

WEST VIRGINIA UNIVERSITY
BOARD OF GOVERNORS

June 22, 2018

The one hundred sixty-first meeting of the West Virginia University Board of Governors was held on June 22, 2018 in Morgantown, WV. Board members in attendance/participating by telephone included David Alvarez, Marty Becker, Elmer Coppoolse, Thomas Flaherty, Thomas Heywood, Dr. Stanley Hileman, Blake Humphrey, J. Thomas Jones, Lisa A. Martin, Taunja Willis Miller, Ed Robinson, J. Robert (J.R.) Rogers, Benjamin Statler, Dr. Matthew Valenti, Dr. Kimberly Weaver and William Wilmoth.

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

President, E. Gordon Gee;
Vice President for Strategic Initiatives, Rob Alsop;
General Counsel, Stephanie Taylor;
Vice Provost, John Campbell;
Vice President for University Relations, Sharon Martin;
Vice President for Finance and Chief Financial Officer, Paula Congelio;
Associate Vice President for Finance, Anjali Halabe;
Vice President for Diversity, Equity and Inclusion, Meshea Poore;
Executive Officer and Assistant Board Secretary, Jennifer Fisher;
Vice President for Research, Fred King;
President, WVU Institute of Technology at Beckley, Carolyn Long;
President, WVU Potomac State College, Jennifer Orlikoff;
Director of Internal Audit, Bryan Shaver;
Dean, WVU Honors College, Kenneth Blemings;
Assistant Dean, WVU Honors College, Damien Clement;
Director of Honors Experiential and Community Engaged Learning Program, Dana Huebert Lima;
Associate Vice President for Academic Affairs, WVU Health Sciences, Louise Veselicky;
Associate Vice President for Planning & Treasury Operations, Elizabeth Reynolds;
Assistant Vice President for Finance, David Kosslow;
Assistant Vice President for Marketing and Outreach, Ann Berry;
State and Local Relations Specialist, Rocco Fucillo;
WVU ACCE Representative, Shirley Robinson;
Associate Vice President for Facilities and Services, Randy Hudak;
Student Affairs Chief Business and Planning Officer, Les Carpenter;
Incoming Student Government President, Isaac Obioma;
Incoming Student Government Vice President, Abbi Yachini;
Several members of the WVU Faculty Senate were in attendance;
News Director, University Relations, April Kaull Stolzenbach; 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 the Chairman William Wilmoth at 8:30 a.m. A roll call was taken to determine who was in attendance and a quorum established,

BOARD PRESENTATION ACADEMIC AFFAIRS UPDATES

Vice Provost, John Campbell, provided the following Academic Affairs updates:

Visit to the West Virginia University Rockefeller Neuroscience Institute

- Vice Provost Campbell praised yesterday afternoon's visit to the Rockefeller Neurosciences Institute by members of the WVU Board of Governors and WVU administrators – specifically the amazing presentations from Dr. Ali Rezaei, the executive chair.

Girl Scout Event

- On June 18th, WVU partnered with the Girl Scouts of the Black Diamond Council to host "The State of Girls," a panel and luncheon event based on the landmark study of the same name conducted by the Girl Scouts of the USA. Panelists included Provost Joyce McConnell as moderator and our own Meshea Poore, Carrie White, and Nikki Izzo-Brown. More than 60 women attended to discuss how to improve the well-being and future success of girls in our state as well as nationwide.

Mylan-WVU Initiative

- MYLAN and WVU are collaborating to deliver Science, Technology, Engineering and Math (STEM) education to West Virginia's children in all 55 counties through 4-H programs and other WVU outreach.
- The STEM-CARE program goal is to inspire kids in grades Pre-K to 8 to CARE. The acronym stands for Curious, Active, Resilient, and Engaged. Research shows that the critical thinking and problem-solving skills that make up a best practice STEM curriculum will help children develop these four attributes.
- Mylan's campaign for Better Health for a Better West Virginia aligns with WVU's land-grant focus on education, health and prosperity for West Virginia.
- STEM-CARE will demystify the STEM fields and address assumptions about the relevance of STEM education for kids who do not want to be traditional lab scientists when they grow up. The skills learned via a STEM education are valuable in everyday life, in business, and in many diverse career paths. For example, personal finance, cooking, and analyzing data all require STEM knowledge and skills.
- Mylan's gift of \$5 million will provide long-term funding for STEM-CARE curricula, assessment, and continual innovation in the design and delivery of programs through 4-H and WVU STEM outreach initiatives.

- WVU's campuses in Beckley, Keyser and Morgantown, as well as 4-H offices in all 55 counties, already provide statewide delivery platforms for STEM-CARE programs.
- At the national level, 4-H has turned its focus to STEM education (a shift from its historic grounding in agriculture and farming). The 4-H National Youth Science day, launched in 2008, challenges 4-H youth around the country to explore the same STEM problem. For Code Your World, the October 2018 4-H National Youth Science Day, the WVU Extension Service team was selected to create and deliver the problem.
- WVU engagement with schools includes STEM education research, teacher training, and professional development. For example, with a Google Computer Science for High School grant, two engineering faculty at WVU Tech have trained more than 350 high school teachers statewide; these teachers have reached more than 10,000 students.
- Mylan's gift to establish this joint initiative will allow WVU and West Virginia Forward to devote expertise and resources to STEM education for children across the state, with the long-term goal of preparing them to become the educated workforce of our state's future.
- Work has already begun on the joint initiative.

West Virginia Forward Good News

- We celebrated our first graduating class of the WVUteach program this May. The program is designed to provide students the opportunity to fulfill their majors of choice while exploring the option of teaching in science, technology, engineering and math fields, areas in which many state schools face a dire shortage.
- In other STEM education news, WVU Extension is partnering with the Green Bank Observatory, Pocahontas County Libraries and the Morgantown Public Library System to develop the Leap into Science program. The program provides workshops for children ages 3 to 10 that encourage them to think like scientists. Program leaders are also developing a train-the-trainer program to take into West Virginia's 55 counties. The next step will be training educators across the state.
- We are also working to give our alumni and other recent college graduates technology training that will help fill the demand for highly skilled professionals. Through a partnership with technology company Revature, we are offering intensive coding training that will prepare students for technology opportunities in West Virginia, the region and around the United States.

Physics Professor awarded NSF Career Award

- Weichao Tu, assistant professor in the Department of Physics and Astronomy, has been awarded the prestigious NSF CAREER Award for her research in developing the first comprehensive model to simulate the dropout of radiation belt electrons affecting satellites & other spacecrafts. She is also developing a learning module for the WV Science Public Outreach Team to increase scientific literacy among middle school students in the state and individuals pursuing scientific careers.

2018-2019 Campus Read

- Today's board members will receive a copy of WVU's selection for the 2018-2019 campus read. The book is titled "Station Seven." In addition, each board member has received a complete set of our custom bookmarks: we hope they will pass these out to their friends to encourage them to read the book!
- Author Emily St. John-Mandel is coming to the CAC on September 19, 2018. We encourage everyone to come hear her read from the novel and engage with WVU Faculty, staff and students.
- This is the fourth year WVU has selected a book designed to engage the campus and community in a yearlong discussion. During this past year, more than 12,000 people attended one of the events tied to "Hidden Figures," the 2017-18 selection.
- The Campus Read committee is excited about the multidisciplinary programming opportunities tied to this book. The compelling narrative incorporates themes of contagious diseases, cults, graphic novels, the construct of culture and civilization, the arts and humanities and dystopia.
- Incoming freshmen will be encouraged to read the book, which will be adopted by many first-year seminar courses. The Campus Read Committee is also planning a full slate of events to engage even more of the campus and community this coming academic year.

BOARD PRESENTATION HONORS COLLEGE UPDATES

Vice Provost Campbell then introduced Dr. Ken Blemings, Dean of the WVU Honors College, and Dr. Damien Clement, Associate Dean of the WVU Honors College, who provided an overview that touched on the following areas:

- Introduction/Background
 - Dr. Keith Garbuttt lead the college from 2006 to 2014
 - Dr. Ken Blemings was appointed interim dean in 2014
 - Provost Joyce McConnell convened a task force to envisage what Honors should look like at WVU
 - After a national search, Dr. Ken Blemings was appointed dean in 2015
- Requirements
 - A 3.7 GPA and superscored ACT composite of 26 or RSAT of 1250
 - Students are invited to apply
 - Students must write a short essay of sufficient quality, accepted - or students are selected via alternative admissions
- New Structure
 - There are two separate "Stackable" Honors Programs:
 - Honors Foundations Program
 - Benefits include Honors Live Learn Community, Tutoring and mentoring, Honors living spaces, priority registration, honors advisor in their major, access to honors classes (usually 25 students or less), and students are networked together with high-achieving students

- Upper-Division Honors
 - The focus is experiential learning, and the Director is Dana Huebert Lima, PhD. Areas include academic research, creative works, study abroad, community-engaged scholarship, internships, and interdisciplinary work
- Services for all WVU Students
 - ASPIRE – Prepares students for nationally competitive scholarships. Ms. Amy Cyphert is the Director.
 - Record number of Fulbright and Gilman scholars
 - 1st Schwartzman Scholar for China and Gates Cambridge for UK
 - 23rd Truman Scholar
 - Pre-Health Professional Development Office. Dr. Victoria Sanchez is the Director
 - Works with students beginning freshman year
 - Develops plans
 - Committee letters
 - WVU Office has 71% success rate, national average 41%
 - Undergraduate Research. Dr. Michelle Richards-Babb is the Director.
 - Connects faculty and students
 - Summer Undergraduate Research Experience
 - Research symposiums including very successful spring symposium for prospective students
 - Research Apprenticeship Program
- K-12 Outreach
 - Governor’s Schools – including Governor’s Honors Academy and Governor’s STEM Institute (formerly Governor’s School for Math and Science)
 - Tutoring in local high schools
- Developing On-Going Support
 - Experiential Learning – supplemental funding for internship, scholarship, research, travel abroad opportunities
 - Faculty Fellows – support for course development and teaching
 - Live Learn Communities and other organized Honors Extracurricular experiences

**BOARD DISCUSSION/ACTION RELATED TO FY 2019
BUDGET FOR WEST VIRGINIA UNIVERSITY**

Vice President for Finance and Chief Financial Officer, Paula Congelio, provided the following overview related to the proposed FY 2019 budget:

We are pleased to present our proposed budget for FY 2019. WVU remains committed to strengthening our cash position and overall financial performance. We are planning for a slightly positive adjusted operating margin. We have budgeted revenues of \$1.109 Billion.

In those budgeted revenues, we have net tuition – after allowances of \$441 million. This estimate is based on our 5.7% tuition increase and takes into account a slightly reduced first time freshman enrollment. Our state appropriations have increased by 5.5 million, with \$3 million to support the state legislated pay raises. In total WVU is planning for an increase in revenues of about \$30 million over the current year.

Our budgeted expenses total \$1.124 Billion. Our Salaries and benefits make up 63% of our total operating expenses. WVU must continue to invest in faculty and staff in order to provide the best environment possible for our students. Salaries are estimated to increase by about \$25 million in the upcoming year. This budget takes into account a full year of the FY 2018 salary increase, a FY 2019 increase that takes into account the legislative pay raise program. The university has budgeted a salary pool of \$15 million (recall the state support is \$3.1 million). The university plans to implement a broad based merit pool program that will be rolled out once all performance reviews are complete – since this will primarily be based on performance. In addition, we have budgeted for an increase in our graduate assistants' stipends.

In addition to salaries and benefits, we are seeing an increase in supplies and other expenses. This line item contains a variety of operating expenses. We will be investing more in our Information technology infrastructure and cyber security. Other areas with new investments will be the libraries, student life, our honors program and global affairs.

Depreciation and amortization expense will actually be reduced next year as some costly donated software is fully amortized.

Other expenses have declined as the University will no longer pay a \$2.8 Million HEPC assessment.

Overall our expenses are increasing \$39 million over the current year projections. It's important to note that a 2% budget reduction was taken by most units across the university to help make the salary increase program more affordable. In addition, we continue to strive for efficient staffing models and ways to bring additional funding to the university.

You will see that after adjusting for capital grants and contracts and other non-cash items like OPEB, depreciation and amortization, we are planning for a positive margin just below \$2M. This is an improvement over our projected current year loss of \$2.3 million.

Following a brief discussion J. Thomas Jones moved that the FY 2019 Budget for West Virginia University be approved, as presented. This motion was seconded by Thomas Flaherty, and passed unanimously. NOTE: A copy of the actual *West Virginia University Combined FY 2017 Actuals/FY 18 Budget and FY 18 Projection/FY 19 Budget* as approved is attached hereto, made a part hereof, and incorporated herein by reference.

BOARD PRESENTATION AND POSSIBLE ACTION:

Approval to repeal West Virginia University Board of Governors Policy 40 – Fiscal Responsibility; and approval for new West Virginia University Board of Governors Finance & Administration Rule 5.1 – Authorizations and Delegations of Authority for Financial and Administrative Matters

Chairman Wilmoth called upon General Counsel, Stephanie Taylor to provide the following overview: At the Board's April 20, 2018 meeting, it issued a Notice of Proposed Rulemaking for the existing Policy and new Rule addressed today. The proposed changes are to amend, approve, rename/renumber, and, in some cases, repeal the current Policies in order to implement new Rules in accordance with W. Va. House Bill 2542 (2017) and W. Va. House Bill 2815 (2017). To that end, the term "Policy" will be replaced with "Rule" and these Policies will be reformatted to the new design for BOG Rules, renumbered, and standard terms will be used when applicable. Moreover, all BOG Rules will be updated to supersede and repeal W. Va. Higher Education Policy Commission Rules, where applicable. Additional specific changes were set forth in detail in the table that was included in the April 20, 2018 Notice of Proposed Rulemaking, attached hereto and incorporated herein by reference.

The proposed changes to the existing Policy and the new Rule were posted for the required thirty (30) day public comment period. No comments were received.

Following a brief discussion, J. Robert (J.R.) Rogers moved that (a) the Board of Governors approves the final draft of the Rule listed below (as contained in today's meeting agenda materials), namely:

West Virginia University Board of Governors Finance & Administration Rule 5.1 – Authorizations and Delegations of Authority for Financial and Administrative Matters

and (b) the Board of Governors approves the repeal and/or amendment of the current Board of Governors policy listed below:

West Virginia University Board of Governors Policy 40 – Fiscal Responsibility

This motion was seconded by Lisa A. Martin, and unanimously approved

BOARD PRESENTATION AND POSSIBLE ACTION:

Notice of Proposed Rulemaking for Three New Rules: West Virginia University Board of Governors Finance and Administration Rule 5.2 – Capital Improvement Management; West Virginia University Board of Governors Finance and Administration Rule 5.3 – Emergency Management and Campus Safety; and West Virginia University Board of Governors Finance and Administration Rule 5.4 – Campus Facilities Plan

Chairman Wilmoth called upon General Counsel, Stephanie Taylor to provide the following overview related to the Notice of Proposed Rulemaking.

This Notice of Proposed Rulemaking is issued pursuant to West Virginia University Board of Governors Governance Rule 1.1. The Notice of Proposed Rulemaking is for the following three new Rules:

**West Virginia University Board of Governors Finance and Administration
Rule 5.2 – Capital Improvement Management**

**Board of Governors Finance and Administration Rule 5.3 – Emergency
Management and Campus Safety**

**West Virginia University Board of Governors Finance and Administration
Rule 5.4 – Campus Facilities Plan**

The proposed changes are to amend, approve, rename/renumber, and, in some cases, repeal the current policies in order to implement new rules in accordance with W. Va. House Bill 2815 (2017). To that end, the term “Policy” will be replaced with “Rule” and these policies will be reformatted to the new design for BOG Rules, renumbered, and standard terms will be used when applicable. Moreover, all BOG Rules will be updated to supersede and repeal W. Va. Higher Education Policy Commission Rules, where applicable.

Substantively, the proposed changes to the policy above will result in additions, amendments, or repeals as set forth in detail in the table located in the Notice of Proposed Rulemaking.

General Counsel Taylor provided an overview of the new rules – detailing the additions, amendments or repeals resulting from the proposed changes to the BOG policies, and stated that if the Board approves the Notice of Proposed Rulemaking, the proposed changes to the Policies will be posted for a required thirty (30) day comment period from June 23, 2018 through July 22, 2018 for the submission of written comments. Once the comment period has ended, all public comments received will be posted on the University’s policy website. The Rule may be changed, subject to comments received.

Following this presentation, and after a brief discussion among board members, Benjamin Statler moved that the board approve the Notice of Proposed Rulemaking, as presented. This motion was seconded by Thomas Heywood, and unanimously approved. **NOTE:** The approved Notice of Proposed Rulemaking is attached hereto, made a part hereof, and incorporated herein by reference. It is further noted that the proposed changes to the BOG policies will result in the additions, amendments, or repeals as outlined by General Counsel Taylor during her presentation, all of which are summarized on the chart incorporated within the Notice of Proposed Rulemaking attached hereto.

NEW STUDENT HOUSING PROJECT AT WVU BECKLEY CAMPUS, HOME OF WVU TECH

President, WVU Institute of Technology at Beckley, Carolyn Long, and Vice President of Strategic Initiatives, Rob Alsop, provided background on this agenda item - seeking authorization for the University to enter into a lease and development agreement for a new student housing facility in Beckley, which will include two classrooms, a fitness center, laundry facilities, and food service.

WVU Beckley, home of WVU Tech, is in need of additional housing. WVU Tech was at 99.5% capacity at the beginning of the 2017-2018 school year, and was unable to meet demands for students seeking to live in housing at WVU Tech.

Based on the work by University officials from Beckley and Morgantown, in collaboration with the developer selected through the RFP process, management is proposing a development and lease style arrangement for the Project. The proposed site of the Project is on land currently owned by WVU and on the WVU Beckley Campus. WVU would do a long-term (40 year) ground lease of the property to the developer. The developer would then construct the Project and the constructed facility would automatically become part of the ground lease to the developer. WVU would own the facility, subject to the lease. WVU has proposed that it will initially manage the Project, including leasing and operations. The Project would be as follows:

- 79,500 total square feet (73,000 square feet for the resident portion; 6,500 for additional programming);
- 264 Student Residence Beds with double occupancy suite style rooms, including 8 resident assistant rooms; and
- Additional Programming Space includes two classrooms (one seating 100 students and the other seating 75 students, a Resident Director Apartment, Fitness Center, Laundry Room and Food Service (a “Grab and Go” concept has been proposed) space.

It is anticipated that the Project will open in time for the 2019-2020 academic school year.

Following a brief discussion, Thomas Flaherty moved that the West Virginia University Board of Governors authorizes the University to enter into a lease and development agreement for a new student housing facility in Beckley, which will also include two classrooms, a fitness center, laundry facilities, and food service. This motion was seconded by Elmer Coppoolse and passed.

Board member J. Thomas Jones expressed public gratitude to those board members who service on a subcommittee related to this matter, thanking each for their invaluable contributions.

APPROVAL OF MINUTES

J. Robert (J.R.) Rogers moved that the minutes of the April 20, 2018 Regular meeting, the May 10, 2018 Emergency meeting, the May 18, 2018 Special meeting, and the May 25, 2018 Special meeting be approved. The motion was seconded by Blake Humphrey, and passed.

COMMITTEE REPORTS

June 21, 2018 Audit Committee Meeting: Board member Blake Humphrey provided a report on yesterday's Audit Committee meeting, on behalf of Audit Committee Chair David Alvarez. Mr. Humphrey reported that during yesterday's meeting members of the Audit Committee approved the FY2019 Proposed Project Plan for WVU's Internal Audit Office.

June 21, 2018 Joint Finance and Facilities and Revitalization/Strategic Plans and Initiatives Committee Meeting: Strategic Plans and Initiatives Committee Chair, Marty Becker, reported on this joint committee meeting, during which several updates were made, and discussions occurred. Committee Chair Becker advised that there were no actions emanating from said joint committee's Executive Session.

Nominating Committee Report: Board member, J. Robert (J.R.) Rogers provided the following report: Mr. Chairman, this year's nominating committee (consisting of myself as Chairman, and Board members, Marty Becker, Thomas Heywood, Blake Humphrey, J. Thomas Jones, and Dr. Kim Weaver) met and now recommends the following slate of officers for the upcoming year: William Wilmoth, Chair; David Alvarez, Vice-Chair, and Taunja Willis Miller, Secretary. Accordingly, Mr. Chairman I would move that the Board accept the slate of nominations as presented by this Nominating Committee and elect these individuals to begin service effective July 1, 2018. This motion was seconded by Thomas Flaherty, and passed.

PRESIDENT'S REPORT

President Gee offered the following as today's president's report:

New Student Orientation

- New Student Orientation is under way here in Morgantown, and it has been incredibly successful so far.
- We welcomed 2,740 students and 3,549 guests as of June 15th. That's about 240 students per day, up from 225 last summer.

WVU Medicine Children's

- Improving health in West Virginia is a top University priority, and this month WVU Medicine broke ground for a \$150-million hospital that will revolutionize care for women and children in West Virginia and the region.

- The 155-bed, eight-story tower, scheduled to be completed in 2020, tower will include:
 - A 25-bed Pediatric Intensive Care Unit
 - A 61-bed Neonatal Intensive Care Unit
 - A 39-bed pediatric acute care unit
 - A 30-bed obstetrical unit, with potential for expansion
 - And a medical office building, including Pediatric subspecialty and Maternal-Fetal Medicine clinics, among other treatment and diagnostic facilities.
- Even before the new hospital opens, WVU Medicine Children's is working to meet the needs of state families. This summer, a Neurodevelopmental Center will open to evaluate and treat children with a wide variety of disabilities, including Autism Spectrum Disorder, developmental delay, cerebral palsy and Tourette Syndrome.

Public Health Residency

- In another move to combat the state's ongoing health threats, we are developing a new residency program focused on public health, the first of its kind in Appalachia.
- The School of Public Health received federal funding to establish a new Public Health and General Preventive Medicine residency and expand the existing Occupational Medicine residency. These two-year programs, the only preventive medicine residencies in Appalachia, are aimed at training physicians who are committed to serving rural and underserved populations across Appalachia.

Generating Prosperity for West Virginia

- Our University also continues to promote economic development in West Virginia. For example, we recently signed an expanded agreement with Shanxi International Energy Group to cooperate on energy research, training and education through the U.S.-China Energy Center-Shanxi.
- The agreement signed this month increases the scope of ongoing joint research, education and training programs in such areas as shale gas, geothermal energy, electricity storage batteries, coal conversion to liquid fuels and chemicals, and environmental protection related to mining.

Student Academic Awards and Competitions

- Preparing students to succeed in a competitive global economy is one of our University's highest purposes, so it is exciting that many students are earning prestigious scholarships and excelling in national competitions.
- A record number of our students are traveling the world this year as Gilman Scholars. The 14 students, all West Virginia residents, represent many majors and will study on five continents.
- At the same time, a record 10 students have been named Fulbright Scholars this year, doubling the previous number.
- And a record number of students—five—are participating in National Science Foundation-funded summer research fellowships with the National Institute of

Standards and Technology. Home to three Nobel Prize winners, NIST is one of the leading research organizations in the world.

- Students have also been distinguished themselves in national academic competitions, including:
 - EcoCAR 3, an advanced vehicle technology event, at which our group won the “Team to Watch” award, which is presented to the school that shows strong improvement and potential to grow.
 - NASA’s Mars Ice Challenge, tasks teams with creating innovative drilling and water extraction systems that could be modified for use on the red planet. Our team picked up second place and top honors for extracting the clearest water
 - The Student Additive Manufacturing Contest, where our team swept top honors in a quest to design and create a 3D-printed vertical structure that could withstand a minimum load of 100 pounds during compression testing.

INFORMATION ITEMS

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

CONSENT AGENDA

Chairman Wilmoth 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, Thomas Flaherty moved that the Board accept the Consent Agenda items as presented in today’s agenda booklet. This motion was seconded by Blake Humphrey, and passed.

Thereupon, the following Consent Agenda items were approved:

1. Parking Facility on Willowdale Drive in Conjunction with WVU Hospitals, Inc. (“WVU Hospitals”)

Resolved: That the West Virginia University Board of Governors approves the transfer of property to West Virginia University and a related lease/development agreement with WVU Hospitals for the creation of a parking garage with approximately 800 spaces for use by WVU Hospitals employees and access to Mylan Puskar Stadium for events.

2. Innovation Hub

Resolved: That the West Virginia University Board of Governors approves the creation of a new Innovation Hub in the Engineering Sciences Building.

3. Lease of Blanchette Rockefeller Neurosciences Institute Building to WVU Hospitals

Resolved: That the West Virginia University Board of Governors approves the lease of the Blanchette Rockefeller Neurosciences Institute building (“BRNI Building”) to WVU Hospitals, Inc. for upgrades, renovation, as well as operation and maintenance support to enable and enhance the work of the Rockefeller Neurosciences Institute.

4. New Business and Economics Complex

Resolved: That the West Virginia University Board of Governors approves a budget increase of \$1 million bringing the total preliminary budget to \$2.5 million to retain a Construction Management firm for pre-construction services and related activities for the new Business and Economics complex in Morgantown.

5. Consent to Developer Refinancing Related to the WVU Crossing Building

Resolved: That the West Virginia University Board of Governors consents to the refinancing by the developer, WVU Connector, LLC related to the Evansdale Crossing.

6. Correction of West Virginia University Administrative Fees

Resolved: That the West Virginia University Board of Governors approves the correction of West Virginia University Administrative Fees, as presented.

7. Interim Appointments to the West Virginia University Health System Board of Directors

Resolved: That the West Virginia University Board of Governors approves the appointment of Hannah Hazard to replace Mark Nesselroad, on an interim basis, as a Public University Representative on the West Virginia University Health System Board of Directors; and,

Resolved: That the West Virginia University Board of Governors approves the appointment of Jocelyn Moore to replace Frank Perez, on an interim basis, as a Public University Representative on the West Virginia University Health System Board of Directors.

8. Approval of New Major within Arts and Sciences Degree Program: Multidisciplinary Studies at Potomac State

Resolved: That the West Virginia University Board of Governors approves the creation of a Multidisciplinary Studies major within the current Arts and Sciences degree program at Potomac State

9. Approval of New Major: Environmental and Community Planning

Resolved: That the West Virginia University Board of Governors approves the creation of a BS in Environmental and Community Planning

10. Approval of New Major: Technical Art History

Resolved: That the West Virginia University Board of Governors approves the creation of a BA in Technical Art History

11. 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.

12. Approval of Undergraduate Program Reviews

Resolved: That the West Virginia University Board of Governors approves the Undergraduate Program Reviews conducted by the Undergraduate Council in this cycle, for the 2016/2017 academic year, as presented.

13. Approval of Graduate Program Reviews

Resolved: That the West Virginia University Board of Governors approves the graduate program reviews conducted by the WVU Graduate Council in this cycle, as presented.

EXECUTIVE SESSION

Chairman Wilmoth requested a motion that the Board go into Executive Session, under authority in West Virginia Code §§6-9A-4(b)(2)(A), (b)(9), and (b)(12) to discuss legal, personnel, and deliberative matters; 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 Lisa Martin, seconded by Thomas Flaherty, and passed. Following the conclusion of Executive Session, Thomas Heywood moved that the Board rise from Executive Session. This motion was seconded by J. Robert (J.R.) Rogers, and passed.

DISCUSSIONS/ACTIONS EMANATING FROM EXECUTIVE SESSION

Chairman Wilmoth stated that there were no actions emanating from today's Executive Session discussions.

BOARD PRESENTATION

Annual Report of the Faculty Representatives to the Board of Governors

Drs. Matthew Valenti and Stanley Hileman (the faculty representatives on the board of governors) spearheaded this year's annual Faculty Presentation, highlight of which included the following:

Today's reports encompassed the following areas:

Who are the WVU faculty – and what they do - presented by Matthew Valenti.

- On April 20, 2018, the Board of Governors adopted Rule 4.2, which established the following categories of faculty:
 - Tenure-track
 - Tenured
 - Clinical-track (Health Sciences)
 - Teaching-track (not to exceed 15%)
 - Other non-tenure track (Research or Service, Lectures, Postdocs, certain FEAPs)
 - Librarian-track
- As of Fall, 2017 there were a total of 2,842 full-time faculty
- Examples provided of what faculty do included highlights of a Research Assistant Professor, a Teaching Associate Professor, and Adjunct Faculty

(on April 20, 2018 the Board of Governors adopted Rule 4.6, which defines Adjunct Faculty to be one of two kinds: Paid – part-time appointment of one year and Courtesy, unpaid appointments; and provides the balance of full-time and paid adjuncts shall not exceed the national average of similar mission. WVU paid 746 adjuncts in Fall, 2017.

- While the prototypical workload for faculty is 40% teaching, 40% research and 40% service, workload differential is becoming more common.
- Faculty advising typically entails helping students select courses, but students may also seek assistance for transfer of transient courses, scholarships, study abroad and career advice. In some units, students are advised by faculty, while in others they are advised by staff that specialize in student advising. The types of students who seek advising include transfer, veterans, athletes, honors and probationary.
- Why research matters: West Virginia University represents the transition to a knowledge-based economy, so the role of WVU has never been more important. The ability to spark innovation and the opportunities it produces is needed now more than ever. More importantly, examples were provided that illustrated that research is the foundation of everything we do here at West Virginia University.
- Research-active faculty have an obligation to provide service to their professional societies. Examples include journal reviewer, editor, editor-in-chief; conference reviewer, organizer, program committee member/chair; panelist/reviewer for funding agencies (e.g. NSF); and officer within a professional society.
- Faculty provide critical service to the institution at all levels: Department, College, and University. Examples include promotion and tenure; faculty search; curriculum; and shared governance (i.e. Senate).

Report on WVU Potomac State College (PSC) – presented by Donna Ballard, Associate Professor, Agriculture

- PSC faculty consists of 49 full time, 43 Tenure/tenure track positions, 1 non-tenure service, 3 librarian, 2 non-tenure, and approximately 44 adjunct positions.
- The number of students are comprised of:
 - Associate Arts – 963 (first two years aligned with Morgantown four year degrees)
 - Associate of Applied Science – 138 (two-year degree for workforce development of BAS degree)
 - Bachelor of Applied Science – 52 (four-year degree for workforce development. The newest programs are SAGE and BSN)
 - Regent’s Bachelor of Arts – 37
- PSC has more than 16,000 alumni nationwide.
- Faculty duties include 15 contact hours of instruction; 5 hours of weekly office hours; student advising; service activities to the academic unit, division and college; service activities to the community, local, state, regional or national in

area of specialization; and professional growth and development in teaching, advising and profession.

Report on WVU Institute of Technology (Tech) – presented by Lisa Ferrara, Professor and Chair, Biology.

- Tech has many new surroundings within its Beckley campus.
- Faculty's role at Tech includes:
 - Teaching: our primary role, in the classroom, in labs, and outdoors. This includes curriculum development, creation of new courses, advising, writing letters of recommendation, supervising student workers, and sponsorship of student clubs and honor societies.
 - Research: original work produced by faculty. This includes presentations at national and international meetings, publications, research grants; in science, social sciences, and engineering research engages students as well as faculty.
 - In science, social sciences, and engineering research engages students as well as faculty.
 - Research informs teaching, especially at junior and senior course levels.
 - Service: to the University, to Tech, to our professional societies, to Southern West Virginia.
- Faculty Reported for Summer 2017 and Spring, 2018 included:
 - Leonard C. Nelson College of Engineering and Sciences
 - Tenured faculty: Professor: 12 and Associate Professor: 10
 - Tenure Track (Assistant Professor): 20
 - Instructors and Visiting Assistant Professors: 5
 - Adjunct Instructors: 9 (5 taught each semester)
 - College of Business, Humanities, and Social Sciences
 - Tenured faculty: Professors: 5 and Associate Professor: 5
 - Tenure Track (Assistant Professor): 11
 - Teaching Associate Professor: 2
 - Teaching Assistant Professor: 2
 - Instructors and Visiting Assistant Professors: 4
 - Adjunct instructors: 17
 - Tech Faculty Activities include
 - Organized and participated in 3 summer science camps in Beckley immediately following the move.
 - The numbers of publications, presentations at national conferences and grants
 - Examples of faculty recent accomplishments
 - Faculty Governance
 - Represents all faculty on the Tech campus
 - Is organized into 19 standing committees, including Faculty Assembly Council, which sets the agenda for monthly meetings and serves as the Faculty Assembly leadership team
 - Tech faculty are also represented by 4 Senators in the University Senate. Additional faculty from WVU Tech serves on various Morgantown-based committees

- Change: Over the last 5 years, head count increased from 1,106 to 1,629 and Full Time Equivalent Enrollment from 946 to 1,268. Growth is projected for the future at Beckley for the next few years.
- Challenges and Opportunities
 - Change associated with the move has brought a number of challenges including instability, increasing student numbers, and limited classroom space and office space
 - With these challenges come new opportunities including increasing stability: settling into our new home to re-envision a stronger WVU Institute of Technology without distractions; opportunities for new programs, new areas of research and new facilities

Report on WVU Extension Service – presented by Emily Murphy, Associate Professor, WVU Faculty Senate, Chair Elect.

- Our faculty agents, specialists and staff are the “extension” of the university, and our WVU Extension county offices are the front door to the university in all 55 counties. WVU Extension agents are WVU faculty members and trusted neighbors who connect local issues to state and national resources.
- Extension faculty consist of 53 Extension Specialists and 102 Faculty Agents.
- WVU Extension fosters family and community development, 4-H youth development, and work with farmers, landowners and communities to support local agriculture and encourage wise use of natural resources.

Update on Faculty Salaries – presented by Stanley Hileman. Dr. Hileman provided:

- Details of the percentage of faculty below 90% of the national market rate, in addition to the Tenure Track Faculty Pay to Market by Academic Department and Non-Tenure Track Faculty Pay Compared to Market; plus,
- A hypothetical budget analysis of cost to bring all employees to 90% of market.

Presentation on Promotion and Tenure

- The success and reputation of a university are highly dependent upon the talents that exist among its faculty and how effectively those talents are marshaled to accomplish the institutional mission. To achieve and maintain high quality, a comprehensive faculty evaluation system is essential.
- The faculty evaluation process at West Virginia University is designed to assist the institution in attracting promising faculty members, helping them reach their potential, rewarding their proficiency, continuing their productivity and professional development throughout their careers, and retaining only those who are outstanding. The process is both evaluative and developmental and has three distinct components:
 - Annual evaluation (merit raises, salary enhancement, promotion and tenure, remediation)
 - Evaluation for Promotion in Rank (assistant to associate, associate to full)

- Evaluation of Tenure Track Faculty for Tenure (assessment of accumulated accomplishments and the likelihood that the faculty member's level of performance will be maintained)

OTHER BUSINESS AND GENERAL DISCUSSION

President Gee acknowledged the excellent public presentations made during today's board meeting.

Chairman Wilmoth expressed his gratitude for the service of the two board members who will be cycling off this board on June 30, 2018, namely, Thomas Flaherty (board member and former Board Chairman) and Blake Humphrey (student representative.) He then presented each member with a parting gift - on behalf of the full board – after which each spoke of their personal and professional enrichment through service as a member of the West Virginia University Board of Governors.

ADJOURNMENT

Chairman Wilmoth announced that the Board will conduct its next regular meeting on September 21, 2018 in Morgantown. There being no further business to come before the Board, J. Robert (J.R.) Rogers moved to adjourn the meeting. The motion was seconded by Blake Humphrey, and passed. The meeting was adjourned at 12:15 p.m.

Taunja Willis Miller, Secretary

West Virginia University Combined
FY 2017 Actuals / FY18 Budget and FY 18 Projection / FY 19 Budget

	FY 2017	FY 2018		FY 2019
	FY 2017	FY 2018	FY 2018	FY 2019
	Actuals	Budget	Projection	Budget
Revenues:				
Tuition and Fees	\$ 395,429,000	\$ 420,957,000	\$ 416,626,000	\$ 441,614,000
State Appropriations	181,611,000	175,304,000	175,304,000	180,844,000
Grants and Contracts	255,954,000	207,188,000	234,864,000	231,498,000
Auxiliaries	157,957,000	151,995,000	149,342,000	153,385,000
Other Revenues	103,938,000	89,761,000	94,314,000	91,490,000
Other Appropriations	9,100,000	9,289,000	9,289,000	10,605,000
Total Revenues	\$ 1,103,989,000	\$ 1,054,494,000	\$ 1,079,739,000	\$ 1,109,436,000

Expenses:				
Salaries and Wages	\$ 510,234,000	\$ 510,266,000	\$ 519,000,000	\$ 544,393,000
Benefits	158,089,000	147,182,000	161,003,000	166,836,000
Supplies and Other Services	234,894,000	222,293,000	218,431,000	231,297,000
Depreciation and Amortization	80,354,000	71,342,000	79,219,000	73,595,000
Utilities	31,741,000	32,138,000	31,500,000	31,656,000
Scholarship and Fellowship	38,678,000	42,480,000	37,160,000	38,986,000
Debt Service	29,487,000	33,911,000	33,911,000	35,178,000
Other Expenses	12,129,000	6,463,000	5,401,000	2,200,000
Total Expenses	\$ 1,095,606,000	\$ 1,066,075,000	\$ 1,085,625,000	\$ 1,124,141,000

Net Position:				
Increase/(Decrease) in Net Position/Operating Loss	\$ 8,383,000	\$ (11,581,000)	\$ (5,886,000)	\$ (14,705,000)
Less Capital Grants & Contracts	(42,260,000)	(2,000,000)	(23,993,000)	(7,097,000)
Change in Net Position before Capital	\$ (33,877,000)	\$ (13,581,000)	\$ (29,879,000)	\$ (21,802,000)

Effect of GASB 45 Accrual	5,105,000	7,000,000	13,253,000	13,253,000
Amortization of Donated Software	12,363,000	2,466,000	8,374,000	4,657,000
Depreciation of Public/Private Assets	5,292,500	4,677,000	5,150,000	5,150,000
Reversal of Unrealized Investment (Gains)/Losses	(6,831,000)	(250,000)	(250,000)	(250,000)
Capital Loss on Asset Retirement	6,000,000	-	-	-
Net Pension Expense	761,000	-	966,000	966,000
Asbestos Accrual (GASB 49)	467,500	-	-	-
Adjusted Income (Loss) Before Capital and Other Activity	\$ (10,719,000)	\$ 312,000	\$ (2,386,000)	\$ 1,974,000

(APRIL 20, 2018)

NOTICE OF PROPOSED RULEMAKING

This Notice of Proposed Rulemaking is issued pursuant to West Virginia University Board of Governors Governance Rule 1.1. The proposed changes to current Board of Governors Policy West Virginia University Board of Governors Policy 40 – Fiscal Responsibility. Additionally, Notice of Proposed Rulemaking for one new Rule: West Virginia University Board of Governors Finance & Administration Rule 5.1 – Authorizations and Delegations of Authority for Financial and Administrative Matters.

The proposed changes are to amend, approve, and, in some cases, repeal current BOG Policies in order to implement new BOG Rules in accordance with W. Va. House Bill 2815 (2017). To that end, the term “Policy” will be replaced with “Rule” and these Policies will be reformatted to the new design for BOG Rules, renumbered, and standard terms are used, when applicable. Moreover, all BOG Rules will be updated to supersede and repeal W. Va. Higher Education Policy Commission Rules, where applicable.

Substantively, the proposed changes to the BOG Policy above will result in additions, amendments, or repeals as set forth below:

New BOG Rule	Current BOG Policy (if applicable)	Recommended Action	Comments
BOG Finance & Administration Rule 5.1 – Approvals and Delegations of Authority for Financial and Administrative Matters	BOG Policy 40 – Fiscal Responsibility	Approve	<ul style="list-style-type: none"> ▪ Reaffirms delegation to President to manage and exercise authority relating to day to day matters of the University. ▪ Provides that the sale or acquisition of full title to real property or mineral interests require Board authorization as well as material easements and rights of way. ▪ Provides that long-term and financially significant lease, use, and license agreements require Board authorization. ▪ Reaffirms that capital improvements in excess of \$1 million dollars or those inconsistent with any master plan required Board authorization. ▪ Reaffirms that the issuance of debt or other indebtedness requires Board authorization. ▪ Provides that certain major contracts in excess of \$2 million in annual value require Board authorization. ▪ Reaffirms that capital and operating budgets and tuition and fee rates are require Board authorization. ▪ Provides that certain unique and related party transactions require Board authorization. ▪ Provides emergency transaction authority to the President. ▪ Provides thresholds for required Board authorization to significant amendments to Board authorized transactions. ▪ Reaffirms the authority of the President to take action on a broad array of matters relating to the financial and administrative management of the University.

New BOG Rule	Current BOG Policy (if applicable)	Recommended Action	Comments
			<ul style="list-style-type: none"> ▪ Incorporates the substance of current BOG Policy 40 without any significant revisions and adds in financial reporting requirements.
N/A	BOG Policy 40 – Fiscal Responsibility	Relocate & Repeal	<ul style="list-style-type: none"> ▪ Incorporated within BOG Finance & Administration Rule 5.1.

A copy of the current Policy can be found at <http://bog.wvu.edu/policies> and a copy of the proposed Rule and this Notice of Proposed Rulemaking can be found at <http://policies.wvu.edu/>. Additionally, copies of both are available at the President's Office in Room 103 of Stewart Hall.

There will be a 30-day public comment period from April 23, 2018 until May 22, 2018 for the submission of written comments. Comments should be submitted using the online submission form for each Rule, which can be found by clicking on the link to the Rule located at: <http://policies.wvu.edu/>. If there are any questions about the submission process, they can be directed to Valerie Lopez, Special Assistant to the Governing Board, at Valerie.Lopez@mail.wvu.edu or Valerie Lopez, Office of the President, West Virginia University, PO Box 6201, Morgantown, West Virginia 26506-6201.

Once the comment period has ended, all public comments received will be posted on the University's policy website. The Rule may be changed, subject to comments received.

(JUNE 22, 2018)

NOTICE OF PROPOSED RULEMAKING

This Notice of Proposed Rulemaking is issued pursuant to West Virginia University Board of Governors Governance Rule 1.1. The Notice of Proposed Rulemaking is submitted for three new Rules: West Virginia University Board of Governors Finance & Administration Rule 5.2 – Capital Improvement Management; West Virginia University Board of Governors Finance & Administration Rule 5.3 – Campus Safety and Management; and West Virginia University Board of Governors Finance & Administration Rule 5.4 – Campus Facilities Plan.

The proposed changes are to implement new BOG Rules in accordance with W. Va. House Bill 2815 (2017). To that end, the term “Policy” will be replaced with “Rule” and these Policies will be reformatted to the new design for BOG Rules, renumbered, and standard terms are used, when applicable. Moreover, all BOG Rules will be updated to supersede and repeal W. Va. Higher Education Policy Commission Rules, where applicable.

Substantively, the proposed new Rules will result in additions, amendments, or repeals as set forth below:

New BOG Rule <small>{W0061008.1}</small>	Current BOG Policy (if applicable)	Recommended Action	Comments
BOG Finance and Administration Rule 5.2 – Capital Improvement Management		Approve	<ul style="list-style-type: none"> ▪ This is a new Rule that supersedes and replaces portions of HEPC Series 12. <ul style="list-style-type: none"> ○ Establishes a guideline for capital improvement management at any of the University’s campuses. ○ Defines “capital improvement” as the construction or improvement of buildings or grounds including but not limited to new construction, additions, renovations, site development, and utility infrastructure.
BOG Finance and Administration Rule 5.3 – Emergency Management & Campus Safety	BOG Policy 10 – Student Rights and Responsibilities	Approve	<ul style="list-style-type: none"> ▪ This is a new Rule that supersedes and replaces HEPC Series 54. This Rule also incorporates and restates the substance from BOG Policy 10, Student Rights and Responsibilities, Section 6.8 (a) regarding declaration of a state of emergency. <ul style="list-style-type: none"> ○ Outlines the guiding principles for establishing and maintaining a safe and secure campus, and for the mitigation, preparedness, and response and recovery activities due to an emergency at any of the University’s campuses. ○ Defines “emergency” as an event or set of circumstances, as determined by the President, which (1) requires responsive action to protect life or property, or to provide relief to any part of the University or community overtaken by such occurrences, or (2) reaches such a dimension or degree of disruptiveness or destructiveness to warrant a comprehensive organizational response.

--	--	--	--

New BOG Rule	Current BOG Policy (if applicable)	Recommended Action	Comments
BOG Finance and Administration Rule 5.4 – Campus Facilities Plan		Approve	<ul style="list-style-type: none"> ▪ This is a new Rule that supersedes and replaces portions of HEPC Series 12 and incorporates W. Va. Code § 18B-19-4. <ul style="list-style-type: none"> ○ Establishes the guidelines for development of the University’s Facilities Plan and approval of the Facilities Plan by the Board of Governors. ○ Identifies elements the Facilities plan shall address. ○ Establishes that the Board of Governors shall approve a Facilities Plan every ten years and approve an update at least once during each tenyear period. ○ Defines “Facilities Plan” as the aspirational campus development plan.