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The Minutes of the Marshall University Board of Governors Meeting, June 18, 2009

Marshall University Board of Governors

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MARSHALL UNIVERSITY
BOARD OF GOVERNORS

Memorial Student Center

June 18, 2009

Members present, in person: Bob Shell, Brent Marsteller, Tish Chafin, Mike Sellards, John Hess, Virginia King, Joe Touma, Gary White, Mike Perry, Mike Farrell, Randy Tomblin, Monica Brooks

Other Members present by phone: Verna Gibson, General Mooney

Members Absent: Gary Adkins, Sherri Noble

Others in Attendance: President Stephen Kopp, Layton Cottrill, Anita Lockridge, Gayle Ormiston, Jan Fox, Bill Bissett, Michael McGuffey, Charles McKown, Jim Schneider, Perry Chaffin, Eric Arnold, Gary McIlvain, Garnet McKinley,

I. Call to Order

Mr. Robert L. Shell Jr., Chair, called the meeting to order.

II. Minutes Approval

Upon a motion by Mike Perry, seconded by Mike Sellards, the minutes of the June 30, 2009 meeting were approved.

III. Report to the Board of Governors by Classified Staff Council

Mr. Mike Dunn, Chair of the Classified Staff Council gave the Board his annual report. He told them that he will be the Classified Staff Board of Governor member for the next year and that Nina Barrett will be the Chair of the Classified Staff beginning July 1, 2009. He invited all members to attend the meeting held at 1:30 p.m. in Room BE5 in the Memorial Student Center. Mr. Dunn told the Board that the issue that Classified Staff was most concerned about was their salaries. He noted that the salary schedule had not been funded since 2002 and employees are very unhappy. He mentioned retirees and even had an employee (that was leaving the University the next day) to talk about how much she would like to stay but couldn't because she was supporting her son and needed to make more money.

IV. Committee of the Whole

The Nominating Committee of the Board met previously and submit the nominations for Chair, Vice Chair and Secretary. They are:

Verna Gibson, Chair

John Hess, Vice Chair
Mike Sellards, Secretary

Dr. Touma moved, seconded by General Mooney, the nominations from the Committee were unanimously approved.

V. President's Report

President Kopp reported to the Board about recruitment and what is being predicted for the fall semester. He was pleased to report that it appeared to be a healthy recruiting year and that Beth Wolfe and Tammy Johnson were to be commended for making recruitment their first commitment. He was also happy to report that we had letters from St. Joe and Charleston Catholic Schools that several of their graduates had chosen to attend college at Marshall University. Dr. Kopp reminded the Board that this is a 5 year challenge and rebuilding process.

Dr. Kopp reported on the Legislature. He discussed SB 373 noting that included in this bill is mandatory training for all Board's of Governors. As a reminder, the HEPC is having a Board training August 21 and 22. He suggested possibly having the Board of Governors meeting at Stonewall before the training. He commended the members of the Legislature that helped the University so much. The special session concluded June 2, 2009 and on June 5, 2009, the Governor signed the following items that affected the University:

- A \$400,000 decrease to the School of Medicine
- Monies for the Luke Lee Center
- Financial Aid increased
- Capital Bonding Bill = 60% of funds

Other legislative items were that six bills were introduced and passed. Also we will be receiving a supplemental appropriation, which is one time money.

A special thank you was made to Bill Burdette for his great work during the session.

Dr. Kopp discussed the long range budgeting and commented that he was pleased with the progress. He reminded the board and others in the room that although it seemed like the tuition increase seemed late, to please remember that it would have been fiscally irresponsible to have announced tuition increases without the closure of the session. This was the best timeline for the University.

Sodexo was awarded the contract for food service. The way it is being handled is that the contract is extended for 1 year while they finalize the changes with administration. He was pleased to announced that "Aramark" dropped the

contesting of the contract.

Dr. Kopp announced several new “Dean” appointments:

Mary Todd is the Founding Dean of the Honors College. She comes to us from Ohio Dominican University in Columbus, Ohio. She begins August 1, 2009.

Charles Somerville is the new Dean of the College of Science. He has been a professor of biological sciences at Marshall University and has taught for 12 years here. He begins his appointment on July 1, 2009.

Donna Spindel is the new Dean of the Graduate College. She is a long time faculty member and administrator, having spent 33 years at Marshall University. Her appointment begins on July 1, 2009.

Jennifer Kmiec has been hired at MURC.

The Lewis College of Business Dean will be announced soon.

MIIR has been doing incredible! An organization, Orphagenix, from the University of Delaware, will be moving to Huntington. The investors presentation was given to..... They have some patent portfolios. It is fascinating because this research company is exploring genetic defects, particularly those that currently have no cure.

The College of Fine Arts and the Department of Music applied and received a FIPSE Grant. Special thanks to Professor's Miller and Alvarez for their part in securing this grant.

The Athletic Director Search is currently underway.

Engineering Academy – 36 students visited. This was funded by our good friends at Chesapeake Energy and Nick Joe Rahall Appalachian Transportation Institute.

Adam Cavalier is one of our most “decorated” students. He was a spring 2009 graduate, with a perfect 4.0 grade point average, from Marshall University’s W. Page Pitt School of Journalism and Mass Communications and a four year member of the WMUL-FM broadcast staff. He has earned many awards and has just been named as one of the top five outstanding collegiate radio sportscasters in the country. Adam is continuing his education at Marshall as he has enrolled in graduate school this fall.

The Joan C. Edwards School of Medicine received the top 10 award for family practice programs from the American Academy of Family Physicians.

MU’s 172nd Commencement was held May 9, 2009. There were 2,592 students receiving degrees.

In April, two students from the Marshall University Forensics Team: Kendrick

Vonderschmitt, a freshman from Louisville, Ky; and Zechariah Frame, a junior from St. Albans, competed at the National Forensics Association tournament in Missouri. This extracurricular debate team is being led by Dr. Robert Bookwalter.

John Hess commended the staffs who are involved with the work that has been done on campus grounds and reminded the board that when they have time, they should walk on campus. There are several improvements being done on the grounds, etc. As you look around, please let Dr. Kopp know of suggestions, etc. that need to be made.

Future MU Board of Governor Meeting Dates: please let Cora Massey know dates you are available for Board Meetings. John Hess suggested having a board meeting in the new recreation center.

We would like to have the dedication of the Marshall Recreation Center in early to mid August. Mr. Shell suggested that we have the opening during football season or midweek to have as many people in attendance as possible.

Dr. Kopp discussed the Marching Band practice field. He noted that this is an artificial surface that is good for 10 years. It is not to be used as a tailgating area, but only as an intramural field for student and marching band practice.

Mr. Farrell asked about enrollment. Dr. Kopp explained that basically enrollment was “flat” last year and we are optimistically cautious this year. We are being proactive and calling students that have expressed an interest in attending Marshall. Because of finding out early those students that are attending Marshall or another institution, the comparative numbers are distorted. Next year we will be able to look at each year and compare the numbers constructively.

VI. Finance, Audit and Facilities Planning Committee, A. Michael Perry, Chair

Mr. Perry discussed the following agenda items:

- a) Budget Proposal for FY 2010

Mr. Perry began by saying the Board of Governors of Marshall University is committed to funding the Salary Schedule. He reminded Mike Dunn and other staff/faculty members present that funding sources come from three items: 1) State; 2) Private Funds and 3) students. The State of WV will not fund all our needs. He also discussed with the Board and those in the audience that after looking at the financials and upcoming year increases in utilities and PEIA, to name a few, we have no choice but to increase tuition. He does not want to do this; however, to stay competitive, and not cheapen the quality of our student’s

education, it must be done. There is no significant “rainy day fund.” And, after reviewing the proposal, the increase should be more; however, the amount requested is appropriate and recommended by the Executive Committee and Finance Committee of the Board of Governors. Therefore, he recommended the following resolution:

Resolved, that the Marshall University Board of Governors approve the proposed Marshall University Tuition and Fees, per semester, for Fiscal Year 2009-2010 and approves the proposed Budget for Fiscal Year 2009-2010, the consolidation of the Equity Fee into the Auxiliary Fee and the Convenience fee proposal.

In summary, a resident student will pay \$169 more or a little less than 7% per semester for this increase.

b) April Financials

The Board of Governors received (no Board action, accepted in Committee) the Financial/Budget Report for the ten months ending April 30, 2009.

c) April Investment Schedule

No Board action was needed to accept the Investment Earnings Report. It was accepted in Committee.

d) School of Medicine: Logan County Rural Health and Clinical Education Center Project Design Approval

Mr. Perry called on Jim Schneider to discuss this project. The Board had previously approved a site lease and construction of the Rural Health & Clinical Education Center in Chapmanville, WV at the November 13, 2008 Board Meeting. This project is to be funded by a \$2.7 million federal earmark appropriation secured by Senator Byrd to provide expanded primary and specialty care physician services to citizens of the region, clinical education opportunities for medical, nursing and other student and advanced training opportunities for medical residents and fellows in a rural practice environment. Following a competitive professional services selection process, he discussed the firm of Edward Tucker Architects, Inc. of Huntington was selected to design the facility. The Logan Healthcare Foundation approved the design and now it awaits MU Board of Governor approval. Upon this approval, ETA will complete design development and construction documents and proceed to seek construction bids, most likely by August of 2009. Upon a motion by Mr. Perry, seconded by Joe Touma, the following resolution was unanimously approved:

Resolved: That the Marshall University Board of Governors approves the schematic design of the Rural Health & Clinical Education Center in Chapmanville, WV and

authorizes the project to proceed to construction bids.

e) School of Medicine: Research Trust Fund Designation

UP&S currently serves as custodian for a private, quasi-endowed fund established under the terms of a court order relating to the settlement of a diabetes drug class action suit. Under the terms of the court order an oversight committee created therein may designate a portion of these funds for participation in the Research Trust Fund program. That Committee is currently considering such an allocation but, due to the court imposed restrictions on oversight and expenditure of these funds, it is necessary to designate UP&S as an authorized depository for these funds. UP&S currently meets all the requirements contained in the HEPC rule (section 2.8) to permit the Board to designate it as such.

Upon a motion by Mike Perry, seconded by Mike Farrell, the following resolution was unanimously approved.

Resolved: That the Marshall University Board of Governors designates University Physicians and Surgeons, Inc. as an authorized depository for School of Medicine funds under the West Virginia Research Trust Fund Program.

Mr. Shell thanked Mr. Farrell and Dr. Kopp for their role in obtaining these monies.

f) School of Medicine: Property Acquisition

Mr. Perry asked Dr. McKown and Jim Schneider to discuss the property acquisition by the School of Medicine. The property is located at 1321 Hal Greer Blvd, immediately across the street from Cabell Huntington Hospital and the two adjacent vacant lots fronting on 15th Street, but accessible from the alley behind the main property. The land and building was appraised in 2008 for \$400,000. The parties are willing to sell it for \$260,000 and the Finance, Audit & Facilities Planning Committee recommend that the School of Medicine purchase this property.

Upon a motion by Mike Perry, seconded by Brent Marsteller, abstained by Joe Touma, the Board of Governors approved the following resolution:

Resolved: That the Marshall University Board of Governors authorizes the School of Medicine to acquire real property adjacent to the existing Medical Center complex for future development purposes at a cost of \$260,000.

g) Internal Audit update, Perry Chaffin

Mr. Perry said that Perry Chaffin, one of the two employees that directly report to the Board of Governors, reported to the Finance, Audit and Facilities Planning Committee some past and upcoming projects. He has been working with John Hess on various items.

VII. Academic & Student Affairs Committee, Verna Gibson, Chair

- a) Addition of New Degree Programs in Exercise Science, Athletic Training and Medical Imaging

At the meeting on April 30, 2009, the Board of Governors approved the “intent to plan” for Exercise Science and Athletic Training, current areas of emphasis within the BA in Physical Education. The addition of the BS in Exercise Science will satisfy a requirement of the CAAHEP Accreditation as well as provide enhanced job opportunities for graduates with areas of emphasis in Exercise Physiology, Health and Wellness, and Strength and Conditioning. In addition, the BS in Athletic Training will satisfy the CAATE Accreditation requirement. The BS in Medical Imaging is a cooperative program with St. Mary’s and is the only baccalaureate degree option for medical imaging in a public university in the state of West Virginia. This Intent to Plan was approved by the Board on March 12, 2009.

Upon a motion by Tish Chaffin, seconded by White and Touma, the following resolution was unanimously approved:

Resolved, that the Marshall University Board of Governors approve the following new degree programs; BS, Athletic Training; BS, Exercise Science; BS, Medical Imaging.

- b) Intent to Plan, MS in Accountancy

The Marshall University Division of Accountancy & Legal Environment proposes the addition of a Master of Science degree program in Accountancy. This program is to prepare students to enter the profession of public accounting, making them qualified to sit for the Uniform CPA Examination to become a Certified Public Accountant.

Upon a motion by Tish Chafin, seconded by Gary White, the following resolution was unanimously approved, after a question by Mr. Farrell regarding the date that the program would start, which was Fall 2010.:

Resolved, that the Marshall University Board of Governors approve the Intent to Plan an MS in Accountancy.

- c) Intent to Plan, MS in Health Informatics (MSHI)

The Marshall University Lewis College of Business, College of Information Technology and Engineering, and the College of Health Professions are requesting permission to establish a Master of Science in Health Informatics (MSHI) to be developed in Academic Year 2009. The MSHI program will be administratively housed in the College of Health Professions.

Upon a motion by Tish Chafin, seconded by Mr. Perry, the Board approved the following resolution:

Resolved, that the Marshall University Board of Governors approve the Intent to Plan a MS degree in Health Informatics.

After this intent to plan was approved, Mr. Marsteller added that this will be a program that will offer our students great opportunities.

d) Addition of a New Major in Anthropology

The addition of Anthropology from an area of emphasis to a major is needed. This is a reflection of the depth of coursework offered in Anthropology and provides greater opportunities for graduates in graduate and professional studies as well as career selection. It requires no additional resources. Upon a motion by Tish Chafin, seconded by Mr. Perry and Mike Sellards, the following resolution was unanimously approved:

Resolved, that the Marshall University Board of Governors approve a major in Anthropology with the BA, Sociology.

e) Deletion of a Degree in Multidisciplinary Studies

The degree in Multidisciplinary Studies has no current students and no prospect for new students. Therefore, the College of Liberal Arts asks that it be removed from the curriculum. Upon a motion by Tish Chafin, seconded by Brent Marsteller, the following resolution was unanimously approved:

Resolved, that the Marshall University Board of Governors approve deletion of the BA, Multidisciplinary Studies.

VIII. Future Board Meeting Dates

Proposed board meeting dates were given to the Board of Governors present. Mr. Shell asked each member to look at their calendars. The Board discussed having the next board meeting at Stonewall Jackson Resort before the HEPC Board of Governors training (August 21, 22). Please let Cora know if that time would work with your calendars, as she will work with the HEPC to set up the date, etc.

IX. Executive Session

At this time, Brent Marsteller moved, seconded by Verna Gibson, that we have a working lunch executive session.

After a brief time, Mr. Perry moved, seconded by Mr. White, that the Board resume open session.

Mike Perry stepped out of the meeting as Mr. Shell asked for a resolution from the Board of Governors for Governor Manchin to sign giving Mr. Perry Emeritus Status to the Board of Governors. Upon a motion by Gary White, seconded by Brent Marsteller, the Board unanimously approved this request by Mr. Shell.

In accordance with the Autism Training Center by-laws and state statute, upon a motion by Brent Marsteller, seconded by Tish Chafin, the Board unanimously approved the appointments of Laura Boswell (Professional Category) and Cindy Puskas (Parent Category) to the West Virginia Autism Training Center's Advisory Board.

X. Adjournment

As there were no other matters to bring before the Board, the meeting was adjourned.

Virginia King, Secretary