

RADFORD UNIVERSITY  
BOARD OF VISITORS  
WEDNESDAY, FEBRUARY 10, 2010

APPROVED

MINUTES

Members present:

Mr. Thomas E. Fraim, Jr., Rector  
Mr. Todd E. Barrish  
The Honorable J. Brandon Bell  
The Honorable C. Nelson Harris  
Mrs. Mary Ann Hovis  
Mr. Stephen A. Musselwhite  
Mr. Mark R. Pace  
Mr. Walter F. Rugaber  
Dr. Cora S. Salzberg  
Mr. Ronald R. Wesley (arrived at 9:30 a.m.)  
Ms. Linda K. Whitley-Taylor  
Mr. Matthew Clem (non-voting advisory student representative)  
Dr. Stephen S. Owen (non-voting advisory faculty representative)

Members participating telephonically:

Ms. Nancy H. Agee  
Ms. Nancy E. Artis, Vice-Rector  
Mr. Darius A. Johnson (joined at 9:20 a.m.)

Members absent:

Mr. Matthew B. Crisp

Others present:

President Penelope W. Kyle  
Mr. Richard S. Alvarez, Chief Financial Officer and Vice President for Finance and Administration  
Mr. Frank S. Ferguson, Director for Governmental Relations and Regulatory Affairs  
Ms. Greer D. Saunders, Assistant Attorney General  
Dr. Joseph P. Scartelli, Interim Provost and Vice President for Academic Affairs

CALL TO ORDER

Mr. Fraim, Rector of the Board, called the meeting to order at 9:00 a.m., Wednesday, February 10, 2010, in One James Center, 901 East Cary Street, Richmond, VA.

BOARD MEMBER LOCATIONS:

Ms. Nancy H. Agee  
Carilion Roanoke Memorial Hospital Administration  
(Office)  
1906 Belleview Avenue, SE  
Roanoke, VA 24018

Ms. Nancy E. Artis  
Performance Associates, Inc.  
(Conference Room)  
301 Pagosa Blvd., B-10  
Pagosa Springs, CO 81147

Mr. Darius A. Johnson  
(Residence)  
5926 Fairlee Road  
Richmond, VA 23225

Rector Fraim stated that Ms. Nancy Agee, Ms. Nancy Artis and Mr. Darius Johnson had sent letters evoking use of Code of Virginia § 2.2-3708.1 dealing with participating via conference call in the event of an emergency. The code section allows for the participation of a board member via conference call for a limited number of meetings, with the approval of a quorum of the Board members with proper motions and seconds. Each board member announced his/her physical location for the Board. At this time, Rector Fraim read Ms. Artis' letter to the Board requesting she be allowed to participate in the Board meeting because of the emergency weather conditions. Rector Fraim called for a motion to allow Ms. Artis to participate in the meeting via conference call. Mr. Rugaber made the motion and Mr. Musselwhite seconded and the motion passed unanimously.

Ms. Artis' letter to the Board is attached hereto as Attachment A and made a part hereof.

Rector Fraim read Ms. Agee's letter to the board requesting she be allowed to participate in the Board meeting due to the emergency weather conditions. Rector Fraim called for a motion to allow Ms. Agee to participate in the meeting via conference call. Mr. Barrish made the motion and Mrs. Hovis seconded and the motion passed unanimously.

Ms. Agee's letter to the Board is attached hereto as Attachment B and made a part hereof.

Rector Fraim next read Mr. Johnson's letter to the Board requesting he be allowed to participate in the Board meeting due to the emergency weather conditions. Rector Fraim called for a motion to allow Mr. Johnson to participate in the meeting via conference call. Mrs. Hovis made the motion and Mr. Pace seconded and the motion passed unanimously.

Mr. Johnson's letter to the Board is attached hereto as Attachment C and made a part hereof.

Rector Fraim announced that Ms. Artis, Ms. Agee and Mr. Johnson were each approved to participate and vote during the Board meeting.

#### INTRODUCTION OF GUESTS

Rector Fraim asked President Kyle to introduce special guests. President Kyle related there were no guests to introduce.

#### APPROVAL OF MEETING AGENDA

Mr. Mark R. Pace made a motion to approve the February 10, 2010 meeting agenda, as published prior to the meeting. Mr. Walter F. Rugaber seconded the motion, and the motion carried unanimously.

#### APPROVAL OF MINUTES

Rector Fraim asked for a motion to approve the minutes of the November 12, 2009, meeting of the Board of

Visitors, as distributed. Mr. Mark R. Pace made the motion; Mr. Stephen A. Musselwhite seconded the motion, and the motion carried unanimously.

REPORT TO THE BOARD OF VISITORS FROM THE STUDENT REPRESENTATIVE

Mr. Matthew Clem, Non-voting Representative to the Board of Visitors and President of the Student Government Association (SGA) reported to the Board on the various activities of the SGA and Radford University students.

A copy of the report is attached hereto as Attachment D and made a part hereof.

(Mr. Ronald R. Wesley joined the meeting at 9:30 a.m.)

REPORT TO THE BOARD OF VISITORS FROM THE FACULTY REPRESENTATIVE

Dr. Stephen S. Owen, Non-voting Representative to the Board of Visitors and President of the Faculty Senate reported on issues of concern and interest to faculty.

A copy of the report is attached hereto as Attachment E and made a part hereof.

REPORT FROM THE ACADEMIC AFFAIRS COMMITTEE OF THE BOARD

Mr. Walter F. Rugaber, Chair of the Academic Affairs Committee of the Board of Visitors reported that the committee met on February 9, 2010. Mr. Rugaber noted that they had no action items but had updates from Dr. Scartelli and Dr. Owen. Dr. Scartelli also provided a presentation to the committee on tenure and promotion policies at Radford University.

REPORT FROM THE GOVERNANCE AND ADMINISTRATION COMMITTEE OF THE BOARD

Ms. Nancy H. Agee, Chair of the Governance and Administration Committee, reported that the committee met on February 9, 2010. She shared that the committee had no action items for the Board but related the committee's pleasure in the improving collegiality reported among the administration, faculty and students. Ms. Agee related that the board is very pleased with the relationship that Interim Provost Scartelli is creating and the bridge between the administration and the faculty in general.

REPORT FROM THE CHIEF FINANCIAL OFFICER & VICE PRESIDENT FOR FINANCE & ADMINISTRATION

Rector Fraim called on Mr. Richard Alvarez, Chief Financial Officer, who reported to the Board on the proposed Resolution of Compliance with the Radford University Debt Management Policy, the 2009-2010 Budget and the 2010-2012 Biennium Budget Outlook.

Mr. Alvarez explained that the Resolution fulfills an annual requirement that RU certifies to the Board that the University is financially healthy and able to sustain all assigned debt. Mr. Alvarez explained that RU is well within the limits of the Composite Financial Index (CFI) formulas that indicate the financial health of the University and asked that the Board adopt the Resolution.

Mr. Musselwhite proposed the following resolution be adopted:

Approval of the Resolution to the Board on the Compliance with the Radford University Debt Management Policy. Mrs. Hovis seconded the motion and the Resolution was approved unanimously.

A copy of the Resolution and explanatory documentation is attached hereto as Attachment F and made a part hereof.

Mr. Alvarez gave the Board a summary of the major items in Governor Kaine's introduced budget for higher education.

Mr. Harris made a motion to authorize Rector Fraim and President Kyle to take action if and when they find it appropriate to voice the Radford University Board of Visitors' concerns about the actions on the auxiliary funds. Mrs. Hovis seconded the motion and the motion passed unanimously.

The Governor's Introduced Budget proposes that state employees pay 1 percent of their retirement (VRS) in FY 2011 and an additional 1 percent in FY 2012. These savings will be transferred to the State General Fund. If approved by the General Assembly, State employees would, in essence, be taking a 2 percent pay cut.

Mr. Alvarez reported that stimulus funding has not yet been transferred to RU; however, plans are being made to spend it appropriately once received. It is not known at this time if stimulus funds can be carried forward.

RU is scheduled to receive stimulus funding for FY 2010 and FY 2011; however, the University's financial situation will be drastically altered in FY 2012 when RU's General Fund dollars are slated to decrease 32.5 percent. Radford University has taken \$16.3 million in cuts since 2008, \$14 million this year and has eliminated 98.5 FTE positions.

As previously reported, Radford's FY 2009 fall enrollment was down approximately 300 students. The loss of 300 students represents a \$1.5 million loss in Education and General (E&G) program revenues, over four years it represents a \$6 million revenue loss. With the work being done by Dr. Steven Nape and his staff in recruitment and communications with community colleges, Mr. Alvarez believes that enrollment will increase next year and will further enhance RU's current quality and scholastic standards.

Mr. Alvarez concluded his presentation by announcing that he and Dr. Scartelli are working on strategic initiatives to ensure that once the economy rebounds, Radford is positioned to move forward. Through modeling and specific planning programs, Radford will be able to direct funds into areas most beneficial to the students, faculty and the University.

A copy of the Preliminary Summary of Major Items in the Governor's Introduced Budget for Higher Education Operations in the 2010-12 Biennium (General Fund) is attached hereto as Attachment G and made a part hereof.

## PRESIDENT'S REPORT

President Kyle shared many campus events and activities that have occurred since the November 12 Board meeting.

CLOSED SESSION

Mr. Ronald R. Wesley moved that the board convene in a closed meeting, pursuant to § 2.2-3711-1 & § 2.2-3711-3 of the Freedom of Information Act, for the purpose of discussion, assignment, appointment, promotion and performance of certain university employees, and evaluation of performance of certain university employees and for the discussion of or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body. Mr. Rugaber seconded the motion. The motion passed unanimously.

RECONVENED SESSION

Following the Closed Session, the public was invited to return to the meeting. Rector Fraim called the meeting to order and asked Mr. Wesley to make the motion to return to open session.

Certification of Executive Meeting

WHEREAS, the Radford University’s Board of Visitors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by this Board that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Radford University Board of Visitors hereby certifies that, to the best of each member’s knowledge, (1) only public business matters lawfully exempted from open meeting requirements under Virginia law and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the Radford University Board of Visitors.

**VOTE:**

- |                                |                                   |
|--------------------------------|-----------------------------------|
| yes – Ms. Nancy H. Agee        | yes – Mr. Darius A. Johnson       |
| yes – Ms. Nancy E. Artis       | yes - Mr. Stephen A. Musselwhite  |
| yes – Mr. Todd E. Barrish      | yes – Mr. Mark R. Pace            |
| yes – Mr. J. Brandon Bell      | yes – Mr. Walter F. Rugaber       |
| yes – Mr. Thomas E. Fraim, Jr. | yes – Dr. Cora S. Salzberg        |
| yes – Mr. C. Nelson Harris     | yes – Mr. Ronald R. Wesley        |
| yes – Mrs. Mary Ann Hovis      | yes – Ms. Linda K. Whitley-Taylor |

ADJOURNMENT

The Rector announced that the next regularly scheduled meeting of the Board of Visitors will be held May 6 & 7, 2010, in Radford, Virginia.

Radford University Board of Visitors  
February 10, 2010  
Minutes

With no further business to come before the Board, the Rector adjourned the meeting at 11:46 a.m.

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Kimberly Chiapetto, Secretary  
Radford University Board of Visitors