

**WEST VIRGINIA UNIVERSITY**  
**BOARD OF GOVERNORS**

November 7, 2008

The sixty-ninth meeting of the West Virginia University Board of Governors was held on November 7, 2008 at the Erickson Alumni Center in Morgantown, WV. Board members in attendance were Ellen Cappellanti, Dr. Tom Clark, James Dailey Steve Goodwin, Jason Parsons, Dr. Steve Kite, Raymond Lane, Carolyn Long, Oliver Luck, Paul Martinelli, Ted Mattern, Bill Nutting, Parry Petroplus, Ed Robinson, and Dr. Charles Vest. Drew Payne was absent and excused

**WVU officers, divisional campus officers and representatives present were:**

Interim President C. Peter Magrath;  
Interim Chief of Staff, Jay Cole;  
Interim Provost and Vice President for Academic Affairs and Research, E. Jane Martin;  
Senior Associate Provost, Russell K. Dean;  
Interim Vice President for Health Sciences, Fred Butcher;  
Vice President for Administration, Finance & Human Resources, Narvel Weese;  
Vice President for Student Affairs, Ken Gray;  
Vice President for Advancement & Marketing, Chris Martin;  
Vice President for Legal Affairs & General Counsel, & Assistant BOG Secretary, Bobbie Brandt;  
Deputy General Counsel, Beverly D. Kerr;  
Vice President for Research, Curt Peterson;  
Vice President for Student Affairs, Ken Gray;  
Vice President for Human Resources, Margaret Phillips;  
Executive Officer for Policy Development, Jennifer Fisher;  
Executive Officer for Social Justice, Jennifer McIntosh;  
Associate Vice President for Finance, Dan Durbin;  
Associate Vice President for Planning & Treasury Operations, Liz Reynolds;  
Associate Provost for Information Technology, Sid Morrison;  
Associate Provost for Extension & Public Service, Dave Miller;  
Assistant Vice President for Enrollment Management, Brenda Thompson;  
Director, Financial Aid/Scholarships, Kaye Caplinger Widney;  
Dean of Students, David Stewart;  
Athletic Director, Ed Pastilong;  
Assistant Athletic Director, Mike Parsons;  
Faculty Senate Chair, Virginia Kleist;  
Faculty Senate Chair-Elect, Nigel Clark;  
Staff Council Chair, Terry Nebel;  
Director of Internal Audit, William Quigley;  
Executive Director of Accounting, Reporting & Analysis, Anjali Halabe  
Assistant Vice President for Graduate Education, Jonathan Cumming;  
Executive Director of Student Affairs Business Operations, Les Carpenter;  
Director of Treasury Operations, David Kosslow;  
President and CEO, Erickson Alumni Center, Stephen L. Douglas;

Assistant Director for Alumni Affairs, Kevin Berry;  
Executive Director, Internal Communications, Becky Lofstead;  
Associate General Counsel, Shea R. Browning;  
Associate General Counsel, Gary G. Furbee, II;  
Executive Assistant to the President, Sara Master; and,  
Special Assistant to the President, Valerie Lopez.

**From West Virginia University Institute of Technology:**  
Scott Hurst, Interim Campus Provost.

**From Potomac State College of West Virginia University:**  
Kerry Odell, Campus Provost; and,  
Drew Brewbaker, Student Government Association President...

**Members of the Press were also present.**

### **CALL TO ORDER**

The meeting was called to order by Board Chairman, Carolyn Long, at 8:30 a.m. A roll call was taken to determine who was in attendance and a quorum established.

Chairman Long recognized Hank and Joanne Barnette, who attended in person and spoke briefly, for their generous contributions in establishing the *Barnette BOG Room* within the new Erickson Alumni Center facility, which room is dedicated for use by the West Virginia University Board of Governors in conducting future meetings. Interim President Magrath expressed his personal appreciation for everything done for West Virginia University by Mr. and Mrs. Barnette.

Chairman Long introduced and welcomed Board members, Raymond Lane and Dr. Charles Vest, as this is the first meeting they have been able to attend in person.

### **EXECUTIVE SESSION**

Chairman Long announced that after Executive Session, individual committee meetings will occur, followed by lunch, after which the full Board will reconvene.

Dr. Tom Clark moved that the West Virginia University Board of Governors go into Executive Session, pursuant to West Virginia Code §6-9A-4(b)(2)(A) and (B)(12), for the purpose of discussing personnel issues, legal matters, and meeting with external auditors. The motion was seconded by Dr. Steve Kite, and passed, and the Board thereupon met in executive session. Following the discussion, Mr. Nutting moved that the Board rise from executive session. The motion was seconded by Mr. Martinelli and passed.

## **ACTIONS EMANATING FROM EXECUTIVE SESSION**

Chairman Long announced that there were no reportable actions emanating from Executive Session.

### **APPROVAL OF MINUTES**

Paul Martinelli moved that the minutes of the October 8, 2008 meeting be approved. The motion was seconded by Jason Parsons and passed.

### **INTERIM PRESIDENT'S REPORT**

Interim President, C. Peter Magrath, reported on the following issues:

There will be an organizational change in our research operations at West Virginia University in that the Vice President for Research, Curt Peterson, will now report directly to the President (instead of the Provost) as we strive to advance West Virginia University's total research enterprise.

We are excited about our efforts to stabilize and strengthen collaborative endeavors at West Virginia University Institute of Technology, as evidenced by two items on today's meeting agenda, namely, the salary increase plan for West Virginia University Institute of Technology, and the appointment of Scott M. Hurst as Campus Provost.

Another agenda item under consideration, the Memorandum of Understanding between West Virginia University and the Blanchette Rockefeller Neurosciences Institute, which evidences the continuing relationship and commitment between the parties, constitutes a momentous, beneficial alliance between these entities, and should be approved.

In the aftermath of the Virginia Tech situation, and as an update on the issue of campus safety at West Virginia University, in addition to the many new policies and procedures being implemented, we recently hired Alfred Kasprovicz as Clinical Director of the WVU Carruth Center, who will work in coordination with multiple departments throughout campus (including Student Health, Campus Police, etc.) in managing cases where mental health concerns exist.

As an engaged university, WVU pledges to move forward in our progress to build political support and attract the financial resources we need to do our vital work in serving the people of our region and state.

### **COMMITTEE REPORTS**

**Audit Committee:** James Dailey, Chairman of the Audit Committee, reported that the committee met yesterday afternoon, during which it selected Bill Nutting as Vice Chair, and welcomed two new committee members, namely, Paul Martinelli and Oliver Luck. The committee also heard reports from the Chief Financial Officer, General Counsel, the Director of

Internal Audit, and representatives from Deloitte & Touche, the independent auditor. Chairman Dailey announced that the University received an unqualified opinion with respect to its financial position from Deloitte & Touche; that the independent auditor reported complete cooperation with the University community in conducting its audit; and that there were no outstanding, unresolved issues to bring to the attention of the Board

**Executive Committee:** Carolyn Long, Chairman of the Executive Committee, reported that the committee met yesterday evening, during which it discussed the new committee structure, including scheduling and topics to be discussed.

**Health Sciences Committee:** Ellen Cappellanti, Chairman of the Health Sciences Committee, reported that Interim Vice President for Health Sciences, Fred Butcher, and members of his staff, provided the committee with an informative overview related to operations within the Health Sciences department. Dr. Butcher also addressed issues encompassed within the Memorandum of Understanding between West Virginia University and the Blanchette Rockefeller Neurosciences Institute (a Consent Agenda item). Chairman Cappellanti then advised that she will request that this item be removed for separate consideration and approval of an amendment at the appropriate time that the Consent Agenda is addressed by the Board.

**Divisional Campus Committee:** Ed Robinson, Chairman of the Divisional Campus Committee, reported that the committee reviewed and discussed the three Consent Agenda items before it, namely, the WV Code § 18B-1C-2(g): November 2008 Status Report of the West Virginia University Institute of Technology; the 2008 Salary Increase Plan for West Virginia University Institute of Technology; and the Appointment of Scott M. Hurst as Campus Provost for West Virginia University Institute of Technology.

**Finance Committee:** Parry Petroplus, Chairman of the Finance Committee, reported that the committee received an update on the financial state of the University from Vice President for Administration, Finance & Human Resources, Narvel Weese; viewed a presentation on WVU Investments with the State of West Virginia by David Kosslow, Director of Treasury Operations; and reviewed and discussed the remaining Consent Agenda items before it, namely, Engineering Sciences Building (ESB) Basement Level HVAC Renovations; Receipt and Acceptance of the FY08 Combined Financial Statements for West Virginia University; 2008 Salary Increase Plan for West Virginia University Institute of Technology; Transfer to WVU at Parkersburg Board of Governors of all real estate in Wood County, WV, which comprises the campus of WVU at Parkersburg; and approval of the Blanchette Rockefeller Neurosciences Institute Memorandum of Understanding.

**Accreditations and Strategic Plans Committee:** Oliver Luck, Vice-Chair of the Accreditations and Strategic Plans Committee, reported that the committee reviewed and discussed the only Consent Agenda item before it, namely, the Appointment to County Extension Committees; and additionally discussed a variety of other topics, including an update to the 2010 Strategic Plan, the Research Trust Plan, diversity at WVU, and NCAA certification – focusing upon the impact of these issues from an institutional perspective.

## **INFORMATION ITEMS**

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

## **BOARD ITEMS**

### **WVU Presidential Search Committee Update**

Chairman Carolyn Long, as one of the BOG representatives on the WVU Presidential Search Committee, advised that the search process is on track, the job description has been posted and nominations/applications are being received. Dr. Charles Vest, the other BOG representative on the committee, stated he was confident in the process garnering interested applicants from across the country and he anticipates a positive outcome in bringing a recommendation before this Board at its April, 2009 meeting.

### **Annual Report of the Faculty Representative**

Dr Steve Kite, assisted by Faculty Senate Chair, Virginia Kleist, and Faculty Senate Chair-Elect, Nigel Clark, presented the annual report of the faculty representative to the Board, focusing on issues related to: Faculty compensation being essential to the core missions of teaching, research and service; Research & Development expenditures; and the relevance of Faculty Research.

### **Updates on Student Government Association Initiatives**

Jason Parsons, as president of the Student Government Association, and student representative to the Board, advised that his organization is moving forward in accomplishing its goals to create a collaborative partnership with WVU administration and other constituency groups across campus. He provided an update on the following SGA initiatives:

Engage '08: The concept behind this initiative was to bring students from both political parties together (with assistance from the University – particularly Interim President Magrath and Chief of Staff, Jay Cole) to register new voters; conduct substantive debates on campus; and attract speakers (like Judy Woodruff) to address relevant political issues.

Student Wellness: The SGA continues its efforts to enact a comprehensive student health plan. Advances are being made, through collaborative efforts among the Student Wellness Advisory Board, Interim Vice President for Health Sciences, Fred Butcher, and Vice President for Student Affairs, Ken Gray, on issues related to student health services – these include an increase in the number of patients; clearer directions to the student health center facility, modified practice hours, etc. The SGA is also putting together comprehensive plans for a campus wide distribution of materials related to better student health.

## CONSENT AGENDA

Chairman Long called for discussion of the Consent Agenda items. Ted Mattern moved for approval of all Consent Agenda items. The motion was seconded by Bill Nutting and passed.

Ellen Cappellanti moved to amend the motion to approve all Consent Agenda items to facilitate an amendment within Consent Agenda Item (h) identified as “Approval of Blanchette Rockefeller Neurosciences Institute Memorandum of Understanding” – as follows: That the Board approve an amendment within the **BRNI Governance** section of the Memorandum of Understanding designating the West Virginia University Board of Governors (in place of the President of WVU) as the entity responsible for the appointment of forty percent (40%) of the voting members of the BRNI Board of Directors, as well as additional directors, should the BRNI Board of Directors vote to change its by-laws to increase its membership, in order to maintain at all times forty percent (40%) of the members. This motion to amend approval of all Consent Agenda items to facilitate an amendment within Consent Agenda Item (h) was seconded by Ted Mattern and passed. It should be noted that Board member, Dr. Tom Clark, abstained from the vote on this motion. Bill Nutting then moved to approve Consent Agenda Item (h), as amended. This motion was seconded by James Dailey and passed. It should be noted that Board member, Dr. Tom Clark, abstained from the vote on this motion.

Thereupon, the Consent Agenda items were approved, as follows:

**1. Engineering Sciences Building (ESB) Basement Level HVAC Renovations**

Resolved: That the West Virginia University Board of Governors approves the ESB Basement Level HVAC Renovations project with a budget of \$3,000,000.

**2. Receipt and Acceptance of the FY08 Combined Financial Statements for West Virginia University**

Resolved: That the West Virginia Board of Governors accepts the FY08 Combined Financial Statements for West Virginia University, as presented.

**3. WV Code § 18B-1C-2(g): November 2008 Status Report**

Resolved: That the West Virginia University Board of Governors approves the report titled “3rd Annual WVU Institute of Technology Status Report” (as presented) that will be submitted to the West Virginia Legislative Oversight Commission on Education Accountability on October 31, 2008.

**4. 2008 Salary Increase Plan for West Virginia University Institute of Technology**

Resolved: That the West Virginia University Board of Governors approves a 2008 salary increase for the faculty, non-classified staff and classified staff on the WVU Institute of Technology campus. The total funds applied to this salary increase equals 3.0% of the total salaries on August 16, 2008 of raise-eligible faculty and raise-eligible staff. Existing policies will be applied to identify eligible faculty, identify eligible staff and distribute the salary increases. This salary increases will become effective on November 1, 2008.

**5. Appointment of Scott M. Hurst as Campus Provost for West Virginia University Institute of Technology**

Resolved: That the West Virginia University Board of Governors approves the appointment of Scott M. Hurst as Campus Provost for West Virginia University Institute of Technology

**6. Transfer to WVU at Parkersburg Board of Governors all real estate in Wood County, WV which comprises the campus of WVU at Parkersburg**

Resolved: That the West Virginia University Board of Governors approves the transfer by deed of all real estate owned by the Board of Governors in Wood County, WV, which comprises the WVU at Parkersburg campus, to the West Virginia University at Parkersburg Board of Governors, on behalf of West Virginia University at Parkersburg, and further, that the Vice President for Administration and Finance is hereby authorized to execute the deed on behalf of the West Virginia University Board of Governors.

**7. Appointment to County Extension Committees**

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

**8. Approval of Blanchette Rockefeller Neurosciences Institute Memorandum of Understanding**

Resolved: That the West Virginia University Board of Governors approves the execution of the Memorandum of Understanding, as presented, between West Virginia University and the Blanchette Rockefeller Neurosciences Institute, which evidences the continuing relationship and commitment of the parties, including the amendment within the **BRNI Governance** section of the Memorandum of Understanding designating the West Virginia University Board of Governors (in place of the President of WVU) as the entity responsibility for the appointment of forty percent (40%) of the voting members of the BRNI Board of Directors, as well as additional directors, should the BRNI Board of Directors vote to change its by-laws to increase its membership, in order to maintain at all times forty percent (40%) of the members.

**OTHER BUSINESS AND GENERAL DISCUSSION**

**Appointment of replacement BOG member to the West Virginia University Health Sciences Center National Advisory Council**

Chairman Long advised that Steve Goodwin, previously approved by the Board to serve on the West Virginia University Health Sciences Center National Advisory Council, desires to withdraw his representation. She therefore requested that Ted Mattern, as Chair of this nominating committee, reconvene its members and submit, during our December 12, 2008 telephone meeting, a recommendation for a replacement BOG member to serve on the West Virginia University Health Sciences Center National Advisory Council.

**Presentation/Discussion of: Access Challenge: Adequate Financial Resources**

Interim President Magrath previously suggested that the Board allocate time during each meeting for a presentation/discussion of topics germane to West Virginia University, and which also fit within the context of major issues facing higher education on a national level. Kaye Caplinger Widney, our Director of Financial Aid/Scholarships, was introduced by Vice President for Student Affairs, Ken Gray. Ms. Widney provided an overview and answered questions related to the current national attention to sustained availability and affordability of higher education affecting all income levels as a result of rising college costs and diminishing federal/state grant programs – both of which situations continue to intensify given our current economic downturn.

**NEXT MEETING**

Chairman Long announced that the next meeting will be a telephone held on December 12, 2008.

**ADJOURNMENT**

There being no further business, James Dailey moved to adjourn the meeting. The motion was seconded by Ed Robinson and passed. The meeting was adjourned at 2:30 p.m.

John T. Mattern, Secretary