

WEST VIRGINIA UNIVERSITY
BOARD OF GOVERNORS

March 27, 2013

The one hundred eighth meeting of the West Virginia University Board of Governors (scheduled as a Special Meeting via telephone) was held on March 27, 2013, with the call originating in the West Virginia University Stewart Hall President's Conference Room. Board members participating included Ellen Cappellanti, Dr. Lesley Cottrell, James W. Dailey, II, Dr. Robert Griffith, Raymond Lane, Diane Lewis, Dixie Martinelli, William Nutting, Andrew A. Payne, III, Ed Robinson, J. Robert (J.R.) Rogers, and William Wilmoth. Board members, David Alvarez, Dr. Tom Clark, Thomas Flaherty, Zach Redding and Dr. Charles Vest were absent and excused.

WVU officers, divisional campus officers, and representatives present included:

Vice President for Administration and Finance, Narvel Weese;
Vice President for Legal Affairs and General Counsel & Assistant
BOG Secretary, William H. Hutchens, III;
Health Sciences Chancellor, Dr. Christopher Colenda;
Senior Associate Provost, Russell Dean;
Associate Vice President, Facilities & Services, Randy Hudak;
Director, Facilities & Services, Shannon Mundell;
Assistant Vice President for University Communications, Becky Lofstead; 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, Andrew A. Payne, III, at 11:00 a.m.. A roll call was taken to determine who was in attendance and a quorum established.

EXECUTIVE SESSION

Chairman Payne requested a motion that the Board go into Executive Session, under authority in West Virginia Code §§ 6-9A-4(b)(9) and (12), to discuss matters of commercial competition and legal matters. The motion was made by Raymond Lane, seconded by Diane Lewis, and passed. Following the conclusion of Executive Session, Dr. Robert Griffith moved that the Board reconvene into regular session. This motion was seconded by William Nutting, and passed.

CONTINUATION OF BOARD MEETING

Chairman Payne announced that the Board would reconvene the public session of the meeting and asked if there were any discussions resulting from Executive Session to be addressed. There being none, Chairman Payne proceeded to the next agenda item and asked for a motion to authorize the purchase and finance of real property located within the City of Morgantown, West Virginia. Whereupon, Dixie Martinelli moved that the Board hereby authorizes all necessary steps to be taken to complete the purchase and permanent financing,

through the execution of one or more lease-purchase agreements not to exceed 15 million dollars, or other financing of real property, as necessary, for property located in close proximity to the Evansdale campus of West Virginia University, in the City of Morgantown, including the authority of the Board Chair, Vice Chair, President of the University, or the Vice President of Administration and Finance to execute and deliver such other documents and the taking of such other actions as may be necessary or appropriate in the purchase and financing of such real property. This motion was seconded by William Wilmoth.

Chairman Payne stated that since our Board's operating procedures provide that members participating in a meeting by telephone may be individually polled as to their respective votes, he asked Valerie Lopez, Special Assistant to the Governing Board, to call on each board member rejoining today's public session of the meeting to individually record their vote on the motion in question – with the following results:

<u>Board Member</u>	<u>Vote on pending motion</u>
Ellen Cappellanti	Yes
Dr. Lesley Cottrell	Yes
James W. Dailey, II	Yes
Dr. Robert Griffith	Yes
Raymond Lane	Yes
Diane Lewis	Yes
Dixie Martinelli	Yes
William Nutting	Yes
Andrew A. Payne, III	Yes
Ed Robinson	Yes
William Wilmoth	Yes

Acknowledging the votes as recorded above, Chairman Payne announced that the motion passed.

ADJOURNMENT

There being no further business, Ellen Cappellanti moved to adjourn the meeting. The motion was seconded by Dr. Lesley Cottrell, and passed. The meeting was adjourned at 11:20 a.m.

Thomas V. Flaherty, Secretary