THE COMMONWEALTH OF VIRGINIA

THE VISITORS OF JAMES MADISON UNIVERSITY

 Volume LI No. 3

**Minutes of the Meeting of April 10, 2015**

The Visitors of James Madison University met on Friday, April 10, 2015 in the Festival Conference and Student Center Board Room on the campus of James Madison University. Mr. Michael Thomas, Rector, called the meeting to order at 1:21 pm.

**PRESENT:**

Battle, Mike

Bolling, William

Coleman, Warren

Cuevas, Pablo

Evans-Grevious, Vanessa

Funkhouser, Joseph

Hutchinson, Lucy

Rexrode, David

Rice, Edward

Thomas, Mike, Rector

Scala, David, Student Member 2014-15

Harper, Donna, Secretary

**ABSENT:**

DuVal, Barry

Gilliam, Leslie

Rainey, Don

Thompson, Fred

**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, Senior Director of Communications & University Spokesperson

McGraw, David, Speaker, Faculty Senate

Wheeler, Susan University Counsel

**APPROVAL OF MINUTES**

On motion of Mr. Funkhouser, seconded by Mrs. Evans-Grevious, the minutes of the January 16, 2015 meeting were approved.

**COMMITTEE REPORT**

**Athletics Committee**

Mr. Mike Battle, Chair, presented the report of the Athletics Committee. The minutes of the January 16, 2015 meeting were approved. (Attachment A)

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

1. Mr. Tom Foley, Interim Head Coach for Men’s Soccer was introduced and Mr. Kenny Brooks, Head Women’s Basketball Coach was recognized for winning the 2015 CAA Championship and playing in the first round of the NCAA;
2. Mr. John Knight, Associate Vice President for Finance reviewed the Independent Auditors report regarding the Schedule of Athletic Revenues and Expense for the Intercollegiate Athletic Program;
3. Ms. Jennifer Phillips, Associate Athletic Director for Compliance/Senior Women Administrator, reviewed the Title IX report from Helen Grant Consulting; and
4. Mr. Tom Kuster, Assistant Athletic Director for Sports Medicine discussed a report that analyzed the cost of services provided to student-athletes by the sports medicine department.

On motion of Mr. Battle, seconded by Mrs. Evans-Grevious, the Athletics report was accepted.

**Audit Committee**

Mr. David Rexrode, substituting for Mr. Thompson, presented the report of the Audit Committee. The minutes of the January 16, 2015 meeting were approved. (Attachment B)

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

1. Mr. Al Bartholet, WMRA station manager, discussed the results of the WMRA financial audit conducted by PB Mares, CPAs;
2. The committee reviewed the NCAA Agreed-Upon Procedures Report; and
3. Ms. Rebecca Holmes, Director of Audit & Management Services, provided the committee with a status report on the annual internal audit plan and reviewed mandatory disclosures required by the Institute of Internal Auditors.

On motion of Mr. Rexrode, seconded by Ms. Hutchinson, the Audit report was accepted.

**Education and Student Life**

Ms. Vanessa Evans-Grevious, Chair, presented the report of the Education and Student Life Committee. The minutes from the January 16, 2015 meeting were approved. (Attachment C)

Ms. Evans-Grevious reported on the following topics from the committee meeting:

1. Dr. Terry Dean, Director of the School of Theatre and Dance, presented the second reading of a proposal to modify existing concentrations in Dance, Musical Theatre and Theatre;
	1. On motion of Mrs. Evans-Grevious, seconded by Mr. Rexrode, approved the B.A. in Dance, B.A. in Musical Theatre, and B.A. in Theatre;
2. Dr. Lee Ward, Ms. Amy Sirocky-Meck and Ms. Tia Mann from the University Health Center presented on JMU’s efforts to combat the issue of alcohol and drug abuse;
3. Mr. AJ Good, Graduate Student Association Vice President for Communications provided an update on the activities of graduate students; and
4. Heard reports from the Faculty Senate Speaker, Mr. David McGraw, the Student Member to the Board, Mr. David Scala, and the Student Government Association President, Ms. Taylor Vollman.

On motion of Ms. Evans-Grevious, seconded by Mr. Battle, the Education and Student Life report was accepted.

#### Finance and Physical Development Committee

The Honorable William Bolling, substituting for Mr. Rainey, presented the report of the Finance and Physical Development Committee. The minutes from the January 16, 2015 were approved. (Attachment D)

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

1. Mr. John Knight, Assistant Vice President for Finance, reviewed the financial report for the period July 1, 2014 through February 28, 2015;
2. Mr. Charles King, Senior Vice President for Administration & Finance presented a request to grant an easement to the City of Harrisonburg to provide for a separate waterline along the southeast side of Lakeview Hall.
	1. On motion of Mr. Bolling, seconded by Mr. Coleman, approved the easement;
3. Mr. King presented a request to grant an easement to Verizon Wireless to upgrade utilities that tie into existing equipment located on the WVPT tower;
	1. On motion of Mr. Bolling, seconded by Mrs. Evans-Grevious, approved the easement;
4. Mr. King presented a request to grant an easement to Columbia Gas of Virginia, Inc. to provide gas service to the College of Health and Behavioral Science building;
	1. On motion of Mr. Bolling, seconded by Ms. Hutchinson, the easement was approved.
5. Mr. King gave an update on the 2015 General Assembly;
6. Mr. King presented the proposed 2015-16 tuition and fees; and
7. Ms. Towana Moore, Associate Vice President for Business Services, gave a report on the University’s Capital Outlay program.

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

**PRESIDENT’S REPORT**

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

1. Madison Collaborative: Ethical Reasoning in Action;
2. Announced the gift from GJ and Heather Hart
	1. On motion of Mr. Battle, seconded by Mr. Funkhouser, approved the following resolution:

**WHEREAS,** GJ and Heather Hart are, and have been, long-standing friends and active champions in the JMU community; and

**WHEREAS,** the Harts have engaged students and faculty in experiential learning and service including their annual operators conferences and the California Pizza Kitchen (CPK) Inspired Acts service event; and

**WHEREAS,** the Harts have shared personal experiences and inspiration with students as guest speakers and most notably in GJ’s 2013 Commencement Address and Heather’s 2015 Keynote at the JMU Women in Leadership conference; and

**WHEREAS,** the Harts have hosted events connecting alumni in their home and at the CPK headquarters; and

**WHEREAS,** GJ has served on the College of Business Board of Advisors since 2010 and on the Hospitality Management Advisory Board since 2013; and

**WHEREAS,** the Harts show a relentless pursuit of excellence and purpose in all their personal and professional pursuits; and

**WHEREAS,** GJ and Heather Hart made a generous commitment to support the School of Hospitality, Sport and Recreation Management:

**THEREFORE, BE IT RESOLVED**, we, the Visitors of James Madison University take great pride in enthusiastically celebrating the naming of the Hart School of Hospitality, Sport and Recreation Management for GJ and Heather Hart, effective Fall, 2015.

1. Announced the following academic hires: Dr. Adam Murray, Dean of Libraries and Educational Technologies; Dr. Jie Chen, Dean of the Graduate School; and Dr. Bradley Newcomer, Director of the Honors Program;
2. Continuing support for faculty and staff relative to competitive compensation;
3. Reviewed the Madison Vision series;
4. Shared recent convenings;
5. Recognized the following: Mr. James Brady and Mr. Adam White, seniors who have received Fulbright Awards; Mr. Patrick McCauley, an alum who also received a Fulbright Award; Ms. Amanda Crandall who received the National Oceanic and Atmospheric Administration’s Ernest F. Hollings scholarship; The Council for Higher Education Accreditation presented JMU with the Award for Outstanding Institutional Practice in Student Learning; Big Brothers/Big Sisters of JMU received the 2015 Governor’s Volunteerism and Community Service Award; JMU Debate was named by the Cross Examination Debate Association as the top public debate team in the nation; Ms. Lindsey Shook received the Galentine Award for top female debate coach in the nation; the Public Advocate of the Year Award was presented to Mr. Alger; and the Graduate Nursing program was ranked by *US News & World Report* on the Best Nursing School list.
6. Highlighted Women and Men’s basketball and Softball for their high level of competition;
7. Announced that Ms. Lindsay Czarniak, Class of 2000, will be the University Ceremony speaker and shared the plans for the commencement weekend; and
8. Thanked Don Egle, Senior Director for Communications and University Spokesperson, for his service to the University.

**DIVERSITY EFFORTS**

Mrs. Donna Harper, Vice President for Access and Enrollment Management, Mr. Arthur Dean, Executive Director for Campus & Community Programs for Access and Inclusion, Dr. David Owusu-Ansah, Executive Director for Faculty Access and Inclusion, and Ms. Emya Lee, Centennial Scholar, presented information on the university efforts supporting the diversity core quality in the Strategic Plan (Attachment F)

**MADISON APP**

Mr. Andy Perrine, Associate Vice President for Communications & Marketing, presented the new Madison app for the magazine. (Attachment G)

**CIVIC ENGAGEMENT**

Dr. Benson introduced the Engaged University Council and its purpose. He then introduced Dr. Jessica Adolino, Associate Dean for the College of Arts & Letters and Dr. Margaret Mulrooney, Associate Vice Provost for University Programs who shared information on Civic Engagement, one of the pillars of engagement for the university. (Attachment H)

**GENERAL ASSEMBLY**

Mr. Charles King, Senior Vice President for Administration and Finance presented an update on the General Assembly. (Attachment I)

**2015-16 TUITION & FEES**

Mr. Charles King, Senior Vice President for Administration and Finance presented the proposed tuition & fees for 2015-16. (Attachment J)

On motion of Mr. Bolling, seconded by Mr. Funkhouser, approved the following tuition and fees for 2015-16:

|  |  |
| --- | --- |
|  | **2015-16** |
| **VIRGINIA STUDENT** |  |
| Tuition & Fees | $ 5,724 |
| Comprehensive Fee | $ 4,342 |
| 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 |

There was no change for the credit hour tuition and fees for graduate students.

On motion of Mr. Colemen, seconded by Mr. Battle, approved the following VA Choice Resolution:

**WHEREAS,** the Board of Visitors of James Madison University has the authority to set tuition and fee charges; and

**WHEREAS**, 39 U.S.C. 3679(c), the Veterans Access, Choice and Accountability Act of 2014 ("the Act") requires the U.S. Veterans Administration to disapprove programs of education for payment of benefits under the Post-9/11 GI Bill and Montgomery GI Bill-Active Duty at public institutions of higher education if such institutions charge qualifying veterans and dependents ("covered individuals") tuition and fees in excess of the rate for in-state students for terms beginning after July 1, 2015; and

**WHEREAS**, "covered individuals" under the Act include:

* A veteran who lives in Virginia, regardless of formal state of residence or domicile, and enrolls in this institution within three years of discharge from a period of active duty service of 90 days or more using benefits under the Post-9/11 GI Bill and Montgomery GI Bill-Active Duty.
* A spouse or child using transferred benefits under the Post-9/11 GI Bill and Montgomery GI Bill-Active Duty who lives in Virginia, regardless of formal state of residence or domicile, and enrolls in this institution within three years of the transferor's discharge from a period of active duty service of 90 days or more.
* A spouse or child using benefits under the Marine Gunnery Sergeant John David Fry Scholarship who lives in Virginia, regardless of formal state of residence or domicile, and enrolls in this institution within three years of the Servicemember's death in the line of duty following a period of active duty service of 90 days or more; and

**WHEREAS**, pursuant to Virginia Code § 23-7.4:2 (H), all veterans residing within the Commonwealth shall be eligible for in-state tuition charges.

**NOW BE IT THEREFORE RESOLVED** that the tuition and fee rate for a course of education pursued by the following categories of students shall be equal to the tuition and fee rate for that course of education charged to in-state students:

* A spouse or child using transferred benefits under the Post-9/11 GI Bill and Montgomery GI Bill-Active Duty who lives in Virginia, regardless of formal state of residence or domicile, and enrolls in this institution within three years of the transferor's discharge from a period of active duty service of 90 days or more.
* A spouse or child using benefits under the Marine Gunnery Sergeant John David Fry Scholarship who lives in Virginia, regardless of formal state of residence, and enrolls in this institution within three years of the Servicemember's death in the line of duty following a period of active duty service of 90 days or more.

**BE IT FURTHER RESOLVED** that the President Jonathan R. Alger is delegated the authority to attest to (1) this action by the Board of Visitors; and (2) that this institution charges tuition and fees to uniformed services veterans and their qualified dependents covered under 39 U.S.C. 3679(c) at a rate equal to in-state tuition and fees for that course of education.

Rector Thomas then called for the board to move into Closed Session. Mrs. Evans-Grevious 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 performance of specific individuals;

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-10 of the Code of Virginia to discussion consideration of honorary degrees; and 4) 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 Mr. Coleman and the Board moved into closed session.

Following the closed session, Mr. Thomas 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:**

Battle, Mike

Bolling, William

Coleman, Warren

Evans-Grevious, Vanessa

Funkhouser, Joseph

Hutchinson, Lucy

Rexrode, David

Rice, Edward

Thomas, Mike

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

On motion of Mr. Battle, seconded by Ms. Hutchinson, approved the personnel action report.

On motion of Mrs. Evans-Grevious, seconded by Mr. Battle approved honorary degrees for Denyce Graves and Jeanne Narum.

On motion of Mr. Bolling, seconded by Mr. Funkhouser, approved the purchase at 712 Locust Hill Drive at a purchase price of $385,000.

The Rector announced the Nominating Committee to be Mr. Rainey (Chair), Mrs. Gilliam and Mr. Funkhouser.

**ADJOURNMENT**

There being no further business, on motion of Mrs. Evans-Grevious, seconded by Mr. Funkhouser, the Board voted to adjourn. The meeting was adjourned at 4:25 pm.

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 Mike Thomas, Rector

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Donna L. Harper, Secretary