

MINUTES OF THE SPECIAL MEETING
OF THE
MICHIGAN STATE UNIVERSITY
BOARD OF TRUSTEES

May 28, 1997

President McPherson called the meeting of the Board of Trustees to order via conference telephone call at 8:03 a.m. in the President's Conference Room.

Trustees present: Dolores M. Cook, Joel Ferguson, Colleen McNamara, Donald W. Nugent, John D. Shingleton, Bob Traxler, and Robert E. Weiss.

Trustee absent: Dorothy Gonzales.

University officers present: President McPherson, Provost Simon, Secretary Pogel, Vice President and General Counsel Noto, Assistant Vice President Stephen H. Terry. Others present: Jeffrey Kacos and Jack Mumma. Others present via telephone: Roderick K. Daane, Attorney.

All actions taken were by unanimous vote of the Trustees present, unless otherwise noted.

1. On a motion by Ms. Cook, supported by Mr. Shingleton, **THE BOARD VOTED to approve** the proposed agenda.
2. There were no requests to address the Board of Trustees on issues germane to the agenda or other issues.
3. Bids and Contract Award

Bids and Contract
Award

Mr. Terry presented the Bids and Contract Award recommendation.

It was recommended that a contract in the amount of \$1,351,755 be awarded to Cadwell Brothers Construction Company, Inc., of Lansing, Michigan, and that a budget in the amount of \$2,046,000 be established for the project entitled: Old Judging Pavilion Site Restoration and Parking Lots 39 and 40 Reconstruction.

Old Judging
Pavilion Site
Restoration and
Parking Lots 39
and 40
Reconstruction

On a motion by Mr. Nugent, supported by Mr. Shingleton, **A ROLL CALL VOTE was conducted by Secretary Pogel. THE BOARD VOTED to approve** the recommendation.

Development of the former Judging Pavilion site will alleviate traffic and improve pedestrian safety while preserving green space in that area of south campus. In response to comments and questions raised by Trustees, they were informed that replacement trees and plantings will be especially selected for their tolerance to urban conditions. And, in addition to outside contractors, MSU employees from Campus Park and Planning, Grounds Maintenance, and Physical Plant Engineering Services have been involved in the project.

4. President McPherson reported there had been a request for the Board to meet in Executive Session to consider material exempt from discussion or disclosure by State statute as authorized by Section 8(e) and 8(h) of the Michigan Open Meetings Act.


Request for
Executive Session


On a motion by Ms. Cook, supported by Mr. Nugent, **A ROLL CALL VOTE was conducted by Secretary Pogel. THE BOARD VOTED to recess** for Executive Session.

5. President McPherson reconvened the meeting following the Executive Session.
6. It was recommended that the Board consider a resolution regarding an appeal to the State Supreme Court in the Federated case. **A ROLL CALL VOTE was conducted by Secretary Pogel. On a motion by Mr. Traxler, supported by Ms. Cook, THE BOARD VOTED to apply** for leave to appeal the recent Court of Appeals decision in the Federated case to the State Supreme Court. The vote was 7-0.

Appeal to State
Supreme Court in
Federated Case

7. On a motion by Ms. Cook, supported by Mr. Shingleton, **THE BOARD VOTED to adjourn** at 9:52 a.m.


Peter McPherson, President


Nancy H. Pogel, Secretary