

MINUTES

Meeting of the Board of Visitors
The College of William and Mary in Virginia

April 20-21, 2006

The Board of Visitors of The College of William and Mary in Virginia met in the Board Room in Blow Memorial Hall on the campus in Williamsburg on Thursday and Friday, April 20-21, 2006.

On Thursday, April 20, the ad hoc Property Committee, Richard Bland College Committee, the Committees on Financial Affairs and Student Affairs met in the Board Room, while the Committees on Audit and Academic Affairs and the Nominating Committee met in the Board Conference Room in Blow Memorial Hall.

Those present on Thursday were:

Alvin P. Anderson
Robert A. Blair
Janet M. Brashear
Thomas E. Capps
John W. Gerdelman
Sarah I. Gore
R. Philip Herget
Susan Aheron Magill, Rector
Suzann W. Matthews

Anita O. Poston
Michael K. Powell
John Charles Thomas
Jeffrey B. Trammell
Henry C. Wolf
Faculty representatives: Robert B. Archibald
LeAnn Binger
Student representatives: Ryan M. Scofield
Preston D. Clarkson

Absent: Lawrence S. Eagleburger
Jeffrey L. McWaters

Joseph J. Plumeri II
Barbara B. Ukrop

Others present were:

Gene R. Nichol
P. Geoffrey Feiss
Stewart H. Gamage
Samuel E. Jones
Anna B. Martin
Susan H. Pettyjohn
Sean M. Pieri
W. Samuel Sadler

Karen R. Cottrell
Edward C. Driscoll, Jr.
Michael J. Fox
Jackson N. Sasser
Michael L. Stump
William T. Walker, Jr.
Sandra J. Wilms

Also present were Dean Carl Strikwerda, Vice Provost Dennis M. Manos, members of the William and Mary Faculty and Student Liaison Committees and ACE Fellow Dr. Julie E. Williams.

At 3:05 p.m. the Rector convened the full Board in the Board Room as a committee of the whole and welcomed new member John Charles Thomas. In her opening remarks, the Rector commended the planners and speakers for the successful inauguration of President Nichol and investiture of Chancellor O'Connor on April 7.

The Rector asked for a moment of silence in memory of the student who had died earlier this month, Zachary James Vaughan, a junior from Hampton, Virginia.

In his opening remarks, President Nichol thanked everyone for their support during the inauguration and investiture events. The President commended Vice President Sam Sadler, Counseling Center Director Kelly Crace and the Counseling Center staff for their assistance to the College community following Mr. Vaughan's death.

Chair of the Committee on Academic Affairs Michael Powell introduced Provost P. Geoffrey Feiss, who briefly reported on two studies to be undertaken during the summer: one focusing on the competitiveness and levels of stipends and health insurance for graduate students, the second focusing on affordable housing for young faculty in the Williamsburg area, to determine if this is a concern. The Provost noted that the SACS on-site committee would be on campus next week. A brief discussion ensued.

Provost Feiss introduced Associate Provost for Enrollment Earl Granger, who presented an overview of undergraduate enrollment. Mr. Granger introduced Director of Admission Henry Broaddus and Director of Financial Aid Ed Irish. A brief discussion ensued.

Faculty Liaison Committee Chair, Professor of Modern Languages Katherine Kulick, advised that this was her final meeting as her term as President of the Faculty Assembly concluded. Professor Kulick briefly reviewed the history of the faculty survey and noted that the next survey was scheduled for fall 2006. A brief discussion ensued.

The **Committee on Student Affairs** convened at 4:05 p.m. Ms. Matthews presided as Chair.

Vice President for Student Affairs Sam Sadler reported on the annual WCWM-FM radio station report as outlined in Enclosure E, and introduced station manager, Anne Gessler. Mr. Sadler provided an update on student life and progress on sexual assault education initiatives. He reviewed assessment results of a national survey of entering freshmen and discussed national trends identified in 2005.

Student Liaison Committee members Allison Biggs and James Ambrose provided an update on student activities. Ms. Biggs introduced Tina Ho, who will be a new liaison next year, and two new members of the Student Assembly cabinet, Anne Andrews and Seth Levy.

President Nichol advised the Board that Ryan Scofield and Amanda Norris had been re-elected to a second term as President and Vice President of the Student Assembly. The Rector offered congratulations on behalf of the Board.

The Rector recessed the Board at 4:55 p.m. to attend the student reception in the Board Dining Room.

On Friday, April 21, the Committees on Buildings and Grounds, Development and Alumni Affairs, Public Affairs and Economic Development, and Athletics met in the Board Room, while the Executive Committee met in the Rector's Office, prior to the full Board meeting.

At 10:25 a.m. the Rector convened the Board as a committee of the whole in the Board Room.

Those present were:

Alvin P. Anderson	Suzann W. Matthews
Robert A. Blair	Jeffrey L. McWaters
Janet M. Brashear	Anita O. Poston
Lawrence S. Eagleburger	Michael K. Powell
John W. Gerdelman	John Charles Thomas
Sarah I. Gore	Jeffrey B. Trammell
R. Philip Herget	Faculty representatives: Robert B. Archibald
Susan Aheron Magill, Rector	Student representatives: Ryan M. Scofield

Absent:	Thomas E. Capps	Barbara B. Ukrop
	Joseph J. Plumeri II	Henry C. Wolf

Others present were:

Gene R. Nichol	Karen R. Cottrell
P. Geoffrey Feiss	Edward C. Driscoll, Jr.
Stewart H. Gamage	Michael J. Fox
Samuel E. Jones	Jackson N. Sasser
Anna B. Martin	Michael L. Stump
Susan H. Pettyjohn	William T. Walker, Jr.
Sean M. Pieri	Sandra J. Wilms
W. Samuel Sadler	

Also present was ACE Fellow Dr. Julie E. Williams.

The **Committee on Public Affairs and Economic Development** convened at 10:25 a.m. Ms. Poston presided as Chair.

Vice President for Public Affairs Stewart Gamage reported that the General Assembly was still in session, commented briefly on restructuring. Her report focused on William and Mary's contributions to the community, the community's contributions to the College. Ms. Gamage discussed the College's commitment to the Commonwealth as well as the Commonwealth's commitment to William and Mary. Associate Vice President for Public Affairs Bill Walker reported on public relations and university communications, noting the College was getting increased media coverage nationally. Ms. Gamage thanked Mr. Walker for his service, noting that he would be retiring at the end of the summer.

There being no further business, Ms. Poston adjourned the committee at 10:53 a.m.

Mr. Gerdelman presided as Chair of the **Committee on Athletics**.

Director of Athletics Terry Driscoll reported on the teams and provided an update on facilities. Mr. Driscoll introduced Debra Taylor, head coach of Women's Basketball, and three student-athletes, noting it had been an extraordinary year for the program. Coach Taylor and her students commented briefly on their experiences at the College. A brief discussion ensued.

Mr. Driscoll presented a short quiz on athletics facts, discussed several upcoming special events and commented briefly on the NCAA review of the Tribe name and logo, which is still under staff review. He noted that the groundbreaking for the Laycock Football Center would be held in September. There being no further business, the Committee adjourned at 11:30 a.m.

Following a short break, the Rector called the meeting of the full Board to order in the Board Room at 11:40 a.m.

Those present were:

Alvin P. Anderson
Robert A. Blair
Janet M. Brashear
Lawrence S. Eagleburger
John W. Gerdelman
Sarah I. Gore
R. Philip Herget
Susan Aheron Magill, Rector

Suzann W. Matthews
Jeffrey L. McWaters
Anita O. Poston
Michael K. Powell
John Charles Thomas
Jeffrey B. Trammell
Henry C. Wolf
Faculty representatives: Robert B. Archibald
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Absent: Thomas E. Capps
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Others present were:

Gene R. Nichol
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Sean M. Pieri

Karen R. Cottrell
Edward C. Driscoll, Jr.
Michael J. Fox
Jackson N. Sasser
Michael L. Stump
William T. Walker, Jr.
Richard A. Williamson
Sandra J. Wilms

Also present was Assistant Attorney General Deborah Love; Richard Bland College President James B. McNeer, Provost Vernon R. Lindquist and Dean of Administration and Finance Russell E. Whitaker; and ACE Fellow Dr. Julie E. Williams.

The Rector asked for any corrections to the minutes of the meeting on February 9-10, 2006. Hearing none, the Rector asked for a motion to approve the minutes. Motion was made by Ms. Poston, seconded by Ms. Gore and approved by voice vote.

The Rector moved that, pursuant to Section 2.2-3711.A.1., 3., 7., 8., and 10. of the Code of Virginia, the meeting be closed in order to discuss matters pertaining to specific personnel, the consideration of contracts, promotions, tenure and leaves; acquisition of real property for a public purpose; consultation with legal counsel and briefings by staff members pertaining to actual or probable

litigation; to discuss matters pertaining to gifts, bequests and fund raising activities; and to discuss matters pertaining to the consideration of honorary degrees. Motion was seconded by Mr. Thomas and approved by voice vote. The observers were asked to leave the room and the Board went into closed session at 11:46 a.m. Mr. Anderson and Ms. Poston recused themselves from the first portion of the session due to potential litigation conflicts. At 12:10 p.m. Mr. Anderson and Ms. Poston returned to the closed session.

The Board reconvened in open session at 12:20 p.m. The Rector moved adoption of the **Resolution** certifying the closed session was held in compliance with the Freedom of Information Act. Motion was seconded by Mr. Blair and approved by roll call vote of the Board members conducted by Secretary to the Board Michael Fox. (Certification **Resolution** is appended.)

In the absence of Ms. Ukrop, Mr. Herget reported for the Richard Bland College Committee, and noted that the administration was making good progress on the campaign. Commencement will be held on May 12 at 6:00 p.m. and Mr. Herget encouraged Board members to attend.

President McNeer reported that the capital campaign goal had been set at \$5 million to be raised over the next three to five years and would be targeted to support the residential project, which is anticipated to open in the fall of 2008. The President thanked the Rector, all members of the Board and Susan Pettyjohn and the Development staff for their encouragement and support. He provided a brief update on the funding requests being made by the Sheridan Group and the request for \$35,000 from the Board of Visitors to assist with start-up costs, which will include the hiring of a director and administrative assistant to focus on the campaign.

Mr. Herget asked for a motion to adopt as a block **Resolution 1**, Reaccreditation of Richard Bland College, **Resolution 2**, Appointment of Director of Financial Aid, **Resolution 3**, Tuition and Fees for 2006-2007, and **Resolution 4**, 2006-2007 Operating Budget Proposal. Motion was seconded by Mr. Powell and approved by voice vote.

In the absence of Mr. Capps, Mr. Gerdelman reported for the Committee on Audit, noting the Committee had heard a positive report from the Auditor of Public Accounts on FY2005. Two comments were made on the Banner system reporting and consolidating leasing statements but they were not material weaknesses and the Auditor of Public Accounts praised the high quality of the College report. The Director of Internal Audit reviewed audit activities and noted no problems. Mr. Gerdelman advised that the Committee had also heard a report from Associate Provost for Information Technology Courtney Carpenter on network security and the increased responsibilities under restructuring including the requirement for new information technology policies. The Committee discussed the proposed policies and, in accordance with the Bylaw, on behalf of the President, Mr. Gerdelman moved adoption of **Resolution 32**, Policies for Information Technology – Restructured Higher Education Administrative and Financial Operations Act. Motion was seconded by Mr. Wolf and approved by voice vote. (**Resolution 32** is appended.)

Mr. Powell reported for the Committee on Academic Affairs and asked the Provost to review the proposed new faculty retirement transition policy. Provost Feiss provided background information and noted that this policy had the strong support of the faculty.

Following a brief discussion, Mr. Powell moved adoption as a block of **Resolution 5**, Appointments to Fill Vacancies in the Instructional Faculty; **Resolution 6**, Appointments to Fill Vacancies in the Administrative and Professional Faculty; **Resolution 7**, Confirmation of Academic Tenure; **Resolution 8**, Faculty Promotions; **Resolution 9**, Term Distinguished Professorships for Associate Professors; **Resolution 10**, William and Mary Student Professorship; **Resolution 11**, Faculty Leaves of Absence; **Resolution 12**, Revision of the Bylaws of the School of Education; **Resolution 13**, Faculty Retirement Transition Policy; **Resolution 14**, Retirement of Samuel H. Baker, III, Department of Economics; **Resolution 15**, Retirement of Lewis Cohen, Department of Art and Art History; **Resolution 16**, Retirement of Mark C. Fowler, Department of Philosophy; **Resolution 17**, Retirement of Stanton F. Hoegerman, Department of Biology; **Resolution 18**, Retirement of Martha M. Houle, Department of Modern Languages and Literatures; **Resolution 19**, Retirement of Donald J. Messmer, Mason School of Business; **Resolution 20**, Retirement of Margaret K. Schaefer, Mason School of Business; **Resolution 21**, Retirement of William H. Starnes, Jr., Department of Chemistry; **Resolution 22**, Retirement of Hans C. von Baeyer, Department of Physics; and **Resolution 23**, Retirement of Neill P. Watson, Department of Psychology. Motion was seconded by Ms. Brashear and approved by voice vote.

Mr. Wolf reported for the Committee on Financial Affairs, and moved as a block the adoption of **Resolution 24**, FY2006-07 Operating Budget for Educational and General Programs; and **Resolution 25**, FY2006-07 Tuition and Fee Structure for Full- and Part-time Students, **Resolution 26**, FY2006-07 Auxiliary Enterprise Operating Budgets; **Resolution 27**, FY2006-07 Sponsored Programs Operating Budget; **Resolution 28**, FY2006-07 State Appropriated Student Financial Assistance; and **Resolution 29**, FY2006-07 Applied Music Fee. Motion was seconded by Mr. Anderson and approved by voice vote.

Mr. Wolf moved adoption of **Resolution 30**, FY2006-07 Board of Visitors Private Funds Budget. Mr. Herget made a motion from the floor to amend this resolution and add an allocation of \$35,000 for the current year to support fund raising activities at Richard Bland College. Amended motion was seconded by Ms. Magill and approved by voice vote.

Mr. Wolf moved adoption of **Resolution 31**, Virginia Institute of Marine Science FY2006-07 Operating Budget. Motion was seconded by Mr. Thomas and approved by voice vote.

Mr. McWaters reported for the Committee on Buildings and Grounds, noting that the Committee had heard an update on construction processes. There were no action items.

In the absence of Mr. Plumeri, Mr. Gerdelman reported for the Committee on Development and Alumni Affairs, noting the Committee had heard a report on the Endowment Association from Chair Howard Busbee and Investments Committee Chair Marshall Acuff. As of July 1, the Association was changing its name to The William and Mary Foundation. Executive Vice President of the Alumni Association Karen Cottrell reported on recent alumni events. There were no action items.

Ms. Magill reported for the Executive Committee, noting there were no action items.

There was no old business.

Under new business, the Rector called on Mr. Herget to report for the Nominating Committee.

Mr. Herget reported on behalf of the Nominating Committee and moved the nomination of Michael

Powell as Rector. Mr. Blair seconded the motion and moved the nominations be closed. Motion was seconded by Mr. Anderson and approved by voice vote. A round of applause was offered by the Board. Mr. Powell stated that this was a deeply meaningful and extraordinary honor and expressed his thanks to the Board for entrusting him with this responsibility. He thanked Ms. Magill for her service. Ms. Magill asked him to take good care of the college.

Mr. Herget congratulated Mr. Powell and thanked those who had expressed interest in serving. Noting that this election now leaves a vacancy at Vice Rector, Mr. Herget moved the nomination of Henry Wolf as Vice Rector and asked for nominations from the floor. Mr. Blair seconded the motion and moved that the nominations be closed. Motion was seconded by Mr. Anderson and approved by voice vote with a round of applause. Mr. Wolf stated that he was truly honored at the level of confidence shown by his colleagues and offered his assistance in any way needed.

Mr. Herget thanked Mr. Capps and Mr. Gerdelman for their work on the Nominating Committee.

The Rector moved that, pursuant to Section 2.2-3711.A.1., of the Code of Virginia, the meeting will be closed to discuss specific personnel. Motion was seconded by Ms. Poston and approved by voice vote. All observers were asked to leave the room and the Board went into closed executive session at 12:48 p.m.

The Board reconvened in open session at 1:32 p.m. The Rector moved adoption of the **Resolution** certifying the closed session was held in compliance with the Freedom of Information Act. Motion was seconded by Ms. Matthews and approved by roll call vote of the Board members by Secretary to the Board Michael Fox. (Certification **Resolution** is appended.)

There being no further business, and following gift presentations to staff members Michael Fox, Jackson Sasser and Sandy Wilms, the Board adjourned at 1:35 p.m.