

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

July 1, 2005

An emergency meeting, the thirty-third meeting of the West Virginia University Board of Governors, was held on July 1, 2005, by telephone conference call. Board members in attendance were Hank Barnette, Joe Campbell, D.J. Casto, Betty Chilton, Tom Dover, Steve Farmer, Russ Isaacs, Doug Leech, Paul Martinelli, Rod Thorn, and Robert Wells. Steve Goodwin, Vaughn Kiger, Michael Lastinger, Joe Lopez, and Parry Petroplus were not able to participate. (There is one vacancy on the board.)

WVU officers, and regional campus officers and representatives present were:

**From WVU:**

President David C. Hardesty, Jr.;

Vice President for Administration, Finance & Human Resources, Gary Rogers;

General Counsel, Tom Dorer;

Executive Assistant to the President, Sara Master;

Senior Program Administrator, News Service, Bill Nevin

**From the Community & Technical College at West Virginia University Institute of Technology:**

Jo Harris, President

**CALL TO ORDER**

The meeting was called to order by Board Chairman, Doug Leech at 9:30 a.m.

Roll was called, and new Board Member D.J. Casto took the oath of office, administered by General Counsel, Tom Dorer.

**ACTION ITEMS**

The Board went into executive session pursuant to Section 6-9A-4(b)(12) of the West Virginia Code to discuss a matter related to potential litigation. The Board rose from executive session, and Mr. Barnette moved that the West Virginia University Board of Governors authorize WVU to seek a declaratory judgment to obtain legal clarification of an apparent conflict between West Virginia Code and a procedural rule of the Higher Education Policy Commission on compensation for classified staff; and that the Board further authorize WVU to continue to follow the salary program for Classified Staff voted on and approved by the Board on October 5, 2001, pending the outcome of the litigation. Mr. Martinelli abstained from voting pursuant to Section 1.13 of the Board of Governors Operating Procedures. The motion was seconded and passed.

**ADJOURNMENT**

The meeting was adjourned at 10:00 a.m.

Elizabeth E. Chilton, Secretary

July 1, 2005