

Minutes of an Executive Committee Meeting
of the Ferris State University Board of Trustees
Timme Center for Student Services
Big Rapids, Michigan
Held on Friday, October 14, 2005

1. Call to Order and Roll Call

An Executive Committee Meeting of the Ferris State University Board of Trustees was held on Friday, October 14, 2005 in the Timme Center for Student Services, room 201 V-W on the FSU campus, Big Rapids, Michigan. Vice Chair James K. Haveman, Jr. called the meeting to order at 12:03 p.m. In addition to Vice Chair Haveman, the following individuals were present: Trustees and Executive Committee members R. Thomas Cook and Gregory L. Patera; Trustee George J. Menoutes; University President David L. Eisler; University Vice Presidents Daniel L. Burcham, Richard P. Duffett, and Michael Harris; Vice Chancellor Sandra A. Davison-Wilson; University General Counsel Miles J. Postema; Board Counsel Fredric N. Goldberg; and Recording Secretary to the Board Karen K. Paine. Chair Arthur L. Tebo was absent with prior notification.

2. Hearing of the Public

No one responded to Vice Chair Haveman's invitation to address the Committee.

3a. Conflict of Interest Waiver – Rhoades McKee

General Counsel Miles Postema provided a brief overview of this item and the rationale for bringing it to the Executive Committee at this time.

It was then moved by Trustee Cook, supported by Trustee Patera, and unanimously carried that the Committee hereby grants interim approval of the following Resolution, for ratification of the full Board on November 11, 2005:

“WHEREAS, Ferris State University has from time to time retained the law firm of Rhoades McKee to perform professional legal services on behalf of the University; and,

WHEREAS, Rhoades McKee has provided legal assistance to the University on one or more matters; and,

WHEREAS, Rhoades McKee has been asked to represent West Michigan Credit Union (“WMCU”) concerning the University’s offer to purchase certain real estate owned by WMCU; and,

WHEREAS in order for Rhoades McKee to be in a position to represent WMCU concerning the University's offer to purchase the subject real estate owned by WMCU, it is necessary that WMCU and the University waive the conflict of interest occasioned by such representation; and,

WHEREAS, Rhoades McKee has requested that the University waive the conflict of interest described above; and,

WHEREAS, the Administration has considered Rhoades McKee's request, and recommends that the University waive such conflict and consent to Rhoades McKee's representation of WMCU concerning the University's offer to purchase the subject real estate.

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees acknowledges the above-described conflict of interest, hereby waives such conflict and consents that Rhoades McKee may represent WMCU concerning the offer made by the University for the purchase of real estate owned by WMCU."

4a. President's Quarterly Expense Report

No additional information was requested regarding the President's Quarterly Expense Report.

President Eisler noted that through the revision of Board Policy regarding the President's travel, as endorsed at the Finance Committee meeting this morning, the new procedure will be that the entire Board of Trustees will be provided with the President's report on travel on a quarterly basis, rather than just the Executive Committee

5. Hearing of the Public

No one responded to Vice Chair Haveman's second invitation to address the Committee.

6. Adjournment

At 12:07 p.m., Vice Chair Haveman adjourned the Committee.

Approved by

Submitted by

James K. Haveman, Jr.
Vice Chair

Karen K. Paine
Recording Secretary