

Marshall University

**Marshall Digital Scholar**

---

Board of Governors Minutes

Board of Governors

---

6-17-2021

## **The Minutes of the Marshall University Board of Governors Meeting, June 17, 2021**

Marshall University Board of Governors

Follow this and additional works at: [https://mds.marshall.edu/bog\\_minutes](https://mds.marshall.edu/bog_minutes)



Part of the [Higher Education Commons](#), and the [Higher Education Administration Commons](#)

---

**MINUTES**  
**Marshall University Board of Governors**  
**Microsoft Teams Meeting/Livestream and In Person**  
**June 17, 2021**

Present: Patrick Farrell, Chair; Shawn Ball; Kathy D 'Antoni; Donald Holcomb; Chris Miller, Angel Moore; William Noe; Geoffrey Sheils; William Smith; Toney Stroud; Sandra Thomas; Carol Hurula; Dan Holbrook; Anna Williams.

**I. Call to Order**

After determining a quorum was present, Chairman Farrell called the meeting to order.

**II. Minutes Approval**

The minutes of the April 29, 2021, Regular Meeting and the May 21, 2021, Emergency Meeting were adopted as circulated.

**III. Committee Reports**

Mr. Smith, Chairman of the Academic and Student Affairs Committee discussed the Committee Meeting before this meeting. Following are the action items for Academic and Student Affairs Committee.

A.) Review and Approval of the following Academic Affairs Policies

MUBOG AA-7	Salary Increases for Tenured and Tenure-Track Faculty
MUBOG AA-45	Salary Increases for Library and Clinical Faculty
MUBOG AA-48	Ownership of Scholarly and Creative Works

Consideration with new policy AA-48: MUBOG GA4-Intellectual Property Policy

Resolved, that the Marshall University Board of Governors does hereby take the following action as it relates to these policies. Policy MUBOG AA-7 to be amended to add term and adjunct faculty, to update promotion raise dollar amounts, to update salary minimums, and to change the policy's name; AA-45 to be amended to update promotion raise dollar amounts and to update salary minimums for library and clinical faculty. AA-48 is introduced as a new policy that speaks to ownership of scholarly and creative works created by faculty, staff, or students.

## MUBOG AA48: MUBOG GA4-Intellectual Property Policy

Resolved, that the Marshall University Board of Governors does hereby approve amendments to Policy No. GA-4, Intellectual Property Policy, as presented.

Further Resolved, that this policy is approved as final at the conclusion of the comment period if no substantive comments are received and shall become effective at the end of the comment period.

Upon no questions or discussion, all the above policies were adopted as presented. Motion carried.

### B.) Change of Degree Program MS in Technology Management

Upon a motion by Dr. Holbrook seconded by Mr. Stroud, the following resolution was considered for review:

*Resolved, that the Marshall University Board of Governors approve a Change of Degree Program for the MS in Technology Management, moving it from the College of Engineering and Computer Science to the Lewis College of Business.*

Motion carried.

### C.) Intent to Plan: Bachelor of Science in Psychology

Upon a motion by Dr. Holbrook, seconded by Mr. Stroud, the following resolution was considered for review:

Resolved, that the Marshall University Board of Governors approve the Intent to Plan for BS in Psychology Program.

### **Information Items:**

**On behalf of Provost Taylor, Dr. Sherri Smith gave the update report for Academic Affairs** and highlights from the Committee Meeting.

Dr. Smith gave a report on enrollment. She noted that during the Committee Meeting, reports were given from the College of Arts & Media and the College of Liberal Arts. Dr. Kristen Lillvis gave a presentation on faculty accomplishments, teaching challenges during the Pandemic, personnel changes, and BOG policy work. Mr. Smith recognized Dr. Holbrook and his expertise in policy.

**Mrs. Buffy Hammers** reported on the School of Medicine. She discussed the BS/PhD program, Incoming students, residents and classes, new Clinical Trials, the RO1 Grant, Quick Response Team in Wayne County and the upcoming "Standing Out in Our Field" fundraiser.

## **Anna Williams, President of Student Government Association**

Ms. Williams was excited to report that she graduated. She gave a little synopsis of what she is planning to do this summer and then will go to Law School this fall at WVU. This is her last meeting as Student Representative.

### **Athletic Committee Report**

Mr. Miller, Chairman of the Committee, said there was one action item.

Action Item:

- A) Proposed Marshall University Budget for Fiscal Year 2021-2022.

Mr. Miller gave a motion from the Committee to adopt the reported budget which was seconded by Mr. Stroud.

Resolved, that the Marshall University Board of Governors approves the proposed revised Budget for Fiscal Year 2021-2022.

Motion carried.

Information Items:

Jeff O'Malley, from Athletics, discussed the Compliance Reports, Athletics Team Updates, Baseball Stadium Update and a brief mention of the CarrSports Report, which was extensively covered in the Athletic Committee Meeting.

### **Finance, Audit, and Facilities Planning Committee**

Mr. Sheils, Chair of the Committee, reported for the Finance Committee. Following are the action items:

- A) Investment Earnings Update

A summary of the Investment Report was given, and upon a motion by Mr. Stroud, seconded by Mr. Noe, the following resolution was considered for review:

*Resolved, that the Marshall University Board of Governors receives the Investment Earnings Report ending April 30, 2021.*

Motion carried.

B) Nine Months ending March 31, 2021 Financial/Budget Report

Mr. Robinson discussed the Financial/Budget Report. Upon a motion by Mr. Stroud, seconded by Mrs. Thomas, the following resolution was considered for review:

Resolved, that the Board of Governors receives the Financial/Budget Report for the nine months ending March 31, 2021.

Motion carried.

C) Proposed Marshall University Budget for Fiscal Year 2021-2022

Mr. Robinson discussed this item noting the numbers do not include SOM or MURC.

Upon a motion by Mr. Stroud, seconded by Mrs. Thomas, the following resolution was considered for review:

Resolved, that the Marshall University Board of Governors approves the proposed revised Budget for Fiscal Year 2021-2022.

D) F 2022-27 Capital Budget Request

Ms. Jacobs Jones discussed this item noting this report is required by The Higher Education Policy Commission from each spending unit a listing of capital projects. These are in order of priority from Marshall University; however, The Higher Education Policy Commission expends the money based on the amount they have available at that time. All projects are top priority.

Upon a motion by Ms. Williams, seconded by Mrs. Thomas, the following resolution was considered for review:

Resolved, that the Marshall University Board of Governors approve the attached FY 2022-27 Capital Project List. (the list is attached as Appendix A.)

Motion carried.

Information Updates:

Board Member Mr. Stroud gave an update on the Lewis College of Business Building.

Mr. Sheils discussed finance updates.

Ms. Jacobs-Jones gave an update on the Facilities and Planning Projects. Old Main's roof is being repaired, RCBI's roof is being replaced. The Science Building will be obtaining a new lab, Shewey Building having interior renovations, Sorrell Maintenance Building will have HVAC replacements. Environmental Health and Safety is providing leadership on COVID-19. Housing and Residence Life continues to be prepared, if necessary, to move students into Holderby Hall for COVID quarantine or isolation. University is working on a potential partnership with WVSU regarding housing for aviation school students. Governors School of the Arts, Honors and Entrepreneurship will have students on campus in June and July.

School of Medicine – Mr. Sheils read the update from the School of Medicine.

Internal Audit – Mr. Sheils read the update regarding audit projects.

#### **IV. Nominating Committee Report and Recommendation**

At the meeting in April, a Nominating Committee was formed with Ms. Angel Moore as Chair, Bishop Sam Moore and Mr. Chris Miller. All members were contacted between the April meeting and today's meeting to give input. Following Policy GA-5, the following recommendations for officers of the Board for 2021-22 are brought to the Board for voting:

Patrick Farrell as Chair

Toney Stroud as Vice Chair

William "Bill" Smith as Secretary

Given the opportunity, however, there were no nominations from the floor. Mr. Miller motioned to adopt the officer roster as presented. Dr. D'Antoni seconded. Motion carried with Mrs. Thomas abstaining.

#### **V. Constituent Reports**

Dr. Kristin Lillvis, Chairman of Faculty Senate, gave a brief report from Faculty Senate. She thanked Faculty Representative to the Board, Dr. Dan Holbrook, for his service and said that the new Faculty Representative is Robin Conley Riner. Dr. Lillvis discussed accomplishments of the Faculty. During this Pandemic year, the Faculty has either worked online to teach or "masked" for in person instruction. She discussed the Annual Evaluation of Faculty, and Salary increases for Tenured and Tenure Track Faculty and Library and Clinical Faculty, chaired by Dr. Anna Mummert. Her committee provided all the deliverables requested, plus additional policies after many meetings and listening sessions with Administration and several town halls. The Board voted to pass these policies earlier in this meeting. Dr. Lillvis discussed shared governance, and diversity inclusiveness and commented regarding the Presidential Search, noting that faculty is interested in university leaders who give equal attention to all disciplines and strengths.

Chairman Farrell highlighted her session adding the Board Commitment of shared governance, the Presidential Search being transparent and inclusive, and that faculty would attend the campus visits of the candidates, when chosen.

**Tony Waugh, Classified Staff Chairman** gave a report to the Board. He gave an overview of the composition of Classified Staff Council, noting there are 28 total members. The purpose of Council is to provide Staff with a means to share information and discuss issues which directly affect them or the efficient and effective operations of the University. Our Classified Staff Representative to the Board of Governors is Carol Hurula. Teresa Meddings represents Classified Staff members on the Advisory Council of Classified Employees. This advisory council is a statewide committee with one representative from each State Institution serving with the WV HEPC and represents over 6,000 classified employees statewide (full/part time).

He also talked about the compensation plan and some of the frustrations and anxieties that are felt by Staff.

President Gilbert and Layton Cottrill, General Counsel and VP for Executive Affairs, shared that Bruce Felder, Director – Human Resources, has the draft report. Jendonnae Houdyschell, Associate General Counsel, is on the Committee and gave a report as well. Due to COVID, the Committee had not met as much, however a draft to review is now finalized and will be released to the broader group. She also encouraged Staff to ask questions.

#### **VI. Executive Session under the authority of WV Code §6-9A-4**

Chairman Farrell placed the Board in Executive Session under the authority of WV Code §6-9A-4 for the purpose of discussing certain Personnel Matters and Naming Opportunity. Upon a motion by Mr. Miller, seconded by Mr. Noe, the motion carried, and the Board entered Executive Session to discuss Naming Opportunities and Personnel Matters (Presidential Search Process). Chairman Farrell reminded those that were streaming, they would be placed into a waiting area until Executive Session concludes.

Upon a motion by Mr. Stroud, seconded by Dr. D’Antoni, the board voted to rise from executive session.

There was no action taken regarding the Naming Opportunities. The Personnel Matters regarding the Presidential Search Process, an outline of the search procedure, proposed timelines and search committee were presented. Upon a motion by Mr. Stroud, seconded by Dr. D’Antoni, the following resolution was considered for review:

Resolved, that the Marshall University Board of Governors approves the Search Procedure and Appoints a Search Committee for the Presidential Vacancy, as described in the attached “Proposed Presidential Search Process.” (Attached to these minutes as Appendix B)

Motion unanimously carried.

Chairman Farrell reiterated that the search will be inclusive and transparent. There will be a website live later today or tomorrow for the Search Process to name the 38<sup>th</sup> President of Marshall University. We will miss President Gilbert, and he thanked him for his service to Marshall University. The proposed timeline in Appendix B is flexible as it is just a proposal. He is hopeful this will be the most transparent search.

## **VII. President's Report**

President Gilbert is thrilled that our Soccer Team is the NCAA National Champions. He is looking forward to watching Soccer this upcoming year. Today CUSA added Coastal Carolina as an Affiliate Member for Men’s Soccer in 2021 and WVU is being added as an Affiliate Member for Soccer in 2022.

He thanked Dr. Lillvis and Dr. Holbrook for their service to Marshall University as they go to the next chapter of their respective lives. He recognized Ms. Anna Williams as not only did she serve as a member of the Board of Governors, but also is a Truman Scholar and Student Government Association President. She is highly intelligent, and her future is bright. He also recognized Robin Conley Riner as the new Faculty Representative to the Board, and Alyssa Parks as the Student Representative and SGA President and looks forward to working with both going forward. Provost Jaime Taylor is leaving, and he is sad, however, happy that Dr. Taylor will be President at Lamar University in Texas. Dean Avi Mukherjee will be interim Provost. Jeff O’Malley will be Interim Athletic Director and Mike Hamrick will work on raising money for the Baseball Stadium. Dr. Cicero Fain has been hired as a visiting Diversity Scholar for Black History through August 1, 2023. President Gilbert has met with Dr. Mark Manchin, President at Glenville State University regarding a Pre-Nursing program. The Aviation Program is on track and there will be a Ribbon Cutting Ceremony on August 10<sup>th</sup> at the Maier Aviation Building at the Bill Noe Flight School in Charleston. The AMT Program will begin January 2022. We are planning for fall to be back to normal and operating at full capacity!

## **VIII. Chairman Report**

Chairman Farrell noted this is the last meeting of the academic year. He named the accomplishments of the past year:

- Renaming Jenkins Hall



- COVID
- Emerged Stronger as a Board

**IX. Announcements**

Please mark your calendars for the retreat on August 5-6 at Glade Springs. This will be a time of training/development and our next Board Meeting.

**X. Adjournment**

Hearing no objection, the meeting was adjourned.

**MARSHALL UNIVERSITY**  
**PROPOSED PRESIDENTIAL SEARCH PROCESS**

On April 28, 2021, Dr. Jerome Gilbert announced he will be leaving Marshall University when his contract ends on July 15, 2022. As a result, the Board of Governors, acting as a committee of the whole, will identify and hire the most outstanding person to lead Marshall University as our 38th president. To do this the Board, working with the faculty and staff, will conduct a nationwide search that is appropriately inclusive and appropriately transparent.

**1. Proposed Search Timeline**

The proposed search timeline is an estimation.

<b>Projected Dates</b>	<b>Action</b>
June 7	Solicitation for search firms released
June 17	Board of Governors approves proposed search process
June 18	Appointment of Search Committee
June 28	Response deadline for search firms
July 1	Selection of search firm
July 12	Search firm engagement begins
Mid-Late July	On-campus and virtual listening sessions with constituencies
August 5	Board approves Presidential Search Profile
September 6	Search Committee begins review of applicants
September 30	Search Committee presents finalist recommendations to the Board's Executive Committee
October	On-campus finalist interviews
October 28	Board of Governors chooses and announces new President

**2. A Search Committee composed of the following positions will help guide a national search firm to narrow the field of candidates.**

1. Board of Governors Chairman (Search Committee Chair)
2. Board of Governors Classified Staff Representative
3. Board of Governors Faculty Representative
4. Student Body President
5. Faculty Senate President
6. Additional Faculty/Staff Representative (appointed by the Board of Governors)
7. Alumni Representative (appointed by the Board of Governors)

**3. Selection Process**

All stakeholders will be offered four ways to participate in the search:

1. Complete an online survey about the university and its future direction.
2. Attend a listening session hosted by the Search Committee and facilitated by the search firm.
3. Nominate candidates.
4. Attend events to meet finalists during campus visits.

June

- June 7: Request for proposals sent to leading higher education executive search firms.
- June 17: Board approves search process.
- June 18: Search Committee members appointed.
- June 28: Response deadline for search firms.

July

- July 1: Search Committee selects executive search firm.
- July 12: Search firm engagement begins.
- Search Committee hosts a series of search firm-facilitated listening sessions with constituent groups (campus groups, alumni, community groups, etc.). The purpose of the sessions is to gather input about challenges the next president will face in the next 5-10 years and to identify skills and experiences a successful president will need to overcome those challenges.
- A Presidential Search Profile that outlines the opportunity at Marshall is created.

August

- August 5: Board reviews and approves Presidential Search Profile.
- Position announcement is posted and advertising begins. To respect the privacy of the candidates, only the names of candidates who participate in the final round of on-campus interviews will be made available to the public.

## September

- September 6: Search Committee begins review of applicants.
- Search Committee, with help from the search firm, narrows the field of candidates. Each Search Committee member has a “golden ticket” they can use to recommend the candidate of their choice to the Executive Committee. This is to ensure that groupthink does not prevent an exceptional candidate from being considered.
- September 30: Search Committee recommends 3-7 candidates to the Board’s Executive Committee.

## October

- Board’s Executive Committee either accepts recommendations or asks the Search Committee to identify new candidates.
- Board invites finalists to campus for interviews and public events that engage all constituent groups.
- October 28: Board of Governors announces Marshall University’s 38th president at October Board meeting.

## After the Selection

The new president’s start date will be determined by circumstances surrounding the individual chosen. A transition team will facilitate the handoff from one president to the next.

- Implement onboarding process and development plan to de-risk the presidential transition.
- Hold celebration and send-off for President Gilbert.
- Officially welcome the new president.
- Conduct a series of public events to promote/support successful launch for the new president.

## **4. Confidentiality Agreement**

The Board of Governors and the Search Committee are committed to conducting an appropriately transparent search while still recognizing the candidates’ rights to privacy. All Search Committee and Board members will be asked to sign an agreement affirming their commitment to protect the confidentiality of deliberations, written materials, and other communication related to the search.

## **5. Administrative Staff**

Designated staff will provide confidential assistance and support to the Search Committee and Board of Governors during the search process. These staff members will be subject to the confidentiality oath in the preceding paragraph.



MARSHALL UNIVERSITY  
 Capital Expenditure Projects FY 22-27  
 Draft—June 2, 2021

FY 21 Funding Priority	FY 22 Code	Description	Div	Total Cost	Project Timeline	Type	Estimated Budget Timelines					Operations Budget Impact			Funding Source	
							FY 22	FY 23	FY 24	FY 25	FY 26	FY 27	Impact	Begin FY		Amount
71	A 4 2 1 70	N SCIENTHALL ROOF REPLACEMENT	OP	\$ 630,000	Project Timeline: July 2022 to November 2022	Roof & Repairs	-	630,000	-	-	-	-	-	-	-	Capital Funding/Bonds
72	G 4 2 1 10	N INTRAMURAL FIELD TURF REPLACEMENT	OP	\$ 400,000	Project Timeline: July 2022 to September 2022	Roof & Repairs	-	400,000	-	-	-	-	-	-	-	Capital Funding/Bonds
73	G 4 2 1 28	N JOAN C. EDWARDS STADIUM CONCOURSE GATES EXPANSION	A	\$ 3,000,000	Project Timeline: February 2023 to August 2024	Roof & Repairs	-	2,000,000	1,000,000	-	-	-	-	-	-	Capital Funding/Bonds
74	A 4 2 1 37	N COON EDUCATION BUILDING CHILLER REPLACEMENT	SOM	\$ 300,000	Project Timeline: July 2022 to November 2022	Roof & Repairs	-	300,000	-	-	-	-	-	-	-	General revenue, lottery, or HEPC special cap
75	A 4 2 1 21	N MARSHALL MEDICAL CENTER RENOVATIONS	SOM	\$ 750,000	Project Timeline: July 2022 to June 2023	Roof & Repairs	-	750,000	-	-	-	-	-	-	-	General revenue, lottery, or HEPC special cap
76	C 4 2 1 21	N FORENSIC SCIENCE MECHANICAL UPDATES	OP	\$ 500,000	Project Timeline: January 2024 to June 2024	Roof & Repairs	-	-	500,000	-	-	-	-	-	-	Capital Funding/Bonds
78	G 4 2 1 28	N JOAN C. EDWARDS STADIUM CONCESSIONS RENOVATION	A	\$ 1,400,000	Project Timeline: January 2024 to July 2024	Roof & Repairs	-	-	1,000,000	400,000	-	-	-	-	-	Capital Funding/Bonds/Private
79	G 4 2 1 13	N BRVD BIOTECH SCIENCE CENTER MECHANICAL UPDATES	OP	\$ 1,500,000	Project Timeline: July 2022 to November 2023	Roof & Repairs	-	1,500,000	-	-	-	-	-	-	-	Capital Funding/Bonds/Private
80	G 4 2 1 38	N HENDERSON CENTER EXTERIOR REPAIRS	SOM	\$ 1,500,000	Project Timeline: July 2022 to October 2022	Roof & Repairs	-	1,500,000	-	-	-	-	-	-	-	Capital Funding/Bonds/Private
81	A 4 1 1 21	N MARSHALL MEDICAL CENTER ELEVATORS/UPGRADE	SOM	\$ 450,000	Project Timeline: September 2022 to June 2023	Roof & Repairs	-	450,000	-	-	-	-	-	-	-	Capital Funding/Bonds/Private
82	A 4 1 1 12	N FORMER STAYER BUILDING	SOM	\$ 450,000	Project Timeline: July 2021 to October 2021	Roof & Repairs	-	450,000	-	-	-	-	-	-	-	Capital Funding/Bonds/Private
83	A 4 1 1 12	N FORMER STAYER BUILDING	SOM	\$ 450,000	Project Timeline: July 2021 to October 2021	Roof & Repairs	-	450,000	-	-	-	-	-	-	-	Capital Funding/Bonds/Private
84	A 4 1 1 21	N MARSHALL MEDICAL CENTER ELEVATORS/UPGRADE	SOM	\$ 450,000	Project Timeline: September 2022 to June 2023	Roof & Repairs	-	450,000	-	-	-	-	-	-	-	Capital Funding/Bonds/Private
85	A 4 1 1 12	N FORMER STAYER BUILDING	SOM	\$ 450,000	Project Timeline: July 2021 to October 2021	Roof & Repairs	-	450,000	-	-	-	-	-	-	-	Capital Funding/Bonds/Private
86	G 4 3 3 38	Y HENDERSON CENTER SOUTHSIDE ROOF	OP	\$ 250,000	Project Timeline: July 2021 to October 2021	Roof & Repairs	250,000	-	-	-	-	-	-	-	-	Capital Funding/Bonds