

WEST VIRGINIA UNIVERSITY
BOARD OF GOVERNOR

December 18, 2015

The one hundred thirty-fourth meeting of the West Virginia University Board of Governors was held on December 18, 2015 in Morgantown, WV. Board members in attendance/participating by telephone included David Alvarez, George Capel, Ellen Cappellanti, James W. Dailey, II, Thomas Flaherty, J. Thomas Jones; Raymond J. Lane, Diane Lewis, Dixie Martinelli, William Nutting, J. Robert (J.R.) Rogers, Ed Robinson, Dr. Richard Turton, Dr. Kim Weaver and William Wilmoth. Board members, Gregory Babe and Dr. Robert Griffith, were absent and excused.

WVU officers, divisional campus officers, representatives (and others) present included:

President, E. Gordon Gee;
Vice President, Legal, Government and Entrepreneurial Engagement, Rob Alsop;
Provost, Joyce McConnell;
Interim General Counsel, Gary Furbee;
Vice President for Finance and Administration, Narvel Weese;
Vice President for Student Life, William Schafer;
Vice Provost, Russell Dean;
Vice President for University Relations, Sharon Martin;
Vice President for Research, Fred King;
Executive Officer and Assistant Board Secretary, Jennifer Fisher;
Associate General Counsel, Rossi Wiles;
Senior Associate Vice President for Finance, Dan Durbin;
Professor, World Languages, Literature and Linguistics, Dr. Lisa DiBartolomeo;
President, Potomac State College of West Virginia University, Leonard Colelli;
Director of University Relations/News, John Bolt;
Executive Assistant, Office of the President, Amy Garbrick; and,
Special Assistant to the Board of Governors, Valerie Lopez.

Members of the Press were also present.

CALL TO ORDER

The meeting was called to order by Board Chairman, Thomas V. Flaherty, at 8:30 a.m. A roll call was taken to determine who was in attendance and a quorum established. Chairman Flaherty stated that the Board will deal with the Honorary Degree Candidates during today's Executive Session.

BOARD PRESENTATIONS

Academic Affairs Updates

Provost Joyce McConnell provided information and updates on several areas of importance within Academic Affairs – as follows:

- I. Report on HEPC vote re: Beckley campus exception
 - WVU received a unanimous vote from the West Virginia Higher Education Policy Commission as we move forward with this endeavor.
- II. Student Success
 - Our Dean for Completion is working on many new ideas.
 - Senior Foundation Scholar Clara Beth Novotny was a finalist for the Rhodes Scholarship.
- III. Faculty Achievements
 - Dr. Powsiri Klinkhachorn was recently named West Virginia's Professor of the Year by the Carnegie Foundation for the Advancement of Teaching and the Council for Advancement and Support of Education. He is the 19th WVU professor – the second in engineering – to receive the award.
 - Dr. Richard Turton and Dr. Debangsu Bhattacharyya just won a Research & Development 100 award, known in the field as the "Oscar of Innovation." They worked in partnership with NETL and Schneider Electric on the development of a virtual reality-based software that provides the energy industry with an unprecedented high-tech look inside the operation of power plants.
- IV. Unit-level updates
 - The 2015 Center for Identification Technology Research meeting was held here on campus: Recent events in Paris and elsewhere in the world have underscored the need to determine the identity of those who want to do harm to civilization. CITEr is a National Science Foundation Industry/University Cooperative Research Center founded here at WVU in 2001. It has since grown to involve multiple universities — Arizona, Buffalo, and Clarkson.
 - Project 168 Brainstorming held on November 30th - this was our first retreat – and was very successful
 - On Tuesday, December 15, we hosted the first Allegany Ballistics Laboratory/National Science Foundation/Naval Sea Systems Command Big Data and Cybersecurity Workshop, centered around three themes: data analytics, cybersecurity and workforce training and curriculum development. Our goal for this first session was to identify collaborative topics and establish partnerships, with an eye toward writing joint proposals to funding agencies. Senator Manchin spoke to the attendees at this event.
- V. Administrative Search Updates
 - Greg Dunaway will be our next Eberly Dean, effective 3/31/15.

- We have hired Greenwood/Asher to help us in our search for a Dean of Online Learning and Continuing Professional Education and the ads are posted. John Campbell is Screening Committee Chair; we hope to interview candidates in April for a summer start.

VI. Accreditation Updates

- We have changed pathways with the HLC, which means that our accreditation check-ins will happen more frequently.
- The HLC Site visit team will be on campus March 5-6, 2018.

VII. United Way Campaign update/results

- I was honored to serve as Campaign Chair this year.
- I am proud to report that we surpassed our goal this year and raised \$301,206.
- 750 total givers
- 138 Leadership Giving Association members gave more than \$750
- Students raised more than \$28,000 through the Gold Rush and the Blue and Gold Mine Sale
- Our United Way campaign is the largest workplace-giving campaign in West Virginia. Every dollar raised comes from individuals who believe in helping our community.

WVU Amended BOG Policies 31 and 44

Interim General Counsel, Gary Furbee, discussed the two revised policies that are before the full board today for final adoption. The two policies are Policy 31 (University Student Conduct and Discipline Policy) and Policy 44 (Policy Regarding Discrimination, Harassment, Sexual & Domestic Misconduct, Stalking and Retaliation.)

Background:

- Following the issuance of the April 2011 Dear Colleague letter by the Office of Civil Rights at the Department of Education, WVU has taken a number of steps to address sexual discrimination and sexual/domestic violence.
- As part of those steps, the applicable Board of Governors policies, Policy 31 and Policy 44 have been revised multiple times. Specifically, Policy 31 in April, 2013 and Policy 44 in June, 2012, and June, 2014.
- The proposed changes are the result of a variety of factors including recent amendments to federal regulations and additional guidance.

Comments/Final Revisions/Continuous Effort/Further Review:

- During the comment period, the University received a few comments and some additional revisions were made, which are in the Board book.
- All of the revisions that have been made are a part of the University's ongoing effort to promptly and equitably address incidents of sexual discrimination and violence as well as other forms of discrimination, harassment, and violence.
- Mr. Furbee highlighted the fact that WVU, through a variety of departments and divisions, will continue to review its policies, update them when appropriate and

continue to work toward addressing these important issues by prevention and outreach.

- To that end, Mr. Furbee recognized the work of the Division of Diversity, Equity and Inclusion; the Division of Student Life; the President's Office and the Provost's Office for support and attention to these critical and challenging issues.

EXECUTIVE SESSION

Chairman Flaherty requested a motion that the Board go into Executive Session, under authority in West Virginia Code §§6-9A-4(b)(2)(A), (b)(9), (b)(10) and (b)(12) to discuss legal, personnel, and deliberative matters; approval of honorary degree candidates; matters not considered public records; matters related to construction planning, commercial competition matters, the purchase, sale or lease of property, and/or the investment of public funds. The motion was made by J. Robert (J.R.) Rogers, seconded by J. Thomas Jones, and passed. Following the conclusion of Executive Session, Diane Lewis moved that the Board reconvene into regular session. This motion was seconded by Ellen Cappellanti and passed.

DISCUSSIONS EMANATING FROM EXECUTIVE SESSION

Chairman Flaherty announced that during today's Executive Session the board reviewed names of individuals submitted for Honorary Degrees from West Virginia University. Each year nominations are received and reviewed by a committee of faculty, staff and students. Those selected by the committee are then forwarded to the Faculty Senate for approval, and then to the governing board. The WVU Faculty Senate has endorsed the names discussed during today's Executive Session, as required by University policy.

Chairman Flaherty then requested a motion for Approval of the Honorary Degree Candidates discussed in today's Executive Session - with a notation that the persons to be honored will be announced at a later date. Ellen Cappellanti so moved, which motion was seconded by Ed Robinson, and passed.

Chairman Flaherty noted for the record that he and board members, George Capel and Richard Turton abstained from the vote on today's Honorary Degree Candidates – since they were involved as members of the Nominating Committee involved in this process.

APPROVAL OF MINUTES

William Wilmoth moved that the minutes of the November 6, 2015 regular meeting be approved. The motion was seconded by William Nutting, and passed.

INFORMATION ITEMS

There were no questions or concerns expressed by any Board members pertaining to the Information Items contained within the agenda.

CONSENT AGENDA

Chairman Flaherty called for any discussion of today's Consent Agenda items, and asked whether any items needed to be pulled for a separate discussion/vote. There being none, J. Robert (J.R.) Rogers moved that the Board accept the Consent Agenda items as presented in today's agenda booklet. This motion was seconded by George Capel, and passed

Thereupon, the following Consent Agenda items were approved:

1. WVU Beckley Campus Building Names

Resolved: The current building names on the WVU Beckley Campus are residual from the Mountain State Campus. As part of rebranding the campus, the West Virginia University Board of Governors approves the list of building names, as presented.

2. Approval of New Degree Program: Global Supply Chain Management

Resolved: That the West Virginia University Board of Governors approves the creation of a BSBAD in Global Supply Chain Management in the College of Business and Economics at the WVU main campus.

3. Approval of New Degree Program: Master of Arts in Musicology

Resolved: That the West Virginia University Board of Governors approves the creation of the Master of Arts in Musicology in the College of Creative Arts.

4. Appointment to County Extension Committees

Resolved: That the West Virginia University Board of Governors approves the nominees and alternates for positions on the County Extension Service Committees in West Virginia, as presented.

5. Approval of Amended West Virginia University Board of Governors Policy 31, University Student Conduct and Discipline Policy, and Amended West Virginia University Board of Governors Policy 44, Policy Regarding Discrimination, Harassment, Sexual Harassment, Sexual & Domestic Misconduct, Stalking, and Retaliation

Resolved: That the West Virginia University Board of Governors approves the final drafts of University Board of Governors Policy 31, University Student Conduct and Discipline Policy, and Amended West Virginia University Board of Governors Policy 44, Policy Regarding Discrimination, Harassment, Sexual Harassment, Sexual & Domestic Misconduct, Stalking, and Retaliation, as presented.

OTHER BUSINESS

Chairman Flaherty announced that the dates for the 2016 meetings are posted on the BOG website. Finally, the Board will conduct its next regular meeting in on Thursday, February 18, 2016.

ADJOURNMENT

There being no further business to come before the Board, Diane Lewis moved to adjourn the meeting. The motion was seconded by Dixie Martinelli, and passed. The meeting was adjourned at 12:32 p.m.

Diane Lewis, Secretary