

MINUTES

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

February 8-9, 2007

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, February 8-9, 2007.

On Thursday, February 8, the Richard Bland College Committee and the committees on Buildings and Grounds, Financial Affairs and Student Affairs met in the Board Room; the committees on Academic Affairs, Administration and Audit met in the Board Conference Room, and the Executive Committee met in the Rector's Office in Blow Memorial Hall.

Those present on Thursday were:

Alvin P. Anderson	Anita O. Poston
Charles A. Banks III	Michael K. Powell, Rector
Robert A. Blair	Joseph J. Plumeri II
Janet M. Brashear	John Charles Thomas
Thomas E. Capps	Jeffrey B. Trammell
John W. Gerdelman	Barbara B. Ukrop
Sarah I. Gore	Henry C. Wolf
R. Philip Herget III	Faculty representative: Colleen Kennedy
Suzann W. Matthews	Student representative: Joell Christodonte
Jeffrey L. McWaters	Ryan Scofield

Others present were:

Gene R. Nichol	Kiersten L. Boyce
P. Geoffrey Feiss	Karen R. Cottrell
Stewart H. Gamage	Edward C. Driscoll, Jr.
Samuel E. Jones	Michael J. Fox
Anna B. Martin	Michael L. Stump
Sean M. Pieri	Brian W. Whitson
W. Samuel Sadler	Sandra J. Wilms

Also present were Senior Assistant Attorney Deborah Love, Richard Bland College President James B. McNeer and Provost Vernon R. Lindquist, Dean of University Libraries Connie McCarthy and members of the William and Mary Faculty and Student Liaison Committees.

At 12:53 p.m. the Rector convened the meeting and welcomed those present. Noting a departure from the usual custom, the Rector advised that time on the schedule had been set aside to give the Board an opportunity to hear from invited guests regarding the Wren Chapel.

In his opening remarks, President Nichol also welcomed those present and commented briefly on the upcoming Charter Day events, the Tavis Smiley symposium, the budget success from the General Assembly and capital campaign efforts. The President advised that Associate Professor of Biology Dan Cristol and Professor of Modern Languages and Literatures Francie Cate-Arries had been selected as 2007 Outstanding Faculty Award recipients by SCHEV. Noting the Wren Chapel issue, Mr. Nichol briefly re-stated his goal to make the chapel open and welcoming to all and discussed the creation of a committee to review the decision as well as focus on the larger question of the role of religion in public universities.

The Rector outlined the procedure to be followed, noting that six individuals had been invited to share their personal views and the views of the constituencies they represent regarding the display of the Wren Chapel cross. The Rector introduced each speaker – Bob Thompson '77, James Ambrose '07, Faculty Assembly President Katherine Kulick, Vince Haley '88, Brian Cannon '04 and the Rector of Bruton Parish Church, Reverend Holly Hollerith. At the conclusion of the remarks, the Rector thanked all the speakers and asked President Nichol to introduce the two co-chairs of the Committee on Religion in a Public University.

President Nichol stated that committee had been formed to look at the role of religion in a public university, particularly William and Mary, and would be composed of two students, three faculty members, one representative from the Admission Office, five alumni and the Rector of Bruton Parish Church, Reverend Hollerith. The committee will be co-chaired by Professor of Religion Emeritus James Livingston and Professor of Law Alan Meese. Professor Livingston commented briefly about the charge the committee had been given and Professor Meese provided a brief update on the process the committee would follow. The Rector expressed his appreciation to the members for their willingness to serve, noting that this was an opportunity for the public and the alumni base to have a voice. The Rector requested that as soon as possible the committee make a recommendation regarding the display of the cross in the Wren Chapel.

Following a short recess, the Board reconvened at 2:12 p.m. The Rector moved that, pursuant to Section 2.2-3711.A.1., 3. and 8. of the Code of Virginia, the meeting be closed in order to discuss matters pertaining to specific personnel; acquisition of real property for a public purpose; and to discuss matters pertaining to gifts, bequests and fund raising activities. Motion was seconded by Mr. McWaters and approved by voice vote. The observers were asked to leave the room and the Board went into closed executive session at 2:13 p.m.

The Board reconvened in open session at 3:45 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 approved by roll call vote of the Board members conducted by Secretary to the Board Michael Fox. (Certification **Resolution** is appended.)

Following a short break, the Board reconvened as a committee of the whole at 4:00 p.m. Provost P. Geoffrey Feiss distributed a copy his report on the profile of the faculty inasmuch as he needed to leave to attend the Outstanding Faculty Awards dinner in Richmond. Faculty Assembly President Katherine Kulick discussed the results of the Faculty Survey, noting the response rate was 72.7%. Professor Kulick advised that the full report would be available on the Faculty Assembly website. Chair of the Academic Affairs Committee Anita Poston noted that the Academic Affairs Committee will take more time to look into this report. A brief discussion ensued.

At 4:45 p.m. the **Committee on Student Affairs** convened. Mr. Thomas presided as chair.

Vice President for Student Affairs Sam Sadler, noting that in the interests of time the Career Services presentation would be deferred to the April meeting, provided a brief report on the launch of the new sexual assault web site and discussed the new medical amnesty policy as it relates to the alcohol policy. A brief discussion ensued.

Student Liaison Committee members James Ambrose and Tina Ho reported on student activities, new traditions coming to campus and provided an overview of the honor and judicial councils. Student-led service trips in Tanzania were profiled. A brief discussion ensued.

The Rector moved that, pursuant to Section 2.2-3711.A. 7. of the Code of Virginia, the meeting be closed in order to consult with legal counsel and hear briefings by staff members pertaining to actual or probable litigation. Motion was seconded by Mr. McWaters and approved by voice vote. The observers were asked to leave the room and the Board went into closed executive session at 5:12 p.m.

The Board reconvened in open session at 5:17 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. Wolf and approved by roll call vote of the Board members conducted by Secretary to the Board Michael Fox. (Certification **Resolution** is appended.)

The Board recessed at 5:17 p.m.

On Friday, February 9, the Rector reconvened the Board as a committee of the whole at 8:12 a.m.

Those present were:

Alvin P. Anderson	Anita O. Poston
Charles A. Banks III	Michael K. Powell, Rector
Robert A. Blair	Joseph J. Plumeri II
Janet M. Brashear	John Charles Thomas
John W. Gerdelman	Jeffrey B. Trammell
Sarah I. Gore	Barbara B. Ukrop
R. Philip Herget III	
Suzann W. Matthews	Faculty representative: Colleen Kennedy
Jeffrey L. McWaters	Student representative: Ryan Scofield

Absent:

Thomas E. Capps
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
Sean M. Pieri	Brian W. Whitson
W. Samuel Sadler	Sandra J. Wilms

Also present were Dean of the School of Marine Science John Wells and members of the William and Mary Faculty and Student Liaison Committees.

Ms. Brashear presided as chair of the **Committee on Athletics**.

Director of Athletics Terry Driscoll reported on the teams and graduation rates, reviewing the differences between the federal graduate rate, the NCAA graduation success rate and the NCAA academic progress rate. A brief discussion ensued.

Mr. Driscoll provided an update on facilities, including the Jimmie Laycock Football Center and the Kaplan Arena and Zable Stadium scoreboards, presented a short quiz on athletics facts and discussed several upcoming special events.

At 8:30 a.m. Mr. Trammell presided as chair of the **Committee on Public Affairs**.

Vice President for Public Affairs Stewart Gamage provided an update on the General Assembly and discussed plans for 2007 celebration events, including the Democracy Conference, co-hosted by Colonial Williamsburg and William and Mary, which will be held on September 16-19. Honorary co-chairs of the event are Chancellor Sandra Day O'Connor, President George W. Bush and former President Bill Clinton. Ms. Gamage introduced the new Director of University Relations Michael J. Connolly and the new Associate Director of Economic Development Leonard Sledge, and provided a brief update on economic development programs.

Ms. Gamage and Vice President for Student Affairs Sam Sadler discussed civic outreach projects currently underway. Mr. Sadler introduced the Coordinator of the Office of Student Volunteer Services Drew Stelljes, noting that this program has a huge local impact and also a growing impact internationally. Mr. Sadler briefly outlined the residential experience for freshmen through the Sharpe Program service projects and the development of a community scholars house.

Ms. Gamage introduced presentations by George Srour, who outlined the growth of his Building Tomorrow project in sub-Saharan Africa, and Professor David Aday and Chris Lemon, who reported on the January 2007 William and Mary Medical Mission Corps trip to the Dominican Republic, on which President Nichol participated. Ms. Gamage reported on her recent trip to South Africa with Professor Dave Douglas to explore partnership opportunities with South African universities. A brief discussion ensued.

From 9:15 to 9:40 a.m., Mr. Plumeri presided as chair of the **Committee on Development and Alumni Affairs**.

At 10:00 a.m. the Rector called the meeting of the full Board to order.

Those present were:

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

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

Absent: Jeffrey L. McWaters

Others present were:

Gene R. Nichol	LeAnn Binger
James B. McNeer	Kiersten L. Boyce
P. Geoffrey Feiss	Edward C. Driscoll, Jr.
Vernon R. Lindquist	Michael J. Fox
Stewart H. Gamage	Jackson N. Sasser
Samuel E. Jones	Michael L. Stump
Anna B. Martin	Brian W. Whitson
Sean M. Pieri	Russell E. Whitaker, Jr.
W. Samuel Sadler	Sandra J. Wilms

Also present were Assistant Attorneys General Deborah Love and Richard McGrath and members of the William and Mary Faculty and Student Liaison Committees.

In his opening remarks, the Rector reported that he would like to plan an in depth discussion at a future meeting on the vision and priorities for William and Mary in order to develop a better consensus of what we hope to achieve in a focused and measured way.

The Rector asked that the minutes of the meeting on November 16-17, 2006 be revised to change the name of Ukrop Drive to Ukrop Way to better reflect the importance of Mr. and Mrs. Ukrop to the College. Hearing no other corrections, the Rector moved to approve the minutes as revised. Motion was seconded by Mr. Wolf 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 and the consideration of contracts; 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 Ms. Brashear and approved by voice vote. The observers were asked to leave the room and the Board went into closed session at 10:05 a.m. Mr. Anderson and Ms. Poston recused themselves from the first portion of the session due to potential litigation conflicts. At 10:18 a.m. Mr. Anderson and Ms. Poston returned to the closed session.

The Board reconvened in open session at 10:40 a.m. The Rector asked for a motion to adopt the **Resolution** certifying the closed session was held in compliance with the Freedom of Information Act. Motion was made by Ms. Ukrop, 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.)

Mr. Blair reported for the Committee on Buildings and Grounds, noting that the Committee had heard from the College Building Official, the Director of Planning and Budget at VIMS and Vice President for Administration Anna Martin. There were no action items.

Mr. Wolf reported for the Committee on Financial Affairs, noting the Committee had heard a report on the General Assembly and the House budget provided full funding for the School of Education. The Committee had a report from Wachovia Securities on investment performance and discussed **Resolution 1**, Resolution Authorizing Execution and Delivery of a Development Agreement And a Reimbursement Agreement With the William and Mary Business School Foundation Relating to the

Development, Financing and Construction of Alan B. Miller Hall, and **Resolution 2**, Expenditure Reimbursement Authorization: School of Business.

At the request of the President and the Rector as provided in the Bylaws, Mr. Wolf noted that **Resolution 18**, Allocation of Unrestricted Private Funds to William and Mary Real Estate Foundation, had been distributed and discussed.

Mr. Wolf moved adoption of Resolution 1, Resolution 2 and Resolution 18. Motion was seconded by Mr. Blair and approved by voice vote. (**Resolution 18** is appended.)

Ms. Poston reported for the Committee on Academic Affairs, noting that the committee had discussed the tenure process.

Ms. Poston moved adoption of **Resolution 3**, Appointments to Fill Vacancies in the Instructional Faculty; **Resolution 4**, Appointments to Fill Vacancies in the Administrative and Professional Faculty; **Resolution 5 (R)**, Confirmation of Academic Tenure; **Resolution 6**, Faculty Promotions; **Resolution 7**, Designated Professorships; **Resolution 8**, Term Distinguished Professorships for Associate Professors and **Resolution 9**, Faculty Leaves of Absence. Ms. Poston noted that Resolution had been revised to remove archaic language. Motion was seconded by Mr. Wolf and approved by voice vote. (**Resolution 5(R)** is appended.)

Ms. Poston advised that the Committee had heard a brief report on the faculty survey and will look more intensely at it in the future.

Mr. Gerdelman reported for the Committee on Administration, noting that the committee had heard a review of Human Resources and the restructuring process and noted the College was starting to see some benefits in procurement and capital outlay. The Associate Provost for Information Technology provided an update on the IT strategic plan.

Mr. Gerdelman moved adoption of **Resolution 10**, Appointment of Trustees – College of William and Mary Cash Match Program. Motion was seconded by Mr. Wolf and approved by voice vote.

Ms. Ukrop reported for the Richard Bland College Committee and noted the capital campaign was going well. The SACS accreditation process was underway with the report due in March 2008.

President McNeer commented on the library renovation and the residence hall groundbreaking, noting that the work was progressing as weather permitted. The President reported that SCHEV will hold their meeting on the Richard Bland campus in March and he continues his work with the BRAC Commission. The President commended Provost Lindquist for his work on the SACS process. The President reported briefly on the General Assembly budget process and thanked Mr. Pieri for his and his staff's support on the Richard Bland campaign.

Ms. Ukrop moved adoption of **Resolution 11**, Appointment of Director of Institutional Advancement; **Resolution 12**, Faculty Promotion - Mary Gurnick, **Resolution 13**, Faculty Promotion - Beverly Smith-Franklin, and **Resolution 14**, Agreement Between the Board of Visitors of The College of William and Mary in Virginia and Richard Bland College. Motion was seconded by Mr. Wolf and approved by voice vote.

Mr. Capps reported for the Committee on Audit, advising that the Committee had heard the report from the Auditor of Public Accounts for the year ending June 30, 2006. Director of Internal Audit Michael Stump reported on audit activity since November 17 and the recently completed quality assessment, noting it had resulted in a good report. There were no action items.

Mr. Plumeri reported for the Committee on Development and Alumni Affairs, noting the terrific announcement that the campaign had reached \$502.7 million as of December 31, 2006.

Mr. Plumeri moved adoption of **Resolution 15**, Establishment of the Dorothy P. Ladd Quasi-Endowment for Acquisitions; **Resolution 16**, Establishment of the Frances Garrett Preissner Scholarship Quasi-Endowment, and **Resolution 17**, Establishment of the Henry and Phyllis Shook Library Endowment. Motion was seconded by Ms. Ukrop and approved by voice vote.

Mr. Powell moved the report of the Executive Committee as given in closed session; namely, to confer the following honorary degrees at Charter Day:

A. Marshall Acuff, Jr. – Doctor of Humane Letters
Charles T. Hagel – Doctor of Public Service
JoAnn Falletta – Doctor of Arts

Motion was seconded by Mr. Banks and approved by voice vote.

There was no old business.

Under new business, the Rector noted that election of officers must be held at the April meeting and appointed the following Board members to the Nominating Committee—John Charles Thomas, Chair; Sally Gore and Bobbie Ukrop.

There being no further business, the Board adjourned at 11:10 a.m.