

WEST VIRGINIA UNIVERSITY
BOARD OF GOVERNORS

September 8, 2006

The forty-fourth meeting of the West Virginia University Board of Governors was held on September 8, 2006, at the WVU Mountainlair, Morgantown, W.V. Board members in attendance were Hank Barnette, Betty Chilton, Tom Clark, Linda Dickirson, Tom Dover, Jason Gross, Steve Farmer, Steve Goodwin, Russ Isaacs, Michael Lastinger, Doug Leech, Mark Manchin, Paul Martinelli, Ted Mattern, Parry Petrolus, and Robert Wells. Rod Thorn was absent and excused.

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

From WVU:

President David C. Hardesty, Jr.;

Provost and Vice President for Academic Affairs and Research, Gerald Lang;

Vice President for Health Sciences, Bob D'Alessandri;

Vice President for Student Affairs, Ken Gray;

Vice President for Administration, Finance & Human Resources, Narvel Weese;

Vice President for Institutional Advancement, Chris Martin;

Vice President for Research and Economic Development, John Weete;

Vice President for Human Resources, Margaret Phillips;

Chief of Staff, Jennifer Fisher;

General Counsel, Tom Dorer;

Executive Officer for Social Justice, Jennifer McIntosh;

Special Assistant to the President for Legislative Affairs, David Miller;

Special Assistant to the President/Provost, & Assistant BOG Secretary, Ginny Petersen;

Associate Vice President for Finance, Dan Durbin;

Associate Vice President for Facilities, Joe Fisher;

Associate Provost for Extension & Public Service, Larry Cote;

Sr. Associate Vice President for Health Sciences, Fred Butcher;

Dean of Students, David Stewart;

Executive Director for Students Affairs, Mary Collins;

Director of SABO, Les Carpenter;

Assistant Vice President for Enrollment Management, Brenda Thompson;

Assistant Vice President for Planning, Liz Reynolds;

Executive Assistant to the President, Sara Master;

Director of University News Service, Becky Lofstead;

Director of Internal Audit, William Quigley;

Student Body Vice President, Beth Belch;

Chair elect of the Faculty Senate, Kevin Outtersen;

From WVU at Parkersburg:

Marie Foster Gnage, Campus President
Joe Badgley, Executive Dean

From West Virginia University Institute of Technology:

Charles Bayless, Campus President

From Potomac State College of West Virginia University

Kerry Odell, Campus Provost;

Members of the Press were also present.

CALL TO ORDER

The meeting was called to order by Board Chairman, Stephen Goodwin at 8:30 a.m. General Counsel Tom Dorer administered the oath of office to Jason Gross, the student representative to the Board.

EXECUTIVE SESSION

Mr. Isaacs moved that the West Virginia University Board of Governors go into executive session pursuant to West Virginia Code §6-9A-4(b) , 8, 10, 12. The motion was seconded and passed, and the Board thereupon met in executive session. Following the discussion, Mr. Petroplus moved that the Board rise from executive session. The motion was seconded and passed.*

The Board then recessed for Committee meetings, reconvening at 11:00 a.m.

APPROVAL OF MINUTES

Mr. Isaacs moved that the minutes of the meeting of June 2, 2006 be approved. The motion was seconded and passed. Dr. Lastinger moved that the minutes of the August 22, 2006 meeting be approved. The motion was seconded and passed.

CHAIRMAN'S REPORT

Stephen Goodwin, Chairman, announced that he had made BOG committee assignments as reflected in the agenda book. He also announced that given the announcement by President Hardesty that he would be retiring as president in September, 2007, the Board had discussed the formation of a search committee, and called on Mr. Barnette to move a series of resolutions discussed in executive session.

Mr. Barnette moved that the Board unanimously adopt the following six resolutions. The motion was seconded and the following resolutions were unanimously approved:

1. That the Board appoint a search committee to conduct a national search for the next President of West Virginia University, and to make appropriate recommendations to the Board for its consideration.
2. That the Search Committee be comprised of 16 (later amended to 17) individuals as follows: 1. Dr. Julian Bailes; 2. Ms. Elizabeth Belch; 3. Honorable Irene Berger; 4. Dr. James Brick; 5. Dr. Thomas Clark; 6. Mr. Joe Campbell; 7. Dr. Parviz Famouri; 8. Mr. Steve Farmer; 9. Mayor Ron Justice; 10. Mr. Doug Leech; 11. Dr. Ted Mattern; 12. Dean Mary Mazey; 13. Mr. Terry Nebel; 14. Mrs. Joan Corson Stamp; 15. Mr. Robert Wells; 16. Ms. Meg Bulger; 17. Mr. Stephen Goodwin.
3. That Mr. Stephen Goodwin, Chairman of the Board of Governors also serve as Chair of the search committee, and that HEPC Chancellor Brian Noland serve in an advisory capacity to the Committee.

***Unless otherwise stated, all motions were passed unanimously.**

4. That a national search firm be retained to assist the Search Committee and the Board.
5. That the Firm of R. William Funk & Associates of Dallas, Texas, a premier presidential search firm, be selected for this purpose.
6. That the Chairman be authorized to take all actions necessary to carry out the forgoing resolutions.

Chairman Goodwin then introduced the members of the search committee, 16 of whom were in attendance, and excused himself, and the non-BOG members of the committee, to meet for instructions and with the media. Vice Chairman Wells conducted the next part of the meeting.

PRESIDENT'S REPORT

President Hardesty commented that the Board faces a very important decision in picking the next president of the University, but noted that the Board is an empowered board with experience, and that Chairman Goodwin has stepped forward to take charge of the process, so that it should be an excellent search by an excellent Board.

President Hardesty also noted that Dr. Larry Cote, Associate Provost for Extension had announced his decision to change career paths after ten years, and that a national search for a leader in extension would also commence in the near future. Dr. Cote will become the first director of the Leadership Minor at West Virginia University.

President Hardesty gave a capsule update on the beginning of the year, noting that WVU's enrollment has increased by more than 4,000 students over the past five years and degrees conferred have increased by almost 1,000. During that same time span, enrollment statewide has increased by 4,550. He also reported that the SAT and ACT scores of entering students have improved, and that students come from all 50 states and 89 countries. The campuses are experiencing growth and improvements, with new building and renovations prevalent.

President Hardesty noted that he and Susan intend to work hard during the coming year, but look forward to welcoming the new president.

COMMITTEE REPORTS

Audit Committee: Russ Isaacs reported that the Audit Committee had met on Thursday, September 7, 2006, and heard reports from the Vice President for Administration and Finance, the General Counsel, the Internal Auditor. He noted the Committee had approved a new Audit Committee Charter to be voted upon by the Board.

Finance & Operations Committee: Parry Petroplus reported that the Board had heard from a staff member and a faculty member, and would follow up on their requests.

Planning & Policy Committee: Mr. Wells noted that the Board had heard a report from the Provost on enrollment management at West Virginia University. He also noted his resignation as Chairman of the committee, and the appointment of Dr. Mattern as his replacement.

BOARD ITEMS

Financial Report:

Vice President for Administration and Finance, Narvel Weese, gave a FY 2006 Plan Financial Performance update, including Key Monthly Indicators. He also presented a capital projects status report through June, 2006. He noted that the 4th quarter unaudited financials looked good, and the audit should come in on time.

President Hardesty noted the huge investment in facilities the University is responsible for, and congratulated Associate Vice President Joe Fisher for his excellent management of both the construction and the maintenance of the physical plant.

Mr. Weese also noted that activity is taking place to address the capital improvement issues identified on the WVU-Tech campus. With the help of a legislative appropriation, and bank financing, which should be available by December, plans are progressing, but he noted that to meet IRS timelines, the University will have to approach the HEPC for approvals before seeking the same from the Board of Governors a few weeks later. He asked for the Board's indulgence in doing these in reverse order.

Report of the Classified Employees' Representative:

Paul Martinelli, Classified Employees' representative to the Board, gave his annual report, forwarding his constituencies request for increased funding for the salary schedule, noting the hardships suffered by staff by the lack of higher salaries.

Report of the Faculty Representative:

Dr. Michael Lastinger, Faculty representative to the Board, presented his annual report, focusing primarily on the work of faculty, the committee structure of their governance system, and the missionary zeal with which most faculty approach their work.

President Hardesty commented that there is a strategic dilemma in deciding how to handle the public advocacy regarding the perception and reality of inadequate salaries: standing still, and saying we can't do anything until we get more money from the State, versus finding ways to keep going (e.g. growth), and as a result, looking successful vis. a vis. others who chose to stand still.

CONSENT AGENDA

Chairman Goodwin asked if anyone had any questions or concerns regarding any of the information items on the items or the Consent Agenda. He also noted the movement of two items to the consent agenda from executive session: the approval of the President's Goals and Objectives for the year, and a naming opportunity at WVUIT.

Hearing no discussion or concerns, Mr. Isaacs moved approval of the items on the Consent Agenda, as amended. The motion was seconded, and the following items were unanimously approved:

1. President's Goals

Resolved: That the West Virginia University Board of Governors approves President Hardesty's Goals for 2006-2007.

2. Naming of the President's House at WVUIT

Resolved: That the West Virginia University Board of Governors approves the naming of the President's House at West Virginia University Institute of Technology. The name will be announced at a later time.

3. Appointments to Monroe County Extension Service Committee

Resolved: That the West Virginia University Board of Governors approves, as presented, the nominee and alternate for positions on the County Extension Service Committee in Monroe County, West Virginia.

4. Appointments to the C&TC at WVUIT Board of Advisors

Resolved: That the West Virginia University Board of Governors approves three new members to the Community & Technical College at West Virginia University Institute of Technology Institutional Board of Advisors.

5. Fee Waiver Reports

Resolved: That the West Virginia University Board of Governors enter the report of the Institutional Undergraduate Fee Waivers for FY 2005-2006, at West Virginia University, West Virginia University at Parkersburg, West Virginia University Institute of Technology, and Potomac State College of West Virginia University into its minutes, and authorize the forwarding of the required report to the legislative auditor.

Resolved: That the West Virginia University Board of Governors enter the report of the Institutional Graduate and Professional Fee Waivers for Fall, 2005, Spring, 2006, and Summer, 2006 at West Virginia University into its minutes, and authorize the forwarding of the required report to the legislative auditor.

6. New Teaching Specialization in Autism

Resolved: That the West Virginia University Board of Governors approves the addition of a new teaching specialization in Autism K-6 and 5-Adult as part of the existing graduate certification and degree programs in special education in the Department of Special Education, College of Human Resources and Education.

7. New Degree Designation

Resolved: That the West Virginia University Board of Governors approve a Bachelor of Science in Child Development and Family Studies in the College of Human Resources & Education.

8. Bachelor of Applied Science in Business Administration

Resolved: That the West Virginia University Board of Governors approves the delivery of the Bachelor of Applied Science in Business Administration by West Virginia University at Parkersburg.

9. Esthetics of Mary Babb Randolph Cancer Center Expansion

Resolved: The West Virginia University Board of Governors approves the exterior design esthetics of the expansion of the Mary Babb Randolph Cancer Center on the West Virginia University Health Sciences Center Campus.

10. New Audit Committee Charter

Resolved: That the West Virginia University Board of Governors adopts a new BOG Audit Committee Charter as presented.

11. Policy Approvals

Resolved: That the West Virginia University Board of Governors approves the following three policies as presented:

- Rule on Rules (now Policy 45)
- Policy 31: Student Code of Conduct – as Amended
- Policy 41: Program Review and Termination – for WVU-P

12. LOCEA/Community & Technical College Council Report

Resolved: That the West Virginia University Board of Governors approves the Community & Technical College at West Virginia University Institute of Technology's draft LOCEA/Community & Technical College Council Report and its recommendations as presented.

13. Transfer of Real Estate to the City of Morgantown for a Fire Station

Resolved: That the West Virginia University Board of Governors approves entering into an agreement for the transfer of 14,600 square feet (approximately one-third of an acre) of real estate to the City of Morgantown for a new fire station, which shall be constructed on the WVU parcel and an adjoining parcel owned by the Monongalia County Commission. This transfer shall be made pursuant to the provisions of WV Code 1-5-3. This real estate is part of a parcel conveyed to the West Virginia University Board of Governors by deed dated June 4, 2002, which deed is recorded in the Office of the Clerk of the County Commission of Monongalia County, WV in Deed Book 1233, at Page 165. Further, that the West Virginia University Board of Governors approve the transfer of the real estate, subject to the approval by the State of West Virginia Board of Public Works, and hereby authorizes the Vice President for Administration and Finance to execute all documents to effectuate this transfer. Also, that the West Virginia University Board of Governors approve the acceptance of the transfer of a parcel of real estate containing 7,912 square feet (approximately one-eighth of an acre) from the City of Morgantown, where the Wiles Hill Fire Station is currently located.

NEXT MEETING

Mr. Goodwin announced that the next meeting will be on November 9-10, 2006 in Morgantown.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:55 p.m.

Elizabeth E. Chilton
Secretary