement the 2010-2013 agreement between WMU and the MSEA (Power Plant Employees). As noted by Vice President Rinker highlights of the agreement include a 1% wage increase across the board for each year of the contract, changes in contract language reflecting work days and classifications, adoption of the same health plan (Blue Cross/Blue Shield self-funded PPO) as offered to other WMU employee groups, and adoption of the language for University closure that applies to other employee groups.

Consent Items. As moved by Trustee Johnston, supported by Trustee Miller, the following consent items were approved: Personnel Report, Gift Report, Grant Report, Spindler Hall Lease, Adams Outdoor Advertising Land Lease Agreement, and Academic Program Changes.
Remarks by the Chair. Chair Tolbert thanked all those in attendance and said he wants the entire University community to know how seriously the Board takes the actions approved today. He stated the trustees have to balance their responsibility for the financial soundness of the University with the concern for student well-being and the need to keep tuition and financial aid at levels that make it possible to serve every qualified student. He recalled that when he was a student at WMU some 35 years ago the state provided more than 2/3 of the University’s budget, remembers the much lower tuition rates, and spoke of the direct correlation between the loss of such state support and the rates students pay today. Chair Tolbert stated that Michigan must find a way to reinvest in its higher education infrastructure.

He talked of some of the events since the Board last met, highlighted by the appearance of President Obama at our University Arena where he delivered the commencement address to Kalamazoo Central High School graduates. Chair Tolbert spoke of orientation sessions for 8,000 incoming freshmen and transfer students and their families and a variety of music and sports camps hosted on campus.. He noted the dedication of the Diether H. Haenicke Memorial Garden located near Waldo Library—the idea was conceived by the WMU Landscaping crew who planned the garden and filled it with plants native to both Michigan and Germany.

Remarks by the President. President Dunn stated he wished to echo Chair Tolbert’s comments about tuition and all of the work and careful thought that has gone into achieving a balance that will preserve the quality of our University and still maintain access for the students we serve. He said that no recommendation or decision is made without much discussion and that discussion always centers on what is in both the short and long-term interest of our students.

President Dunn spoke of 71 long-time staffers taking advantage of the State of Michigan retirement offer to members of MPSERS. He noted that with their retirements goes many years of institutional wisdom and wished them well in their well-earned post-university lives. He reported new firms opening area offices in the Business Technology and Research Park. He spoke of accomplishments of faculty, staff, and students. President Dunn wished Bud Bender well as he retires as Vice President for Development after 13 ½ years of service. He also noted the appointments of John Wheeler, Dean of the College of Education, and Kay Palan, Dean of the Haworth College of Business.

Remarks by the WSA President and GSAC Vice Chair. Aaron Booth and Michelle McWilliams both spoke on the future plans of their organizations.

Remarks by the Faculty Senate President. Former president John Jellies introduced the new Faculty Senate President Peter Krawutschke who said he was looking forward to serving again as president of the Senate.

Operating Cash Investment Performance and Annuity and Life Income Funds Reports. Update provided by Vice President Rinker.
Public Comments. There were no requests to address the Board.

Adjournment. The meeting was adjourned at 12:25 p.m.

Respectfully submitted,

Betty A. Kocher
Secretary
Board of Trustees
WESTERN MICHIGAN UNIVERSITY
Recommendation re 2010/11 Tuition and Required Fees

Fall or Spring Semester Rates
(Effective with Fall Semester 2010)

<table>
<thead>
<tr>
<th>Resident</th>
<th>Non-Resident</th>
</tr>
</thead>
<tbody>
<tr>
<td>Undergraduate - Lower</td>
<td>Undergraduate - Lower</td>
</tr>
<tr>
<td>$4,091 Flat Rate for 12 - 16 credits</td>
<td>$10,035 Flat Rate for 12 - 16 credits</td>
</tr>
<tr>
<td>$282.92 per credit hour for 1 - 11 credits</td>
<td>$694.04 per credit hour for 1 - 11 credits</td>
</tr>
<tr>
<td>$4,091 plus $282.92 for each credit hour over 16</td>
<td>$10,035 plus $694.04 for each credit hour over 16</td>
</tr>
<tr>
<td>Undergraduate - Upper</td>
<td>Undergraduate - Upper</td>
</tr>
<tr>
<td>$4,520 Flat Rate for 12 - 16 credits</td>
<td>$11,174 Flat Rate for 12 - 16 credits</td>
</tr>
<tr>
<td>$312.68 per credit hour for 1 - 11 credits</td>
<td>$772.78 per credit hour for 1 - 11 credits</td>
</tr>
<tr>
<td>$4,520 plus $312.68 for each credit hour over 16</td>
<td>$11,174 plus $772.78 for each credit hour over 16</td>
</tr>
<tr>
<td>Graduate</td>
<td>Graduate</td>
</tr>
<tr>
<td>$429.32 per credit hour</td>
<td>$909.31 per credit hour</td>
</tr>
</tbody>
</table>

**Required Fees**

<table>
<thead>
<tr>
<th>REQUIRED FEES (On-Campus Only)</th>
<th>Full-Time</th>
<th>Part-Time</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Per Semester</strong></td>
<td>5 Cr. Hrs. &amp; Up</td>
<td>1 - 4 Cr. Hrs.</td>
</tr>
<tr>
<td>Enrollment*</td>
<td>$383.00</td>
<td>$194.25</td>
</tr>
<tr>
<td>Student Assessment Fee</td>
<td>$21.00</td>
<td>$21.00</td>
</tr>
<tr>
<td>Sustainability Fee</td>
<td>$6.00</td>
<td>$6.00</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$412.00</td>
<td>$223.25</td>
</tr>
<tr>
<td><strong>Per Session</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Enrollment*</td>
<td>$192.00</td>
<td>$97.25</td>
</tr>
<tr>
<td>Student Assessment Fee</td>
<td>$10.50</td>
<td>$10.50</td>
</tr>
<tr>
<td>Sustainability Fee</td>
<td>$4.00</td>
<td>$4.00</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$206.50</td>
<td>$111.75</td>
</tr>
</tbody>
</table>

*The Enrollment Fee is a single per capita assessment which covers: Health Center Operations Fee; Technology Fee, covering information systems services for students; Facility Fee, for auxiliary building debt requirements; Recreation Fee, for recreation building debt service and building operations; and Infrastructure Fee, for deferred maintenance projects.*
**Online Courses:**

- Effective Fall 2010, Western Michigan University undergraduate 100% online courses will be assessed tuition in accordance with the on campus resident undergraduate - lower level tuition rate per credit hour ($282.92).
- Implement a $60 per credit hour fee for 100% online undergraduate courses and remove the $20 per course technology fee for 100% online undergraduate courses.

**EUP Location Courses:**

- Increase tuition by 6.9%, which amounts to $340.25 per credit hour for undergraduate courses and $481 per credit hour for graduate courses for all regional location and graduate online courses and/or programs offered through Extended University Programs (continue with the $20 per class technology fee for these face to face and graduate online classes).
Western Michigan University
Estimated General Fund Beginning Board Budget
Fiscal Year 2010/11

<table>
<thead>
<tr>
<th>Revenue</th>
<th>2009/10 Estimated Board Budget</th>
<th>Changes</th>
<th>2010/11 Estimated Board Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Appropriations - Base</td>
<td>$109,616,000</td>
<td>-$416,000</td>
<td>$109,200,000</td>
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<tr>
<td>Tuition - On &amp; Off Campus</td>
<td>205,360,823</td>
<td>21,063,415</td>
<td>226,424,238</td>
</tr>
<tr>
<td>Investment Income</td>
<td>1,097,942</td>
<td>0</td>
<td>1,097,942</td>
</tr>
<tr>
<td>Indirect Cost Recovery</td>
<td>3,000,000</td>
<td>500,000</td>
<td>3,500,000</td>
</tr>
<tr>
<td>Special Fees</td>
<td>1,376,788</td>
<td>0</td>
<td>1,376,788</td>
</tr>
<tr>
<td>All Other</td>
<td>770,605</td>
<td>0</td>
<td>770,605</td>
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<tr>
<td>Departmental Revenue</td>
<td>869,905</td>
<td>3,500</td>
<td>873,405</td>
</tr>
<tr>
<td><strong>Total Revenue</strong></td>
<td><strong>$322,092,063</strong></td>
<td><strong>$21,150,915</strong></td>
<td><strong>$343,242,978</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Expense</th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Instruction</td>
<td>$152,796,134</td>
<td>$10,060,798</td>
<td>$162,856,932</td>
</tr>
<tr>
<td>Research</td>
<td>$3,889,944</td>
<td>$177,548</td>
<td>$4,067,492</td>
</tr>
<tr>
<td>Public Service</td>
<td>2,865,382</td>
<td>2,448</td>
<td>2,867,830</td>
</tr>
<tr>
<td>Academic Support</td>
<td>38,271,503</td>
<td>158,213</td>
<td>38,429,716</td>
</tr>
<tr>
<td>Student Services</td>
<td>22,906,299</td>
<td>285,167</td>
<td>23,191,466</td>
</tr>
<tr>
<td>Institutional Support</td>
<td>27,997,026</td>
<td>1,670,375</td>
<td>29,667,401</td>
</tr>
<tr>
<td>Operation &amp; Maintenance of Plant</td>
<td>35,017,051</td>
<td>690,707</td>
<td>35,707,758</td>
</tr>
<tr>
<td>Student Financial Aid</td>
<td>40,134,278</td>
<td>6,310,920</td>
<td>46,445,198</td>
</tr>
<tr>
<td><strong>Subtotal</strong></td>
<td><strong>$171,081,483</strong></td>
<td><strong>$9,295,378</strong></td>
<td><strong>$180,376,861</strong></td>
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<tr>
<td><strong>Total Expense</strong></td>
<td><strong>$323,877,617</strong></td>
<td><strong>$19,356,176</strong></td>
<td><strong>$343,233,793</strong></td>
</tr>
<tr>
<td>Excess Expenditures or Income</td>
<td>-1,785,554</td>
<td>1,794,739</td>
<td>9,185</td>
</tr>
<tr>
<td>State Stimulus-One-time Supplemental Funds</td>
<td>1,785,554</td>
<td>-1,785,554</td>
<td>0</td>
</tr>
<tr>
<td><strong>Estimated 2010/11 Final Balance</strong></td>
<td></td>
<td></td>
<td><strong>$9,185</strong></td>
</tr>
</tbody>
</table>
Western Michigan University
Residency Policy – for Admissions and/or Tuition and Fees Purposes

The governing board at each university in Michigan has the authority to establish a residency policy for admissions and/or tuition and fee purposes. Therefore, residency policies will vary between institutions and are independent of those used by the State to determine residency for purposes such as income and property tax liability, driving and voting.

Any Western Michigan University student may apply for in-state resident status for any semester/session in which they are enrolled in on campus courses by completing a residency application in accordance with University procedure.

Since a student normally comes to Western Michigan University for the primary purpose of attending the University rather than to establish a domicile in Michigan, one who enrolls in the University as a non-resident shall continue to be deemed a non-resident, unless and until the student demonstrates that his/her previous domicile has been abandoned and a Michigan domicile established.

Domicile is defined as the place where an individual’s true, fixed and permanent home and principle establishment is and to which the individual returns whenever absent from the University. Twelve consecutive months of physical presence immediately preceding the first day of classes is a strong indicator of domicile.

A. Residence of Student

A student may be considered domiciled in Michigan if the student is in continuous physical presence in this state for one year (12 consecutive months) immediately preceding the first day of classes of the term for which resident status is sought and intends to make Michigan his/her permanent home and has no domicile elsewhere. The year of continuous presence is never the only criterion used for determining in-state residency status and, by itself, will not qualify a student for residency status for tuition paying purposes at Western.

B. Residence of Parents

The domicile of a dependent student is presumed to be the same as that of the student’s parents. Regardless of whether the parent is the student’s custodial parent, a dependent student with one or both parents domiciled in Michigan, according to Western’s Residency Policy, is presumed to be eligible for resident status as long as the student has not taken steps to establish a domicile outside of Michigan or any other action inconsistent with maintaining a domicile in Michigan.

The domicile of a dependent student’s legal guardian(s) has the same evidentiary effect as that of a dependent student’s parent(s), and references to parents in this policy shall include legal guardians, only when the student is the dependent of the legal guardian, and such guardianship has been established due to complete incapacity or death of the student’s natural parent(s). A parent’s inability to provide funds necessary to support a college education does not qualify as complete incapacity.
A dependent student who is living in Michigan and who is, according to Western's Residency Policy, permanently domiciled in Michigan would maintain resident status if the parents leave Michigan provided: (1) the student has completed at least the junior year of high school prior to the parent's departure; (2) the student remains in Michigan, enrolled as a full-time student in high school or an institution of higher education and (3) the student has not taken steps to establish a domicile outside Michigan or any other action inconsistent with maintaining a domicile in Michigan.

C. Residence of Spouse

The residence of a student who otherwise would be classified as a non-resident will follow that of his/her spouse if the spouse qualifies as a resident for tuition-paying purposes.

D. Michigan High School Enrollment and Graduation

A Michigan high school graduate who completes his/her senior year at a Michigan high school, remains physically present in Michigan immediately following high school graduation to the first day of classes of the term in which the student is enrolled in on campus courses, and provides the required State of Michigan tax documents of parent(s) or guardian(s) (for dependent student) or student (if independent) qualifies as a resident student for tuition and fee purposes at Western.

E. Returning Veterans

Western Michigan University supports returning WMU students, transfers, or new students who are veterans by providing the Returning Veterans Tuition Assistance Program (RVTA). All returning veterans will be classified as Michigan residents for tuition purposes after their first semester.

F. Individuals Holding Visas

International students attending on a student visa of F1, J1, or M1 and H (work) visas are in Michigan on a temporary basis. By definition, these students are not able to establish a permanent domicile in Michigan and should not apply for Michigan resident tuition unless they qualify for residency under another provision of this policy such as residence of spouse.

Persons entitled to reside permanently in the United States may be eligible to obtain resident status. These individuals must still prove that they have established a Michigan domicile as defined in this policy. Currently, individuals will qualify under this classification only if they hold and can provide one of the following 1) a fully processed Permanent Resident Alien Card or passport stamp verifying final approval by the filing deadline established for the applicable term 2) an I-94 card with "Refugee" designation; or 3) an A, E (primary), G or I visa.
G. Migrant Worker (Seasonal/Agricultural Employment)

If an independent student, or the parent of a dependent student, has been employed as a migrant worker in Michigan for a minimum of two (2) months each year for three (3) of the five (5) years prior to the date of the proposed in-state classification or for a minimum of three (3) months each year for two (2) of the five (5) years prior to the date of the proposed in-state classification, the student shall be classified as a resident. Proof and verification of employment is required. A migrant worker in Michigan is defined as one who travels to Michigan to pursue agricultural or related industry employment.

H. In-State Tuition Rates Required by Law

Western Michigan University will comply with all state and federal laws that require a student to be classified as a Michigan resident for the purpose of tuition and fees.

I. Misrepresentation and Falsification of Information

Students who provide false or misleading information or who intentionally omit relevant information on their admissions application or the residency application or any other document relevant to residency eligibility may be subject to disciplinary and/or legal measures. Decisions made based upon misrepresented or falsified information may be revoked.

J. Appeal Process

Any student may appeal the decision on their residency application by following the prescribed appeal process. Failure to comply with the procedure shall constitute a waiver of all claims to reclassification or rebates for the applicable semester/session. The student will receive a written response on the appeal request. The decision on the residency appeal shall be the final recourse within the University.

K. Required Documentation

A student must provide the following documentation when applying for residency.

- A copy of their valid Michigan driver’s license and/or a copy of the Michigan driver’s license of the person(s) upon whom the applicant is basing the claim to resident eligibility.
- Verification of U.S. citizenship or of visa status if the applicant was born outside of the United States. This verification may be based upon information already provided by the student to the University through the admission process.
- Any other documentation requested by the University that is deemed necessary to support the applicant’s claim to residency eligibility.

When applicable, applicants claiming in-state residency will be asked to provide documentation verifying the 12-month consecutive domicile requirement of Western’s policy. Types of documentation that may be requested include proof of employment, proof of Michigan personal income taxes being withheld, copies of recent Michigan and federal tax returns and W2 or 1099 forms, and enrollment verification at a Michigan school, if applicable. Additional documentation may also be requested. The application procedure for residency specifies additional detail on the nature of documentation that is required. In addition, the documentation provided must apply to the person(s) upon whom the applicant is basing the claim to resident eligibility.
L. Initial Residency Classification

A student enrolling at Western for the first time shall be classified as a resident or non-resident for tuition paying purposes. The student is responsible for reading the Residency Policy and to register under the proper residency classification. Admissions reviews the residency classification at the time of application. If an application does not denote residency status, a status of non-resident will be assigned. If an applicant indicates Michigan residency on the admissions application and Admissions questions this status then the applicant will be classified as a non-resident. Additionally, if an applicant previously attended Western as a non-resident and reapplies for admission, he/she will be classified as a non-resident at the time of readmission. Questions raised regarding a student's Michigan residency do not necessarily mean that the student will be ineligible for in-state residency. It simply means that the student’s circumstance must be documented by completing an application for a change in residency status.

M. Establishing a Michigan Domicile

The circumstances and activities described in sections A through H above may demonstrate Michigan domicile, though not conclusive or exhaustive, they may lend support to a claim of eligibility for resident status.

The following circumstances, standing alone, shall not constitute sufficient evidence of domicile to effect classification of a student as a resident under these regulations; however, they do provide some supporting evidence.

- A Michigan's driver license
- Enrollment in a Michigan educational institution
- Michigan employment
- Payment of Michigan income or property taxes
- Ownership of property in Michigan
- 12-month lease in Michigan
- Presence of relative(s) in Michigan (other than parent(s) for dependent student)

N. Administration of the Policy

The Office of the Vice President for Business and Finance will administer this policy and is authorized to establish procedures to effectuate and interpret the Residency Policy. The Vice President and Associate Vice President for Business and Finance may grant residency status based upon the use of professional judgment in applying this policy.
Western Michigan University

Whistleblower Policy

Involving University Property and Financial Resources

This Whistleblower Policy ("Policy") involving University property and financial resources applies to all employees, members of boards, contractors, volunteers, and other individuals acting on behalf of or providing services to Western Michigan University.

I. Western Michigan University (the "University") encourages all employees, members of boards, volunteers, contractors, and other individuals acting on behalf of or providing services to the University (singly referred to as "Individual" and collectively as "Individuals"), acting in good faith, to report facts they perceive as being a violation of law and/or Western Michigan University policy or rules involving University property and/or financial resources; or misappropriation or gross abuse of University property and/or financial resources ("Report of Violation(s)").

This Policy is intended to encourage the disclosure to the appropriate officials relative to University property and/or financial resources so that prompt and appropriate action can be taken.

II. The University is committed to protecting Individuals from interference in making a good faith Report of Violation under this policy and from retaliation as a result of such good faith reporting.

III. Individuals may not retaliate against any other Individual who has made in good faith a Report of Violation. Individuals may not use or attempt to use authority or influence related to their University position or association to interfere with another Individual’s rights to make a Report of Violation as provided for in this Policy.

IV. Reporting and Additional Policy Requirements

a. False or Misleading Information or Report of Violation –Individuals who knowingly or with reckless disregard for the truth give false or misleading information in conjunction with a Report of Violation, or knowingly make a false Report of Violation, are not entitled to the protections of this policy, and shall be subject to appropriate disciplinary, law enforcement, and/or other action. Reports of Violation made pursuant to this policy that are not eventually substantiated yet are still made in good faith do not subject the reporting Individual to such disciplinary action.
b. **Retaliation Prohibited** – In accordance with the provisions of applicable law, an Individual shall not be discharged, receive or be threatened with adverse employment action, or otherwise be retaliated against regarding the Individual's compensation, terms, conditions, location, or privileges of employment (individually or collectively referred to as "adverse personnel action") on the basis that the Individual, or a person acting on behalf of the Individual, makes a good faith Report of Violation, or because an Individual is requested by a public body or court to participate in an authorized investigation, hearing, or inquiry, or a court action.

An Individual whom the University finds to have taken such retaliatory action against an Individual who has filed a Report of Violation is subject to action deemed appropriate by the University, which may include discipline up to and including termination from the University.

c. **Confidentiality** – A Report of Violation may be submitted anonymously, but without sufficient information or a contact who can provide additional needed information, an investigation may not be able to be successfully concluded. Reports of Violation will be kept confidential except on a need to know basis and to investigate and take appropriate action in response to the Report of Violation as determined by the University.

V. The President or his/her designee is authorized to enact procedures to implement this Policy and to make interpretations of this Policy in accordance with applicable law; University collective bargaining agreements; and other policies, rules, and requirements applicable to the University. Nothing in this Policy shall be interpreted to preclude anyone from reporting criminal matters to law enforcement agencies or exercising any reporting rights protected by applicable law.

VI. To the greatest extent allowed by law and contract (including collective bargaining agreements approved by the Board of Trustees), all Individuals are required to cooperate and provide requested information to University personnel authorized under this Policy, or procedures enacted to implement this Policy, to investigate and determine the merits of Reports of Violation and complaints of Retaliation. Any Individual in violation of this Policy is subject to action deemed appropriate by the University, which may include discipline up to and including termination from the University.

*Approved by the Western Michigan University Board of Trustees on* _______
The Board of Trustees formal session was called to order by Chair Tolbert on Thursday, September 23, 2010, at 11:30 a.m., Rooms 157-159, Bernhard Center.

Trustees present: Chair Tolbert, Vice Chair Archer (via telephone), Trustee Asmonga-Knapp, Trustee Carlson, Trustee Hettinger, Trustee Johnston, Trustee Martin, Trustee Miller and President Dunn (ex officio).

Acceptance of the Agenda. The agenda was accepted as moved by Trustee Asmonga-Knapp, supported by Trustee Carlson, to include the moving of action items 1-10 to next on the agenda, followed by the non-action items.

Conveyance of Property – Wesley Foundation. On an 8-0 roll call vote as moved by Trustee Martin, supported by Trustee Carlson, the Board of Trustees approved the proposed conveyance of Wesley Foundation current property at 2101 S. Wilbur Avenue to WMU. In exchange WMU will make a payment of $600,000 to the Wesley Foundation paid in two equal amounts as well as convey a parcel of the university’s property at Rankin Avenue/Howard Street, with the targeted closing date of November 1, 2010, at which time the WMU will make its first payment of $300,000. The remaining amount to be paid by WMU to the Wesley Foundation when it vacates its current facility. The Wesley Foundation will be allowed to continue occupying its current facility until the new building is completed but no later than five years. The Board authorized the treasurer/assistant treasurer to execute the required documents for the exchange/transfer of the property and take all steps necessary to complete the transaction on the terms outlined in the resolution and term sheet.

Resolution re Authorizing Unsecured Line of Credit. As moved by Trustee Miller, supported by Trustee Johnston, the Board of Trustees authorized the Vice President for Business and Finance/Treasurer to enter into at his discretion an agreement(s) with a lending institution(s) for a line of credit(s) to finance the project costs related to Sangren Hall and Western View. As noted, the maximum aggregate principal amount of all lines outstanding at any time shall not exceed $35,000,000, and all draws shall be payable within three years of their date of advance.

State Capital Outlay – Priority List. As reviewed by Vice President Rinker, the Board of
Trustees on a motion by Trustee Carlson, supported by Trustee Archer, approved the Capital Outlay Priority list due in Lansing by December 3 with Sangren Hall Phase II funding continue to be the number one priority.

Public Safety Oversight Committee – The Board of Trustees, on a motion by Trustee Miller, supported by Trustee Carlson, moved that the public safety oversight committee which had been authorized by action of the Board in June 2004 be activated and that a committee now be organized to carry out its charge in accordance with the requirements of Michigan Public Act 120, MCL. 390.1511 section 1 (3).

Consent Items – The following items were approved, following a motion by Trustee Johnston, supported by Trustee Miller: Personnel Report, Gift Report, Grant Report, Easement – Natural Gas Pipeline, Easement-Reducer Station, and Academic Program Changes.

Approval of the Minutes of July 23 Formal Session – Approved following a motion by Trustee Miller, supported by Trustee Johnston.

Remarks were presented by Chair Tolbert, President Dunn, WSA President Aaron Booth, GSAC Chair Joel Raveloharimisy; and Faculty Senate President Peter Krawutschke.

Engineering Senior Design Project/Armstrong International was presented by Tom Henry, Director of Global Sales, Armstrong International, and WMU Engineering graduates Neil Sheldon and John Rumohr, and WMU Engineering students Shedrick Harrell and Glen Robertson.

Operating Cash Investment and Annuity and Life Income Funds Investment Performance Reports – Reviewed Associate Vice President for Business/Finance VanDerKley.

The meeting was adjourned at 12:25 p.m.

Respectfully submitted,

Betty A. Kocher
Secretary
Board of Trustees
WESTERN MICHIGAN UNIVERSITY
BOARD OF TRUSTEES
FORMAL SESSION
DECEMBER 17, 2010

The Board of Trustees formal session was called to order by Chair Tolbert on Friday, December 17, 2010, at 12 noon, Rooms 157-159, Bernhard Center.

Trustee present: Chair Tolbert, Vice Chair Archer (via telephone), Trustee Carlson, Trustee Hettinger, Trustee Johnston, Trustee Johnston, Trustee Miller, and President Dunn (ex officio).

Remarks by the Chair. Chair Tolbert talked of commencement to be held the following day with more than 1,800 students receiving their diplomas. He noted also that the day marks the 300th time the University has held commencement ceremonies. He also reported on various accomplishments, honors and awards highlighting the end of a busy semester. Chair Tolbert reminded everyone in attendance of the holiday reception for the University community to be held that afternoon, hosted by President and Mrs. Dunn and the Board of Trustees.

Remarks by the President. President Dunn also spoke of commencement and his best wishes for the graduates. He then talked of the deep disappointment experienced throughout the University when the Michigan Legislature failed to approve an earlier commitment to Western to help in a badly needed rebuild of our largest instructional facility, Sangren Hall. He indicated that with building started and contracts signed, the University is now left with enormous budget adjustments going forward. He stated that money must be borrowed to complete the project and the debt retirement be added to the operating budget for many years. President Dunn said that every effort will be made to mitigate the impact on our students. He recognized some very special guests in attendance—Tim and Joy Light, with the formal establishment of Timothy Light Center for Chinese Studies on today’s agenda. The center was launched in the fall with a gift from the Light family to celebrate Dr/ Tim Light’s career and accomplishments over the years. Dr Jaimy Gordon was congratulated for receiving the 2010 National Book Award for fiction for her new book “Lord of Misrule.” She joins the list of past award winners that include Faulkner, Auden and Updike. President Dunn extended best wishes to Dr. Paul Maier, professor of history, noted author, and longest serving faculty member, who is retiring after fifty years of service. He has an international reputation as a scholar of ancient history and is one of the world’s leading authorities on early Christianity.

Remarks by the WSA President and GSAC Chair. Aaron Booth and Joel Raveloharimisy spoke on the activities of the Western Student Association and the Graduate Student Advisory Committee.

Remarks by the Faculty Senate President. Dr. Peter Krawutschke reported on the
work of the Faculty Senate.

Acceptance of the Agenda. The agenda was accepted as presented on a motion by Trustee Miller, supported by Trustee Hettinger.

Approval of the Minutes from the September 23 Formal Session. The minutes were accepted as distributed after a motion by Trustee Miller, supported by Trustee Johnston.

Proposal re Establishment of Timothy Light Center for Chinese Studies. Following a motion by Trustee Martin, supported by Trustee Johnston, the Board of Trustees approved the establishment of the Timothy Light Center for Chinese Studies, effective retroactively October 1, 2010. As noted, the name of the center recognizes Dr. Timothy Light, Kalamazoo native and expert on Chinese language, religion and culture. Dr. Light and his family have been generous supporters of the University’s endeavors and efforts in making it a globally engaged institution. Dr. Light joined the comparative religion faculty in 1991, and later served as provost and special assistant for international affairs to President Haenicke. He retired in 2003.

Recommendation re Presidential Compensation. As presented by Chair Tolbert, the Board of Trustees expressed its appreciation to President Dunn and to Mrs. Dunn for their outstanding work on behalf of the University. Following a motion by Trustee Martin, supported by Trustee Hettinger, the trustees unanimously approved an increase in the president’s base salary of $3,625, bringing his salary to $366,082, effective for the 2010-2011 fiscal year. President Dunn thanked the Board for its action and noted that as in the past years the increase will be donated back to WMU for student scholarships.

Recommendation re Differential Tuition for the Haworth College of Business and the College of Fine Arts. The joint presentation was made by Dean Kay Palan of the Haworth College of Business and Dean Margaret Merrion of the College of Fine Arts, both recommending that after intensive review of implementing differential tuition rate models, such programs should be considered for their colleges. If approved for the Haworth College of Business, this fall juniors and seniors in the college would pay an extra $40 per credit hour added to both the resident and non-resident per credit hour rate as set by the Board of Trustees. If approved for the College of Fine Arts, all undergraduate students would be assessed an additional $50 per credit hour. Plans for both colleges would be effective fall 2011, with seventy-five cents of each differential dollar collected remaining in the colleges to strengthen their academic programs and the remaining twenty-five cents provided to the students in the form of student financial aid so the model does not create a barrier to college recruitment. Also, as part of the proposed models, course fees would be eliminated. Action on the proposed models for both colleges was tabled on a motion by Trustee Miller, supported by Trustee Hettinger, until a later date to allow for additional input.
Joint Use and Maintenance Consortium Agreement (Ferris State University, Grand Valley State University, Western Michigan University and Muskegon Community College – Stevenson Center for Higher Education. Following a motion by Trustee Martin, supported by Trustee Johnston, the Board of Trustees authorized the President, Treasurer or Assistant Treasurer to enter into a Joint Use and Maintenance Agreement for the term of two years effective January 1, 2011 As reviewed by Associate Provost Gaymer, the agreement will cover the use of space in the Higher Education/Cooperative Center (Muskegon Community College) for WMU, FSU and GVSU for the purpose of offering third and fourth year and graduate classes which ultimately lead toward completion requirements for baccalaureate degrees, post baccalaureate degrees and for non-credit training.

Consent Items – The following items were approved on a motion by Trustee Johnston, supported by Trustee Miller – Personnel Report, Gift Report, Grant Report, Lease Agreement (European Spa Boutique), Program Change (Creation of Master of Science in Engineering (Chemical) degree, and Meeting Dates 2011 (February 24, April 8, June 9, July 22, September 28 and December 8.

MUSIC (Michigan Universities Self-Insurance Corporation Update – Provided by Vice President Rinker.

Public Comments. Benjamin Ayres, a WMU student, spoke re concern over increasing costs at Western.

Adjournment. The meeting was adjourned at 1:10 p.m.

Respectfully submitted,

Betty A. Kocher
Secretary
Board of Trustees