

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

November 15-16, 2001

The Board of Visitors of The College of William and Mary in Virginia met in Leadership Hall of the Alumni Center on the William and Mary campus in Williamsburg on Thursday, November 15, for a Board Retreat. On Friday, November 16, the Board met in the Board Room in Blow Memorial Hall and the Blue Room in the Sir Christopher Wren Building on the campus in Williamsburg.

Those present at the Board Retreat on Thursday were:

Belden H. Bell	Robert S. Roberson
Jeffrey D. Brown	Jeffrey L. Schlagenhauf
J. Peter Clements	L. Clifford Schroeder, Sr.
Paul C. Jost	Ronald L. Tillett
Susan A. Magill	Francis T. West
Donald N. Patten, Rector	

Absent:

William P. Barr	Jeffrey L. McWaters
Gary D. LeClair	Joseph J. Plumeri II
Elizabeth A. McClanahan	Shawn M. Smith

Also present were:

President James B. McNeer	Karen R. Cottrell
President Timothy J. Sullivan	Michael J. Fox
Provost Gillian T. Cell	James R. Golden
Dennis W. Cross	Christiane Groth
Stewart H. Gamage	James S. Kelly
Samuel E. Jones	William T. Walker, Jr.
Anna B. Martin	Sandra J. Wilms
W. Samuel Sadler	

Also present was the Senior Assistant Attorney General Joan Murphy, members of the Faculty Liaison Committee: Professor Robert Archibald, Professor Colleen Kennedy and Professor Katherine Kulick, and Dean L. Donelson Wright, Dean P. Geoffrey Feiss, Dean Connie K. McCarthy, Dean Virginia L. McLaughlin, Dean Lawrence B. Pulley, Dean Mitchell B. Reiss, and Dean W. Taylor Reveley III.

At 8:00 a.m. Rector Donald N. Patten convened the Board Retreat and introduced Edward L. Flippen, Rector of Virginia Commonwealth University and Chair of the Governor's Blue Ribbon Commission on Higher Education, who discussed Strategic Planning in Higher Education as it related to his position as Rector of VCU.

Following the discussion period, the Rector called for a short break at 8:47 a.m., then reconvened the group at 8:55 a.m.

Provost Gillian T. Cell discussed the William and Mary Strategic Plan and Priorities. Following her presentation, the Rector asked Professor Colleen Kennedy and Director of Government Relations Michael Fox to serve as scribes during the discussion period. The Board discussed and commented on the defining characteristics of William and Mary.

Following a short break, the Rector divided those present into two groups and asked them to

consider what the priorities for William and Mary ought to be. The groups convened at 11:25 a.m. in the Pollard and Chandler Rooms for the break-out discussion sessions.

Following lunch, the Rector reconvened the meeting at 12:20 p.m. for a report from each group leader. Ms. Magill reported for the Green team and Mr. Tillett reported for the Gold team. The Rector advised that the comments would be summarized and distributed at a subsequent time.

The Rector introduced Michael Poliakoff, President of the National Council on Teacher Quality, representing the American Council of Trustees and Alumni, and George Johnson, President Emeritus of George Mason University. Each speaker discussed responsibilities of board members, followed by comments and discussion with those present.

Following a short break, the Rector reconvened the group at 2:00 p.m.

Vice President for Administration Anna B. Martin reviewed campus facilities and properties. Following a brief discussion, the Rector asked for a motion to close the meeting, pursuant to Section 2.2-3711.A.1. and 8., of the Code of Virginia, in order to discuss matters pertaining to specific personnel, and gifts, bequests and fund-raising activities. Motion was made by Mr. Jost, seconded by Mr. Bell and approved by voice vote. The observers were asked to leave the room and the Board went into closed session at 2:20 p.m.

The Board reconvened in open session at 2:40 p.m. The Rector reviewed the topics discussed in closed session for benefit of the observers. Mr. Tillett moved the adoption of the **Resolution** certifying that the closed session was held in compliance with the Freedom of Information Act. Motion was seconded by Mr. Clements and approved by roll call vote of the Board conducted by Secretary to the Board James Kelly. (Certification **Resolution** is appended.)

The Rector introduced representatives from the State Council on Higher Education in Virginia, Chair Carl Kelly and Executive Director Phyllis Palmiero, who provided an overview on the budget process and discussed the 2002-2004 system wide budget recommendations from SCHEV with the members of the Board.

At 3:30 p.m. Chair of the Committee on Development and Alumni Affairs Robert Roberson provided an introduction to the capital campaign discussion and introduced James B. Murray, Jr., former Rector of the College and Chair of the William and Mary Campaign. Vice President for Development Dennis Cross joined Mr. Murray in providing an update on The Campaign for William and Mary.

The Rector asked for a motion to close the meeting pursuant to Section 2.2-3711.A.1. and 8., of the Code of Virginia, in order to discuss matters pertaining to specific personnel, and gifts, bequests and fund-raising activities. Motion was made by Mr. Clements, seconded by Mr. Tillett and approved by voice vote. The observers were asked to leave the room and the Board went into closed session at 3:40 p.m. Following a break at 4:12 p.m., the Board reconvened in Executive Closed Session at 4:20 p.m.

The Board reconvened in open session at 5:10 p.m. The Rector reviewed the topics discussed in closed session for benefit of the observers and moved the adoption of the **Resolution** certifying that the closed session was held in compliance with the Freedom of Information Act. Motion was duly seconded and approved by roll call vote of the Board conducted by the Secretary of the Board Ms. Magill. (Certification **Resolution** is appended.)

There being no further business, the Board Retreat adjourned at 5:10 p.m.

On Friday morning, November 16, the Committee on Financial Affairs met in Tidewater B of the University Center. The Richard Bland College Committee and the Committee on Academic Affairs, as well as the ad hoc Committees on Board Operations and Systems Implementation Review met in the Board Conference Room. The Committee on Buildings and Grounds and the Committee on Development and Alumni Affairs met in the Board Room, while the Committees on Audit and Honorary Degrees met in the Rector's Office.

At 12:56 p.m. the Rector convened the Board in the Board Room as a committee of the whole.

Those in attendance were:

William P. Barr	Donald N. Patten, Rector
Belden H. Bell	Robert S. Roberson
Jeffrey D. Brown	Ronald L. Tillett
J. Peter Clements	Jeffrey L. Schlagenhauf
Paul C. Jost	L. Clifford Schroeder, Sr.
Susan A. Magill	Student representative Daniel B.R. Maxey

Absent:

Gary D. LeClair	Joseph J. Plumeri II
Elizabeth A. McClanahan	Shawn M. Smith
Jeffrey L. McWaters	Francis T. West

Others present:

President Timothy J. Sullivan	Barbara W. Blosser
Provost Gillian T. Cell	Michael J. Fox
Dennis W. Cross	Christiane Groth
Stewart H. Gamage	James S. Kelly
Samuel E. Jones	Michael L. Stump
Anna B. Martin	William T. Walker, Jr.
W. Samuel Sadler	Sandra J. Wilms

Also present were members of the William and Mary Student and Faculty Liaison Committees.

Ms. Magill presided as chair of the **Committee on Student Affairs**.

Vice President for Student Affairs Sam Sadler provided an update on the campus radio station, noting that the FCC application had been authorized to go forward. He advised that it would take approximately six to nine months to complete the work and if it was not done to specifications, the second phase will not go forward. Mr. Sadler provided an update on campus safety, and noted that the administration was encouraging students to take steps to improve their safety. A brief discussion ensued. Mr. Sadler reported on follow up procedures for international students and responded to several questions. He provided an update on Barrett Hall, noting it was on schedule for move-in prior to the end of the year so that students would be able to live in the dormitory on their return in January.

Ms. Magill introduced President of the Student Assembly Dan Maxey, noting that he had met with both her and Susan Wayland of the Washington office in Washington. Mr. Maxey introduced Vice President for Liaison Affairs Hunter Abell and Board of Visitors Liaison Marc Johnson.

Mr. Abell reported on the campus response to the September 11 attacks. Mr. Johnson provided an update on one of the students who lost a relative in the World Trade Center, noting that the William and Mary community had rallied around him.

Mr. Abell advised that the wage issue for employees continues to be a concern for students and reported on a student petition to encourage the Modern Languages Department to retain a professor in the Arabic department who has been substituting for a professor on leave during the past two years. Provost Cell commented on her concern that students had not discussed this issue with the Dean, encouraging them to follow the proper procedures in the future. A brief discussion ensued regarding the language programs in the Modern Languages Department.

Mr. Johnson presented a report on the student perspective on the growth of the College.

At 1:55 p.m. Mr. Schalgenhauf chaired the **Committee on Public Affairs and Economic Development**.

Vice President for Public Affairs Stewart Gamage reported on legislative funding priorities and discussed the goals of the Office of Public Affairs for 2001-02.

Director of Economic Development James R. Golden provided an update on recent economic development recruitment, and announced the securing of a major grant of \$3.25 million over the next three years from the Commonwealth Technology Resource Fund in the area of bioinformatics, the application of statistics to biology.

Mr. Golden announced that the Incogen Company would be moving from South Carolina to Williamsburg, and would move to the Discovery Center at New Town within a year.

Associate Vice President for Public Affairs William T. Walker, Jr. discuss the College ' s market plan and presented copies of the video *Annual Report to Alumni and Friends* to each Board member.

In the absence of the Chair of the **Committee on Athletics**, and in the interest of time, the Rector directed that the report of the Committee be deferred, and recessed the Board at 2:35 p.m. to move to the Wren Building.

At 2:55 p.m. the Board reconvened in the Blue Room at the Sir Christopher Wren Building, and the Rector called the full Board meeting to order.

Those in attendance were:

William P. Barr
Belden H. Bell
Jeffrey D. Brown
J. Peter Clements
Paul C. Jost
Susan A. Magill (depart 4:00 p.m.)

Donald N. Patten, Rector
Robert S. Roberson
Jeffrey L. Schlagenhauf
L. Clifford Schroeder, Sr.
Ronald L. Tillett
Student representative: Daniel B. R. Maxey

Absent:

Gary D. LeClair
Elizabeth A. McClanahan
Jeffrey L. McWaters

Joseph J. Plumeri II
Shawn M. Smith
Francis T. West

Others present:

President Timothy J. Sullivan
President James B. McNeer
Provost Gillian T. Cell
Dennis W. Cross
Stewart H. Gamage
Samuel E. Jones
Anna B. Martin
W. Samuel Sadler
Russell E. Whitaker, Jr.

Karen Cottrell
Gary Kreps
Courtney Carpenter
Michael J. Fox
James R. Golden
Christiane Groth
James S. Kelly
Michael L. Stump
William T. Walker, Jr.
Sandra J. Wilms

Also present was the Senior Assistant Attorney General Joan Murphy and members of the William and Mary Faculty Liaison Committee.

The Rector called the meeting to order, welcomed the Board to the Blue Room and asked for a motion to approve the minutes of the previous meetings. Motion to adopt the minutes of the annual meeting of April 26, 2001, was made by Mr. Bell, seconded by Mr. Roberson and approved by voice vote. Motion to adopt the minutes of the Executive Committee meeting of October 3, 2001, was made by Ms. Magill, seconded by Mr. Tillett and approved by voice vote.

The Rector moved that the meeting be closed pursuant to Section 2.2-3711.A.1., 7., 8., and 10., of the Code of Virginia, in order to discuss matters pertaining to specific personnel, consultation with legal counsel and briefings by staff members pertaining to actual or probable litigation; gifts, bequests and fund-raising activities; and the discussion of honorary degrees. Motion was seconded by Mr. Schroeder and approved by voice vote. The observers were asked to leave the room and the Board went into closed session at 2:58 p.m. and into Executive Closed Session at 3:30 p.m.

The Board reconvened in open session at 4:05 p.m. The Rector reviewed the topics discussed in closed session for the benefit of the observers and moved the adoption of the **Resolution** certifying that the closed session was held in compliance with the Freedom of Information Act. Motion was duly seconded and approved by roll call of the Board conducted by Director of Government Relations Michael Fox. (Certification **Resolution** is appended.)

President McNeer reported that as part of Richard Bland College's 40th anniversary celebration, Richmond artist Parks P. Duffey III had done a painting of the Richard Bland campus. Noting that earlier a signed limited edition print had been presented to Mr. Clements for the Board of Visitors, President McNeer presented one to President Sullivan for William and Mary.

Mr. Clements reported for the Richard Bland College Committee and moved the adoption of Resolution 1, Appointment in the Administrative and Professional Faculty as a Result of Reorganization; Resolution 2, Revisions to the Faculty Handbook - Faculty Development; Resolution 3, Fortieth Anniversary Celebration; and Resolution 4, Receipt of the Consolidated Financial Report of the College of William and Mary in Virginia and Richard Bland College for the Fiscal Year Ended June 30, 2001. Motion was seconded by Mr. Bell and approved by voice vote.

In the absence of Mr. McWaters, the Rector reported for the Committee on Buildings and Grounds, noting that the Committee had reviewed the potential siting and construction of a new parking facility. Discussion ensued regarding how best to move forward in a timely manner. Mr. Schlagenhauf moved the adoption of the following:

Whereas, the Committee on Buildings and Grounds has reviewed the potential siting and construction of a new parking facility on campus;

Resolved, the Board of Visitors authorizes the Rector and Chairman of the Committee on Buildings and Grounds, acting in concurrence, to approve a location for a parking facility to be constructed on campus.

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

Mr. Tillett reported for the Committee on Financial Affairs. He moved the adoption of Resolution 5, Receipt of the Financial Report of the Intercollegiate Athletic Department for the Fiscal Year Ended June 30, 2001. Motion was seconded by Mr. Bell and approved by voice vote.

Mr. Tillett reported that Resolution 6, Cash Management Investment Policy, had been revised by the Committee and distributed an updated copy, then moved adoption of Resolution 6(R). Motion was seconded by Mr. Schlagenhauf and approved by voice vote.

Mr. Tillett reported that the Committee had heard reports from both investment managers and continue to evaluate options regarding investment management.

Mr. Barr reported for the Committee on Academic Affairs. Noting that Resolution 7, Appointments to Fill Vacancies in the Administrative and Professional Faculty; Resolution 8, Confirmation of Academic Tenure; and Resolution 9, Faculty Leaves of Absence, had been discussed in closed session, Mr. Barr moved the adoption of Resolutions 7 through 9 and Resolution 10, Revised Policy on Intellectual Policy, and Resolution 11, Revised Policy on Consensual Amorous Relations. Motion was seconded by Mr. Bell and approved by voice vote.

Mr. Barr reported that the Faculty Liaison Committee had expressed a desire to have the opportunity to raise issues with the whole board, similar to the manner in which the students report to the Board as a committee of the whole. He reported that the Academic Affairs Committee felt it important that the faculty should have that option as well. The Rector concurred, noting that the faculty request should go to the Academic Affairs Committee first, then alert the Rector in putting together the meeting agenda.

Mr. Roberson reported for the Committee on Development and Alumni Affairs, noting that at the Board Retreat on Thursday Vice President for Development Dennis Cross had joined the Chair of the Campaign Committee Jim Murray in providing an update on The Campaign for William and Mary. Mr. Roberson reported that Mr. Cross had provided the Committee with a summary of FY2001 fundraising results; discussed 2001-02 priorities, challenges and plans and reported on new naming minimums. Alumni Society Executive Vice President Barry Adams and President Lynn Dillon provided an update on Alumni Society activities to the Committee.

Mr. Jost reported for the Committee on Audit, and congratulated Mr. Stump on receiving his doctorate. Mr. Jost reported that the Committee had discussed the 2002 Work Plan and determined that it should be brought to the Board for approval as a resolution. Mr. Jost distributed copies and moved adoption of Resolution 12, Approval of 2002 Internal Audit Work Plan. Motion was seconded

by Mr. Brown and approved by voice vote. (Resolution 12 is appended.)

Mr. Patten reported that the Committee on Honorary Degrees had met and reported in closed session.

Mr. Schlagenhauf reported for the ad hoc Committee on Board Operations, noting that Mr. Barr had already reported on the recommendation regarding the faculty report to the Board. He stated that the Committee felt their work had been completed and the Rector disbanded them with thanks.

In the absence of Mr. McWaters, Mr. Tillett reported for the ad hoc Systems Implementation Review Committee, which had been charged with reviewing management's response to the Auditor of Public Accounts audit. Mr. Clements and Mr. Tillett commented that the administration was going in the right direction and the Rector disbanded them with thanks.

Mr. Tillett moved to reconsider Resolution 6(R) for a minor amendment to clarify the language on page 3 under Investment Limits to reflect that ~~A~~No more than 5% or \$300,000 of the portfolio, whichever is less, shall be invested...@ Motion was seconded by Mr. Roberson and the amended Resolution was approved by voice vote. (Revised page 3 is appended.)

The Rector reported that he felt it would be helpful for the Board to forward to the Governor and General Assembly a resolution in support of the six-year plan of the State Council of Higher Education that provides additional statewide investment in capital projects. He distributed Resolution 13, Support for Statewide Investment in Higher Education. Mr. Whitaker noted that the Virginia Institute of Marine Science was included and requested that Richard Bland College be added. Mr. Clements moved the adoption of Resolution 13 with the addition of Richard Bland College in the first and fourth paragraphs. Motion was seconded by Mr. Tillett, a brief discussion ensued, and the resolution was approved by voice vote. (Resolution 13 is appended.)

The Rector advised that he felt it appropriate for the Board to mark the death of President Emeritus Davis Y. Paschall in October and read A Resolution Honoring Davis Y. Paschall >32 AB, >37 MA. Upon distribution of a copy, Mr. Tillett moved adoption of Resolution 14. Motion was seconded by Mr. Clements and approved by voice vote. (Resolution 14 is appended.)

Under new business, the Rector reported that, rather than appoint a formal committee to oversee the Virginia Institute of Marine Science, he had asked Mr. Schroeder to be the Board's liaison to VIMS. In addition, Mr. Clements reported that the Richard Bland Committee will try to develop plans for a mini-retreat at Richard Bland for the April meeting.

There being no further business, the Board adjourned at 4:35 p.m.