THE COMMONWEALTH OF VIRGINIA

THE VISITORS OF JAMES MADISON UNIVERSITY

 Volume L No. 4

**Minutes of the Meeting of June 6, 2014**

The Visitors of James Madison University met on Friday, June 6, 2014 in the Festival Conference and Student Center Board Room on the campus of James Madison University. Mr. Joseph Funkhouser, Rector, called the meeting to order at 1:40 pm.

**PRESENT:**

Allen, Susan

Bartee, Ken

Battle, Mike

Cuevas, Pablo

Devine, Ron

DuVal, Barry

Fiorina, Carly

Forbes, Lois, Vice Rector

Funkhouser, Joseph, Rector

Gilliam, Leslie

Rainey, Don

Rexrode, David

Smith, Steve

Thompson,Fred

David Scala, Student Member 2014-15

Harper, Donna, Secretary

**ABSENT:**

Thomas, Mike

**ALSO PRESENT:**

Alger, Jonathan, President

Benson, A. Jerry, Provost and Senior Vice President for Academic Affairs

King, Charles, Senior Vice President for Administration and Finance

Langridge, Nick, Vice President for University Advancement

Warner, Mark, Senior Vice President for Student Affairs and University Planning

Egle, Don, Public Relations

McGraw, David, Speaker, Faculty Senate

Vollman, Taylor, President, Student Government Association

Wheeler, Susan University Counsel

Rector Funkhouser introduced David Scala, Student Member to the Board and recognized David McGraw as the returning Speaker of the Faculty Senate.

**APPROVAL OF MINUTES**

On motion of Mr. Devine, seconded by Mr. Smith, the minutes of the April 11, 2014 meeting were approved.

**COMMITTEE REPORTS**

**Advancement Committee**

Mrs. Leslie Gilliam, Chair, presented the report of the Advancement Committee. The minutes of the April 11, 2014 meeting were approved. (Attachment A)

Mrs. Gilliam reported on the following topics from the committee meeting:

1. Mr. Brian Frerking, Associate Athletic Director for Athletic Development, reported on the Duke Club contributions to date of $1,813,715 toward the $2.1 M goal for FY 2015;
2. Mr. Jeff Gilligan, Assistant Vice President for Development, reported the university has committed funds to date of $9,379.019 for FY 14;
3. Mrs. Susan Fersner, Director, Planned Giving, presented information on planned giving including the Madison Founders Society and examples of specific types of planned gifts;
4. Mr. Chris Pipkins, Associate Vice President for Advancement Information Services, presented on the state of the campaign readiness in the area of integrated data systems;
5. Ms. Lisa Ha, Assistant Director for Marketing, and Mrs. Kathy Sarver, Assistant Director for Planned Giving, presented the recent relationships campaign contacting 100,200 alumni;
6. Mrs. Leslie Gilliam, chair, updated the committee on the first year of Women for Madison; and
7. Mr. Nick Langridge, Vice President for Advancement, Mrs. Sheila Smith, Assistant Vice President for Development, and Mr. Andy Perrine, Associate Vice President for Communications and Marketing, presented a campaign update outlining steps taken in response to the feasibility study.

On motion of Mrs. Gilliam, seconded by Mrs. Forbes, the Advancement report was accepted.

**Athletics Committee**

Mr. Ron Devine, Chair, presented the report of the Athletics Committee. The minutes of the April 11, 2014 meeting were approved. (Attachment B)

Mr. Devine reported on the following topics from the committee meeting:

1. Mr. Jeff Bourne, Athletic Director, recognized the following individuals:
	1. Mickey Dean, Head Softball Coach, CAA Coach of the Year;
	2. Retiring coaches: Maria Malerba, Head Coach, Women’s Tennis; Paul Gooden, Head Coach, Women’s Golf; and Bill Walton, Executive Director, Track & Field/Cross Country;
2. Mr. Bourne updated the committee on the performance of the spring sports;
3. Ms. Casey Carter, Associate Athletic Director, reported on the academic progress for current student-athletes noting new levels of academic excellence and challenges impacting the NCAA Academic Progress Rate; and
4. Mr. David Biancamano, Associate Athletic Director for Fundraising and External Development, reported that year-to-date actuals for the athletics Annual Fund are slightly higher compared to the previous year, but are still slightly behind budgeted goals.

On motion of Mr. Devine, seconded by Mrs. Forbes, the Athletics report was accepted.

**Audit Committee**

Mr. Fred Thompson, Chair, presented the report of the Audit Committee. The minutes of the January 17, 2014 meeting were approved. (Attachment C)

Mr. Thompson reported on the following topics from the committee meeting:

1. Ms. LaToya Jordan, Director with the Auditor of Public Accounts and Mr. Justin Ferrell, Senior Auditor, presented the results of the JMU financial audit for the year ended June 30, 2013. The final report on Internal Control and the Financial Statement Opinion will not be released until mid-June.
2. Mr. John Knight, Assistant Vice President for Finance, discussed the results of the WMRA financial audit;
3. Mrs. Rebecca Holmes, Audit Director, provided a status report on the annual internal audit plan for 2013-14 and presented a draft internal audit plan for 2014-15; and
4. Mrs. Susan Wheeler, University Legal Counsel, noted the University is studying best practices regarding compliance.

On motion of Mr. Thompson, seconded by Mrs. Gilliam, the Audit report was accepted.

**Education and Student Life**

Mrs. Lois Forbes, Chair, presented the report of the Education and Student Life Committee. The minutes from the April 11, 2014 meeting were approved. (Attachment D)

Mrs. Forbes reported on the following topics from the committee meeting:

1. Ms. Kristi Shackelford, Director for Academic Policy and Curriculum Development and Mrs. Susan Wheeler, University Counsel, on behalf of the Faculty Handbook Committee, presented the recommended changes to the Faculty Handbook. (Attachment E)
	1. On motion of Mrs. Forbes, seconded by Mrs. Fiorina, approved the revisions to the Faculty Handbook effective July 1, 2014;
2. Dr. Fletcher Linder, Director of Interdisciplinary Liberal Studies Program, presented the second reading for the proposed Independent Scholars major.
	1. On motion of Mrs. Forbes, seconded by Mr. Devine, approved the Independent Scholars major;
3. Dr. Sharon Lovell, Dean of the College of Health and Behavioral Studies, presented the first reading of differential tuition for the Nursing program;
4. Dr. Michael Busing, Director of the Masters in Business Administration program, presented the first reading of the proposed Executive Leadership MBA program in Northern Virginia;
5. Dr. Melissa Aleman, Associate Dean of the Graduate School, presented the first reading to approve the modification of a concentration in the M.S. Kinesiology program to a stand-alone

M.S. in Sport and Recreation Leadership degree program; and

1. The committee heard reports from the Faculty Senate Speaker, the Student Member, and the Student Government Association President.

On motion of Mrs. Forbes, seconded by Mr. Devine, the Education and Student Life report was accepted.

#### Finance and Physical Development Committee

Mr. Ken Bartee, Chair, presented the report of the Finance and Physical Development Committee. The minutes from the April 11, 2014 meeting were approved. (Attachment F)

Mr. Bartee reported on the following from the committee meeting:

1. Mr. John Knight, Assistant Vice President for Finance, reviewed the quarterly financial report;
2. Mr. John Knight presented an update on the University’s June 30, 2013 financial statement audit to be concluded by mid-June with the audit report and the final opinion available at that time;
3. Mr. Charles King, Senior Vice President for Administration and Finance, presented a request to grant an easement to LUMOS to provide separate data service to the WVPT building and communication towers.
	1. On motion of Mr. Bartee, seconded by Mr. Devine, the easement was approved;
4. Mr. King presented the proposed 2014-15 tuition and fees;
5. Mr. King presented the proposed 2014-15 budget;
6. Ms. Towana Moore, Associate Vice President for Business Services, informed the committee the University had recently completed a new beverage contract with Pepsi; and
7. Ms. Moore also updated the committee on summer capital projects.

On motion of Mr. Bartee, seconded by Mr. Smith, the Finance and Physical Development report was accepted.

**PRESIDENT’S REPORT**

Mr. Alger presented information on the following: (Attachment G)

1. Mr. Matt Wasniewski, Historian of the U.S. House of Representatives, was the speaker at the University commencement ceremony in May;
2. The university’s yield rate remains strong with a 2.5% increase to 37% for in-state students with a total projection of 4380 for the incoming freshman class;
3. Governor McAuliffee participating in the grand opening of the ICE House;
4. JMU is included in *The Princeton Review’s Guide to 3332 Green Colleges* and the university received the Silver level Governor’s Environmental Excellence Award for the East Campus Hillside Naturalization Project;
5. An interdisciplinary team of students finished second for their wind turbine in the College Wind competition held in Las Vegas and JMU hosted the American Wind Energy Association State Wind Energy Forum;
6. Recent Alumni events include programs at Madison Hall in the Library of Congress, in Richmond at the home of Barry and Allison Purcell; the Madison Alumni Conference held on campus and the upcoming Politicos event in Washington;
7. The University will host the State Council of Higher Education and the Council of Presidents on September 15-16; and
8. Renovations across campus including the Student Success Center move-in, demolition of the East Tower, the Grace Street Housing construction, the Newman Lake dam repair, the expansion to UREC and other projects such as roof replacement and parking lot renovations.

**2014-15 TUITION AND FEES**

Mr. Charles King, Senior Vice President for Administration and Finance presented the proposed 2014-15 tuition and fees. On motion of Mr. Bartee, seconded by Mr. Devine, the board approved the following tuition and fees:

|  |  |
| --- | --- |
| **VIRGINIA STUDENT** | 2014-15 |
| Tuition & Fees | $ 5,406 |
| Comprehensive Fee | $ 4,256 |
| TOTAL COMMUTER COSTS | $ 9,662 |
| Room & Board | $ 8,828 |
| TOTAL ON-CAMPUS COSTS | $18,490 |
| **NON-VIRGINIA STUDENT** |  |
| Tuition & Fees | $20,266 |
| Comprehensive Fee | $ 4,256 |
| TOTAL COMMUTER COSTS | $24,522 |
| Room & Board | $ 8,828 |
| TOTAL ON-CAMPUS COSTS | $33,350 |

|  |  |
| --- | --- |
| **GRADUATE (per credit hour)** | 2014-15 |
| Virginia | $ 434 |
| Non-Virginia | $1,135 |

**2014-15 BUDGET**

Mr. Charles King, Senior Vice President for Administration and Finance presented the proposed 2014-2015 university budget. On motion of Mrs. Fiorina, seconded by Mr. Rainey, the budget was approved. (Attachment H)

|  |  |
| --- | --- |
| **2014-15 Budget Summary** | (in millions) |
| Education & General | $275.2 |
| Auxiliary Enterprises | $177.1 |
| Financial Aid | $ 13.2 |
| Sponsored Programs | $ 36.9 |
| Total Operating (excludes ETF) | $502.4 |

**ELECTION OF OFFICERS**

Mr. Ron Devine, Chair of the Nominating Committee, gave the following report:

“On behalf of the Nominating Committee of Susan Allen, Steve Smith and myself, we present the following slate of officers for 2014-15:

Rector – Mike Thomas

Vice Rector – Carly Fiorina

Secretary – Donna Harper.”

On motion of Mr. Devine, seconded by Mrs. Gilliam, the slate of officers was approved.

Rector Funkhouser then recognized the outgoing board members:

Mr. Ron Devine – 8 years of service

Mrs. Lois Forbes – 8 years of service

Mrs. Susan Allen – 4 years of service

Mr. Ken Bartee – 4 years of service

Mr. Steve Smith – 4 years of service

President Alger then recognized Rector Funkhouser for his two years as rector of the board.

Rector Funkhouser then called for the board to move into Closed Session. Mrs. Forbes made the following motion:

“I move the Board go into closed session to discuss the following matters: 1) pursuant to Virginia Code Section 2.2-3711 A-1, to discuss personnel matters involving promotions, retirements, hiring, resignations, salary adjustments, and status changes of various faculty members, administrators and appointees, as well as the award of tenure to faculty members;

2) pursuant to Section 2.2-3711-A-3 of the Code of Virginia to discuss the acquisition/disposal of real property; 3) pursuant to Section 2.2-3711 A-7 of the Code of Virginia to consult with legal counsel and be briefed by staff members/consultants pertaining to litigation.”

The motion was seconded by Mrs. Gilliam and the Board moved into closed session.

Following the closed session, Mr. Funkhouser then stated the following:

**During the closed session, the board discussed only matters lawfully**

 **exempted from open meeting requirements and only those types of matters**

 **identified in the motion for the closed session.**

**RECORDED VOTE: the following is an affirmative recorded, member by**

 **member vote:**

Allen, Susan

Bartee, Ken

Battle, Mike

Cuevas, Pablo

Devine, Ron

Duval, Barry

Fiorina, Carly

Forbes, Lois

Funkhouser, Joseph

Gilliam, Leslie

Rainey, Donald

Rexrode, David

Smith, Steve

Thompson, Fred

Mr. Funkhouser then asked if there were any motions to come forward.

On motion of Mrs. Forbes, seconded by Mr. Devine, approved the personnel action report.

On motion of Mr. Bartee, seconded by Mr. Devine, approved the purchase at 2868 South Main Street at a purchase price of $4.3 million.

**ADJOURNMENT**

There being no further business, on motion of Mr. Devine, seconded by Mr. Smith, the Board voted to adjourn. The meeting was adjourned at 3: 25 pm.

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 Joseph Funkhouser, Rector

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Donna L. Harper, Secretary