

MINUTES

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

September 14-15, 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, September 14-15, 2006.

On Thursday, September 14, the Richard Bland College Committee, the Committees on Buildings and Grounds, Academic Affairs and Public Affairs met in the Board Room, while the Committee on Administration in the Board Conference Room in Blow Memorial Hall. The Committee on Student Affairs met in the Jamestown North Residence Hall.

Those present on Thursday were:

Alvin P. Anderson
Robert A. Blair
Janet M. Brashear
John W. Gerdelman
Sarah I. Gore
R. Philip Herget III
Suzann W. Matthews
Anita O. Poston

Michael K. Powell, Rector
John Charles Thomas
Jeffrey B. Trammell
Barbara B. Ukrop
Henry C. Wolf
Faculty representatives: Colleen Kennedy
Roger E. Franklin, Jr.
Student representatives: Ryan M. Scofield
Joell Christodonte

Absent: Charles A. Banks III
Thomas E. Capps

Jeffrey L. McWaters
Joseph J. Plumeri II

Others present were:

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

Karen R. Cottrell
Edward C. Driscoll, Jr.
W. Fanchon Glover
Jackson N. Sasser
Michael L. Stump
Brian W. Whitson
Sandra J. Wilms

Also present were Dean Connie K. McCarthy, Dean Virginia L. McLaughlin, and members of the William and Mary Faculty Liaison Committee.

At 1:43 p.m. the Rector convened the full Board in the Board Room as a committee of the whole. In his opening remarks, the Rector briefly outlined his vision for the way in which the Board will function. He noted that the Board has assumed new responsibilities under restructuring and advised that to improve the distribution of the work required, he has established a new Committee on Administration, which will be responsible for overseeing information technology, human resources, campus security, and general emergency preparedness. In order to invite a deeper and broader involvement of the Board in the life of the College, the Rector noted he has added vice chairs to each of the committees and has rotated some chairs and members to give more leadership opportunities to Board members. The Rector also informed the Board that he was looking for additional ways to get the Board out on campus, exploring ideas to convene in new

venues and see faculty and students where they live and work. There will be an opportunity at the end of the Board meeting for members to secure a College identification card and complimentary Colonial Williamsburg passes have already been provided to each member to use when in Williamsburg.

Noting that the Board needs to demonstrate a commitment to diversity, the Rector advised that he had asked Jeff Trammell and Suzann Matthews, as Chair and Vice Chair of the Committee on Public Affairs, to work with the Campus Task Force on Diversity.

The Rector stated he was encouraged that the real estate foundation initiative would re-strengthen the relationship between the Board and the William and Mary Foundation.

The Rector asked for a moment of silence in memory of three members of the William and Mary family who had died since the Board last met: Cynthia Gelhard, Assistant Dean for Advancement at the Mason School of Business; Jim Gleason, College photographer and Calvin Thompson, Aramark catering staff member. The Rector announced that he had written letters of condolence on behalf of the Board and they would be framed and presented to the families.

In his opening remarks, President Nichol commented on the funerals of these three remarkable people. He expressed his thanks to the Board members who had attended the faculty reception the previous afternoon and, noting that his family was now on campus, expressed their thanks for the renovation of the President's House. The President commented on the freshman class, noting the large number of first generation college students, the increase in students of color and the number of Gateway students.

The President reported that positive comments on the Jamestown residence halls had been received, even from those who had originally been opposed. He noted that although Opening Convocation had been delayed and abbreviated due to the tropical storm, the speaker, Warren Buck, had stayed for four days in order to participate and presented a very good speech. He expressed his appreciation to the Student Assembly for the exceptionally moving tribute to the September 11 anniversary.

The President commented on the NCAA response on the logo, noting the College was seeking clarification on the sanctions and would determine what the College response should be in the weeks ahead.

The President reported that his address to the all-College faculty meeting yesterday focused on how the College could do a better job of supporting faculty and student research, which is becoming an issue in recruitment and retention of the best faculty and making it difficult to further undergraduate research efforts. He announced an initial effort, which will take place on two fronts. First, through concentrations of private funding and the development of other university and ancillary resources, fully fund the Summer Research Grant program and the new Scheduled Semester Research Leave program. Second, create over the next five years through a combination of annual gifts, foundation and endowed support a Faculty-Student Research Fund of at least \$25 million.

Chair of the Committee on Academic Affairs Anita Poston called on Provost P. Geoffrey Feiss, who provided a report on the preliminary fall headcount by school, noting it was consistent with the

enrollment targets sent to SCHEV. Provost Feiss introduced Associate Provost for Enrollment Earl Granger and Director of Admission Henry Broaddus. The Provost reported that there were 12 transfer students from Richard Bland College and one co-enrolled Richard Bland student, Joell Christodonte, who serves as the Richard Bland College student representative on the Board. The Provost reported on the Gateway initiative, Monroe Scholars, as well as masters and doctoral programs in Arts and Sciences, Business, Education, Law and Marine Science. A brief discussion ensued.

Faculty Liaison Committee Chair, Professor of Law Alan Meese, reported for the faculty, commenting that faculty morale is higher than in the past due to the improving climate on campus. He noted that the next faculty survey will be distributed in early October and the results will be presented in February. President Nichol's faculty research initiative has been well received by the faculty and noted that they looked forward to participating in the dialogue as this goes forward. A brief discussion ensued.

The **Committee on Public Affairs** convened at 2:46 p.m. Mr. Trammell presided as Chair, noting he looked forward to working with Vice Chair Suzann Matthews.

Vice President for Public Affairs Stewart reported on marketing the College and enhancing civic outreach. She introduced Greg Werkheiser, Director of The Phoenix Project, who reported on the summer outreach effort in Petersburg through The Phoenix Project, a non-profit leadership training and civic capacity building effort involving 15 undergraduate and law students, who lived in the community and worked on projects for non-profit organizations and the City of Petersburg. A brief discussion ensued.

At 3:15 p.m. the Board traveled by bus to the new Jamestown North Residence Hall where the **Committee on Student Affairs** convened at 3:32 p.m. Mr. Thomas presided as Chair, introduced Vice Chair Bobbie Ukrop and welcomed everyone to the new residence hall.

Student Liaison Committee member James Ambrose reported on new construction of the residence halls, parking garage and campus police office. He commented on the successful move of all students from Dillard into the new Jamestown North and South residence halls, which also include two special interest houses – Mosaic House and Italian House. Student Liaison Committee member Tina Ho reported on the fall orientation program for new students, noting it was very successful. A brief discussion ensued.

Vice President for Student Affairs Sam Sadler provided an update on initiatives relating to sexual assault education, noting good progress has been made in selecting and training peer advocates. He noted the appointment of a full time Sexual Assault Educator, Trisha Humsaker, was on the agenda for consideration by the Academic Affairs committee.

Mr. Sadler introduced the building architect, Alan Reznick, with Sasaki & Associates, and expressed his appreciation for the strong collaboration between the architects and the builder, noting the quality of the project and connective use of exterior and interior space. He briefly reviewed the layout of the rooms within the two buildings.

Mr. Thomas asked Mr. Sadler to comment on the concerns over the lack of space for Career Services and the Counseling Center. Mr. Sadler noted he and Provost Feiss were working to develop short term and long term solutions and would keep the Board informed of their progress.

At 3:50 p.m. the Committee recessed to tour the Jamestown North Residence Hall and attend a reception with the student residents in the residence hall Galleria.

On Friday, September 15, the Committees on Financial Affairs, Development and Alumni Affairs, and Athletics met in the Board Room, while the Committee on Audit met in the Board Conference Room and the Executive Committee met in the Rector's Office, prior to the full Board meeting.

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

Those present were:

Alvin P. Anderson
Robert A. Blair
Janet M. Brashear
Thomas E. Capps
John W. Gerdelman
Sarah I. Gore
R. Philip Herget III
Suzann W. Matthews
Anita O. Poston

Michael K. Powell, Rector
John Charles Thomas
Jeffrey B. Trammell
Barbara B. Ukrop
Henry C. Wolf
Faculty representatives: Colleen S. Kennedy
Student representatives: Ryan M. Scofield
Joell Christodonte

Absent: Charles A. Banks III
Jeffrey L. McWaters
Joseph J. Plumeri II

Others present were:

Gene R. Nichol
P. Geoffrey Feiss
Stewart H. Gamage
Samuel E. Jones
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Sandra J. Wilms

The **Committee on Athletics** convened at 10:47 a.m. Ms. Brashear presided as chair.

Director of Athletics Terry Driscoll reported on the teams and provided an update on facilities. Mr. Driscoll introduced Steve Cole, Assistant Director for Health Services, who had been selected as National University and College Athletic Trainer of the Year. Mr. Cole commented briefly on how student-athletes integrate into the entire William and Mary community and his experiences at the

College. He expressed his appreciation for what the Board of Visitors does for the College. A brief discussion ensued.

Mr. Driscoll presented a short quiz on athletics facts and discussed several upcoming special events. There being no further business, the Committee adjourned at 11:12 a.m.

Following a short break, the Rector called the meeting of the full Board to order in the Board Room at 11:25 a.m.

Those present were:

Alvin P. Anderson
Robert A. Blair
Janet M. Brashear
Thomas E. Capps
John W. Gerdelman
Sarah I. Gore
R. Philip Herget III
Suzann W. Matthews
Anita O. Poston

Michael K. Powell, Rector
John Charles Thomas
Jeffrey B. Trammell
Barbara B. Ukrop
Henry C. Wolf
Faculty representatives: Colleen S. Kennedy
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Absent: Charles A. Banks III
Jeffrey L. McWaters
Joseph J. Plumeri II

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

Kiersten L. Boyce
Karen R. Cottrell
Edward C. Driscoll, Jr.
W. Fanchon Glover
Jackson N. Sasser
Michael L. Stump
Brian W. Whitson
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; Dean of the School of Education Virginia L. McLaughlin, Dean of the Business School Lawrence B. Pulley, and members of the William and Mary Faculty Liaison Committee.

In his opening remarks, the Rector announced that yesterday the Governor appointed Charles A. Banks III as the new member of the Board. Mr. Banks was out of town and unable to attend the meeting. The Rector recognized Professor Colleen Kennedy from William and Mary and Professor Roger Franklin from Richard Bland College as the new faculty representatives to the Board and welcomed back Ryan Scofield as the William and Mary student representative. The Rector noted

that the Richard Bland student representative, Joell Christodonte, who was not able to remain for the meeting, was co-enrolled at William and Mary.

The Rector advised that he had asked staff to prepare a comprehensive Restructuring Notebook, which would remain in the Board Room as a ready reference for all policies and bylaws. It will be updated and supplemented as needed.

The Rector noted that due to restructuring, governance changes in the committee structure would be necessary and specific *Bylaws* changes would be circulated for a formal vote at the next meeting.

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. Wolf and approved by voice vote. The observers were asked to leave the room and the Board went into closed session at 11:25 a.m. Mr. Anderson and Ms. Poston recused themselves from the first portion of the session due to potential litigation conflicts. At 11:31 a.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. Wolf and approved by roll call vote of the Board members conducted by Assistant to the President Jackson Sasser. (Certification **Resolution** is appended.)

The Rector asked for any corrections to the minutes of the meeting on April 20-21, 2006. Hearing none, the Rector moved to approve the minutes as distributed. Motion was seconded by Mr. Thomas and approved by voice vote.

Ms. Ukrop reported for the Richard Bland College Committee and called on President McNeer, who reported that the capital campaign was now in the silent phase. He provided an update to the residence hall project, noting 260 students would be housed in phase I. The President commented on his recent travels on behalf of his work on the BRAC Commission in support of the increase in troops assigned to Fort Lee over the next year and noted that the College was working with the Phoenix Project to continue to improve the educational and economic gaps in Petersburg.

Ms. Ukrop moved adoption of **Resolution 1**, Residence Halls. Motion was seconded by Mr. Powell and approved by voice vote. Mr. Anderson abstained due his firm's representation of Dominion Properties.

Noting that all of the Richard Bland College Foundation Board members have pledged to contribute to the campaign, Ms. Ukrop asked Board members to consider a contribution and encouraged 100% participation by the Board of Visitors.

President McNeer reported that the official ground breaking for the residence hall project would be

held on campus on November 16.

Mr. Gerdelman reported for the Committee on Administration, noting that this committee would focus on five areas, including information technology, human resources, procurement, emergency preparedness and campus security. The Committee heard a report from Associate Provost for Information Technology Courtney Carpenter on the enterprise information systems and discussed the Information Technology Strategic Plan, which is a requirement under the Restructuring Management Agreement. Mr. Gerdelman noted that Committee would hear a report on human resources at the November meeting.

Mr. Gerdelman moved adoption of **Resolution 2**, Strategic Plan for Information Technology 2006-2009. Motion was seconded by Ms. Poston and approved by voice vote.

Mr. Blair reported for the Committee on Buildings and Grounds, noting that the Committee had heard an update on construction completed and in process, including the Business School and the School of Education, and asked Vice President Martin for a brief presentation on the new Business School. Ms. Martin showed the current concept for the Business School, noting it was well into the design phase, and discussed the building dimensions. She advised that the Common Glory parking lot would be closed at the end of the semester for preliminary site work to begin and the formal ground breaking was scheduled for April 20, 2007.

Mr. Blair noted that the new parking facility was on line and looked good. The Committee also heard an update on progress on the Marine Research Complex and the damage created by tropical storm Ernesto at the Virginia Institute of Marine Science.

Mr. Blair moved adoption of **Resolution 3**, Resolution of the Board of Visitors of The College of William and Mary in Virginia B Pooled 9(d) Bond Project: Renovate Dormitories, and **Resolution 4**, Resolution of the Board of Visitors of The College of William and Mary in Virginia B Pooled 9(d) Bond Projects: Athletic Facilities, New Dormitory, Laycock Football Facility, Acquire Sentara Hospital and Dorm Fire Safety. Motion was seconded by Ms. Ukrop and approved by voice vote.

Mr. Blair moved adoption of **Resolution 5**, Andrews Hall Permanent Power Utility Easement, **Resolution 6**, Seawater Research Lab Permanent Power Utility Easement, **Resolution 7**, Seawater Research Lab Relocated Cable Utility Easement, and **Resolution 8**, Seawater Research Lab Relocated Power Utility Easement. Motion was seconded by Mr. Wolf and approved by voice vote.

Ms. Poston reported for the Committee on Academic Affairs, noting that the Provost had provided an overview of the faculty organization and the organization structure of his office. Faculty Liaison Chair Professor Alan Meese reported on restructuring, retention and research issues important to the faculty. Ms. Poston noted that faculty retention continues to be a concern for both the administration and the faculty. The new Faculty Survey will be distributed in October and the results will be reported in February. Ms. Poston called on Provost Feiss, who noted that the Faculty Liaison report had been added to the committee format. The Provost commented on the oversight role of SCHEV under restructuring, noted that SCHEV will be reviewing and possibly updated peer groups in the coming year, which is important as the benchmark for faculty salaries is set against that peer group. He noted faculty committee is working hard on the revisions to the Faculty Handbook which will be brought to the Board for approval.

Following a brief review of the resolutions by the Provost, Ms. Poston moved adoption of

Resolution 9, Appointments to Fill Vacancies in the Instructional Faculty; **Resolution 10**, Appointments to Fill Vacancies in the Administrative and Professional Faculty; **Resolution 11**, Faculty Promotions; **Resolution 12**, Dorman Family Term Designated Professorship; **Resolution 13**, Faculty Leaves of Absence; **Resolution 14**, Faculty Compensation Plan for the Fiscal Year 2006-2007; **Resolution 15**, Revisions to the By-Laws, Marshall-Wythe School of Law. Motion was seconded by Mr. Thomas and approved by voice vote.

In the absence of Mr. Capps, Mr. Herget reported for the Committee on Audit, noting the Committee had heard a positive report from the Director of Internal Audit. There were no action items.

Mr. Wolf reported for the Committee on Financial Affairs, noting the Committee had heard operating budget summary reports for William and Mary and the Virginia Institute of Marine Science along with a report from Wachovia Securities on investment performance.

Following a brief review of the resolutions, Mr. Wolf moved adoption of **Resolution 16**, Investment and Spending Policy for Endowment; and **Resolution 17**, Cash Management Investment Policy. Motion was seconded by Mr. Gerdelman and approved by voice vote.

In the absence of Mr. Plumeri, Mr. Anderson reported for the Committee on Development and Alumni Affairs and moved adoption of **Resolution 18**, Establishment of the George E. and Cynthia M. Anner Endowed Scholarship, **Resolution 19**, Amendment of the Lottie Elizabeth Driver Swem Library Endowment, **Resolution 20**, Establishment of the Peter D. Pruden, Jr. and Phyllis S. Pruden Endowed Scholarship Fund, and **Resolution 21**, Establishment of the Jack W. Wolf Endowed Scholarship Account. Motion was second by Ms. Ukrop and approved by voice vote.

Mr. Powell reported for the Executive Committee, noting there were no action items.

There was no old business.

Under new business, the Rector introduced Associate Vice President for Administration Charles A. Maimone to discuss the issuance of a College identification card to the Board members. Mr. Maimone introduced Rebecca Bliley and Carol Burks from the ID Office. Noting that the William and Mary identification card was the official form of identification on campus, Mr. Maimone outlined the services provided by the card, explained the William and Mary Express debit card program, and informed the Board that both Colonial Williamsburg and the Williamsburg Area Transport use the card as a way for students, faculty and staff to access their programs. Mr. Maimone indicated that Ms. Bliley and Ms. Burks would be available in the Board Conference Room to issue ID cards to Board members.

Following a short break, 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 Mr. Thomas and approved by voice vote. All observers were asked to leave the room and the Board went into closed executive session at 1:00 p.m.

The Board reconvened in open session at 1:17 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. Trammell and approved by roll call vote of the Board members by Assistant to the President Jackson Sasser. (Certification **Resolution** is appended.)

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There being no further business, the Board adjourned at 1:18 p.m.