

MINUTES OF A REGULAR MEETING OF THE
BOARD OF VISITORS OF
VIRGINIA COMMONWEALTH UNIVERSITY
August 12, 1999

A regular meeting of the Board of Visitors of Virginia Commonwealth University was held on Thursday, August 12, 1999, at 1:30 p.m. in the University Meeting Center located at 101 North Harrison Street.

Present were Drs. White (Rector), Smith and Wootton; Messrs. DeRusha, Flippen, Gresham, Pyon, Rigsby, Smith and Townes; and Ms. Miles. Messrs. Markel, and Weinberg; Dr. Perkinson; and Mesdames Benner and Powell were absent. Also present were Drs. Trani, Dewey, McDavis, Rhone and Self; Messrs. Bunce, Gehring, Ross and Timmreck; and Mesdames Gonzales, Jones, Messmer, and Price.

Dr. White called the meeting to order and welcomed Secretary of Education Wilbert Bryant. The Report of the President followed:

Surgeons at Virginia Commonwealth University's Medical College of Virginia Hospitals continue to receive positive national media coverage on groundbreaking living, unrelated donor liver transplant surgery. Doctors and celebrated patients have appeared on CBS This Morning; CNN; ABC's Good Morning America; and television affiliates across the country. Stories also have appeared in *The Washington Post* and *USA Today*. Coverage is expected in *The Wall Street Journal*; *People* magazine; and *The New York Times*. Also, CNN's coverage includes airing the story on the network's close-circuit television system which airs in doctors' offices across the country.

VCU has received 6,717 freshman applications, 949 more than 1998 during the same time frame. The increase represents a 16% increase in applications and a 41 percent increase since Fall 1996 when VCU received 4,732 freshman applications.

The quality of the Fall 1999 class will be as strong or stronger than ever; the average high school GPA is currently at 1998's level (3.02) and the average SAT score is also at the 1998 level (1024). In 1998 eight

students who ranked first in the graduating class had indicated the desire to attend VCU in the Fall; currently there are 17 students ranked first in the high school class who will be attending VCU in the Fall 1999. Furthermore, the number of freshmen ranked in the top 10 percent of the high school class who will be attending VCU has increased from 243 to 280.

The percentage of minorities in the freshman class has increased from 36 percent to 39 percent. There has been a significant increase in the number of African-American freshmen who plan to enroll at VCU, from 521 in 1998 to 643 in 1999 (a 23 percent increase). The number of Asian freshmen increased from 203 in Fall 1998 to 253 in Fall 1999 (a 25 percent increase).

Dr. Smith reported for the Academic and Health Affairs Policy Committee.

The Intellectual Properties Policy of Virginia Commonwealth University was presented. In May 1988, the Board of Visitors approved the original Intellectual Properties Policy of VCU. The Academic and Health Affairs Policy Committee was asked to approve changes in the policy to reflect the role of the Intellectual Property Foundation. Other changes were editorial in nature. The Academic and Health Affairs Policy Committee recommended to the Board the approval of the changes to the Intellectual Properties Policy of Virginia Commonwealth University.

An enrollment report for the Summer 1999 was presented. VCU continues to offer comprehensive, flexible summer programming, scheduling on-campus and off-campus sections. Preliminary figures for the Summer 1999 session show an enrollment of 8,642 students, an increase of 151 over Summer 1998. Preliminary enrollment figures for Fall 1999 were presented to the Committee by the Vice Provost for University Outreach. Enrollment as of August 11, 1999, was 17,566, with an official projection of 23,210 for Fall 1999, compared with an enrollment of 23,125 for Fall 1998.

A report on Degrees Awarded was presented. The Provost and Vice President for Academic Affairs reported the total number of degrees and certificates awarded for the 1998-99 academic year. Three thousand nine hundred and fifty-three degrees and certificates were awarded, an increase of six degrees and certificates from the previous year.

Medical College of Virginia Hospitals Finances – Statistical and Financial Summary for Fiscal Year 1999: Eleven Months Ending May 1999 were presented. The report covered patient volume, operating revenue, operating expenses, and other key indicators.

An Update on Ensuring the Long-Term Viability of VCU's Academic Health Center – A Response to Senate Joint Resolution No. 464 was presented. Key highlights of the University's response to Senate Joint Resolution No. 464 included: the resolution directs the Joint Commission on Health Care, in cooperation with the Commonwealth's academic health centers, the State Council of Higher Education for Virginia, and the Senate Finance and House Appropriations Committees, to study current and future financial and operational issues affecting the Commonwealth's academic health centers.

The proposal for the Division of Theatre and Music, School of the Arts was presented. The Committee was informed that the School of the Arts proposes to combine the departments of Music and Theatre into the Division of Theatre and Music. Specific plans for the new division were discussed with the Committee.

Mr. Townes reported for the Advancement and External Relations Committee. The Governmental and Community Relations and Media Relations re-

ports were presented. VCU continues to receive national coverage for the liver transplant program. The program received recognition on the front page of the *New York Times* as well as being featured several times on CNN.

Dr. Wootton reported for the Audit Committee. A status report on the Year 2000 Project was presented for information by the Office for Information Technology.

Mr. Smith reported for the Finance, Investment and Property Committee. The Architect Selection for the Massey Cancer Center Addition was presented. The project is for conceptual design services to construct a 60,000 GSF research facility with a 300-car parking deck on the MCV Campus. The addition will be constructed on the site currently occupied by Randolph Minor Hall, which is adjacent to and south of the existing Massey Cancer Center, and the project includes demolition of Randolph Minor Hall. The recommended firm is Shepley Bulfinch Richardson and Abbott. The construction budget is \$19,200,000 with a project budget of \$25,950,400. The Finance, Investment and Property Committee recommended to the Board the approval of the architect selection for the Massey Cancer Center Addition.

The Architect Selection for the Renovations to University Libraries was presented. The project renovates space in James Branch Cabell Library on the Academic Campus and the Tompkins-McCaw Library on the MCV Campus. Renovations to both libraries include technology, space, and system upgrades to serve the large student commuter population, allow for the creation of new study areas, and make information more accessible and user-friendly for students,

staff, faculty, and visitors. The construction budget is \$2,100,000 with a project budget of \$3,300,000. The recommended firm is Tymoff + Moss. The Finance, Investment and Property Committee recommended to the Board the approval of the architect selection for the University Libraries.

The Architect Selection for the Hibbs Building Classroom Renovations was presented. The project involves the renovation of 22 classrooms on the second, third and fourth floors of the Hibbs Building to enhance the learning experience by renovating classroom walls, floors, and ceilings, providing state-of-the-art technology capability, and replacing outdated furniture. The construction budget is \$682,000 with a project budget of \$1,705,000. The recommended firm is Gauthier, Alvarado & Associates, Inc. The Finance, Investment and Property Committee recommended to the Board the approval of the architect selection for the Hibbs Building Classroom Renovations.

The Architect Selection for the Business Building Classroom Renovations was presented. The project includes the renovation of 36 classrooms in the Business Building to enhance the learning experience by renovating classroom walls, floors, and ceilings, providing state-of-the-art technology capability, and replacing outdated classroom furniture. The construction budget is \$755,000 with a project budget of \$1,886,000. The recommended firm is LKPW Architects, LLP. The Finance, Investment and Property Committee recommended to the Board the approval of the Architect Selection for the Business Building Classroom Renovations.

The Project Plans for the Sports Medicine Building were presented. The purpose of the project is to construct a 42,000 GSF VCU Sports Medicine Building immediately west of the Stuart C. Siegel Center on West Broad Street. The building will house the MCVH Sports Medicine Center, Student Health Services, and offices for the Department of Intercollegiate Athletics and the VCU SportsCenter Graduate Program, and a multifunctional pre-event conference and meeting space. The construction budget is \$4,960,000 with a total budget of \$6,962,000. The Finance, Investment and Property Committee recommended to the Board the approval of the project plans for the Sports Medicine Building.

The Amendment to the Six-Year Capital Plan for the Bowe Street Parking Deck was presented. The Finance, Investment and Property Committee recommended to the Board the approval of the Amendment to the Six-Year Capital Plan 2000-02 biennium total to \$153,853,000 to add Bowe Street Parking Deck valued at \$5,000,000.

The Amendment to the Six-Year Capital Plan for the Sports Backers Stadium, Phase III was presented. The Finance, Investment and Property Committee recommended to the Board the approval of the Amendment to the Six-Year Capital Plan 1998-2000 biennium total to \$105,187,450 to include the \$1.2 million phase of the Sports Backer Stadium.

The Architect Selection for the Sports Backers Stadium, Phase III was presented. The purpose of the project is to add a pressbox, skybox, administrative offices and support space for the regional track and soccer center to be shared by Virginia Commonwealth University, Virginia Union University, the City

and the Metropolitan Richmond Sports Backers. The construction budget is \$885,000 with a project budget of \$1,200,000. The recommended firm is Dunbar, Milby, Williams, Pittman & Vaughan. The Finance, Investment, and Property Committee recommended to the Board the approval of the Architect Selection for the Sports Backers Stadium, Phase III.

The Request for Proposals (RFP) for the Parking and Transportation Privatization Term Contract was presented. The RFP is to establish a contract with one or more contractors to furnish all labor, materials, supplies and equipment necessary to facilitate parking enforcement, operation of parking facilities and special event staffing. The contract amount is anticipated to be between \$1,000,000 and \$1,500,000 annually. The Finance, Investment and Property Committee recommended to the Board the approval of the Request for Proposals for the Parking and Transportation Privatization Term Contract.

The Lease at 1116-1118 Floyd Avenue was presented. The lease is for approximately 4,480 square feet of office and classroom space at 1116-1118 Floyd Avenue for the Virginia Commonwealth University Autism Center of Virginia with an initial term of fourteen months commencing August 1, 1999. After the initial fourteen-month term, VCU will enter into a two-year extension of lease at an annual rate of \$24,720. The Finance, Investment and Property Committee recommended to the Board the concurrence with the MCV Foundation to enter into a lease at 1116-1118 Floyd Avenue and approval of the extension after the initial 14 months.

The Biotech One Build-Out Improvements were presented. The improvements include: the build-out of the remaining space, the installation of the additional air handler, and the upgrade to the building controls' system. The expenditure will be funded from the bond proceeds remaining from the refinancing of Biotech One. The expenditures are not to exceed \$319,947. The build-out improvements are to accommodate two tenants: Immunotox, Inc. and Allos Therapeutics. The Finance, Investment and Property Committee recommended to the Board the approval of the Biotech One Build-Out Improvements.

The Finance, Investment and Property Committee recommended to the Board the approval of the following lease amendments at Biotech One: Allos Therapeutics, Inc.; Immunotox, Inc.; and the Virginia Department of Transportation.

The Transfer of Quasi-Endowment Funds was presented. The Department of Chemistry is requesting the use of \$650,000 of the Mary E. Kapp fund to support new faculty research and laboratory startup costs, which is consistent with the purpose established by the donor. The Department of Human Genetics is requesting the use of the funds from the Roscoe Hughes Human Genetics Fund to meet critical teaching, research and clinical needs. During the 1999-00 fiscal year, the MCV Physicians will establish a permanent endowment fund at the MCV Foundation to provide support for a professorship in the Human Genetics Department. The Finance, Investment and Property Committee recommended to the Board the approval of the Transfer of Quasi-Endowment Funds.

The Notifications of Contract Award was presented for information. The contract for the VCU Alumni House Renovations was awarded to Prestige Construction Group, Inc. The VCU Alumni House renovations has a construction budget of \$499,500 with a total budget of \$630,450. The contract for the Sanger Hall renovations for elevator upgrades was awarded to Montgomery Kone, Inc. The Sanger Hall renovations has a construction budget of \$1,800,000 with a total budget of \$2,049,107.

The Impact of the Six-Year Capital Plan (2000-02) on Operating Budget and Deferred Maintenance Backlog was reviewed, as well as an update on the Implementation Plan of the Security Management Survey.

A report on the VCU School of Engineering Foundation, the Medical College of Virginia Hospitals Finances as of May 1999, the Quarterly Budget Performance Report for June 30, 1999, the Virginia Biotechnology Research Park Authority Leasing Report and the Capital Project Status Report were presented for information.

Mr. Rigsby reported for the Student Affairs Committee. Enrollment Reports for Summer 1999 and Fall 1999 were presented for information. VCU continues to offer comprehensive, flexible summer programming, scheduling on-campus and off-campus sections. Preliminary figures for the Summer 1999 session show an enrollment of 8,642 students, an increase of 151 over Summer 1998. Preliminary enrollment figures for Fall 1999 were presented to the Committee by the Vice Provost for University Outreach. Enrollment as of August 11,

1999, is 17,566, with an official projection of 23,210 for Fall 1999, compared with an enrollment of 23,125 for Fall 1998.

The Honor System Annual Report was presented. The VCU Honor System requires the Provost and Vice President for Academic Affairs to report annually to the Board of Visitors on the status of academic integrity on the two campuses of Virginia Commonwealth University. The Student Affairs Committee received the 1998-99 Annual Report of the Virginia Commonwealth University Honor System, which showed the number of students involved and the types of charges made.

An Update on the College Student Drinking Foundational Plan was presented. The Board of Visitors approved the Foundational Plan to Reduce Illegal and Harmful Drinking and Drug Use at Virginia Commonwealth University at the February, 1999, meeting. The preparation of such a foundational plan was one of the recommendations of the Attorney General's Task Force on Drinking by College Students. Dr. Kathleen J. Scott, Staff Psychologist at the University Counseling Services and Chair of the University Substance Abuse Committee, was appointed to oversee and coordinate the implementation of the Foundational Plan. The Student Affairs Committee received a report covering implementation activities that are underway.

A report on Student Health Services was presented. The Student Affairs Committee received a report on the services, accomplishments, and plans of the Student Health Services, as well as an assessment of student satisfaction with the services.

The Interim Executive Director of University Library Services reported the library hours on the Academic Campus have been extended; and plans for extending library hours for the Medical Campus are being explored for the Fall 1999 semester.

On motion made and seconded, the following items on the Consent Agenda were approved:

Board of Visitors

Minutes of a Meeting held May 14, 1999

Academic and Health Affairs Policy Committee

Minutes of a Meeting held May 14, 1999

Intellectual Properties Policy of VCU

Advancement and External Relations Committee

Minutes of a Meeting held May 14, 1999

Audit Committee

Minutes of a Meeting held May 14, 1999

Executive Committee

Minutes of a Meeting held May 3, 1999

Finance, Investment and Property Committee

Minutes of a Meeting held May 14, 1999

Minutes of a Special Meeting held July 7, 1999

Architect Selection for Massey Cancer Center Addition

Architect Selection for Renovations to University

Libraries

Architect Selection for Hibbs Building Classroom

Renovations

Architect Selection for Business Building Classroom

Renovations

Project Plans for Sports Medicine Building

Amendment to Six-Year Capital Plan: Bowe Street

Parking Deck

Amendment to Six-Year Capital Plan: Sports Backers

Stadium, Phase III

Architect Selection: Sports Backers Stadium, Phase III

Request for Proposal for Parking and Transportation

Privatization Term Contract

Lease for 1116-1118 Floyd Avenue

Build-Out Improvements, Biotech One

Lease for Allos Therapeutics, Inc., Biotech One

Lease for ImmunoTox, Inc., Biotech One

Lease for Virginia Department of Transportation,
Biotech One
Transfer of Quasi-Endowment Funds
Student Affairs Committee
Minutes of a Meeting held May 14, 1999

On motion made and seconded, the Board accepted the Consent

Agenda information items.

Dr. White reported for the Board Nominating Committee for Officers and the Executive Committee. On motion made and seconded, the following slate of officers and members of the executive committee were approved: Dr. W. Baxter Perkinson, Jr., Vice Rector; Dr. Lindley T. Smith, Secretary; Ms. Diane Linen Powell, Member-at-Large; and Mr. Edward L. Flippen, Member-at-Large.

Dr. White appointed the members of the Board of Visitors to serve on the Presidential Evaluation Committee. The members are Dr. W. Baxter Perkinson, Jr., Chair, Dr. Lindley T. Smith, Ms. Diane Linen Powell, Mr. Edward L. Flippen and Mr. Jay M. Weinberg.

Dr. White appointed the Committee Chairs for 1999-2000. The Chairs are Dr. W. Baxter Perkinson, Jr., Advancement and External Relations Committee; Dr. Percy Wootton, Academic and Health Affairs Policy Committee; Mr. Robert E. Rigsby, Audit Committee; Mr. Edward L. Flippen, Finance, Investment and Property Committee; and Ms. Yvonne E. R. Benner, Student Affairs Committee.

The following members of the Board were reappointed to serve on the Medical College of Virginia Hospitals Authority: Dr. H. George White, Jr. and Dr.

Percy Wootton. Other Board of Visitors members serving on the MCVHA Board are Dr. W. Baxter Perkinson, Jr., Dr. Lindley T. Smith and Mr. Jay M. Weinberg.

The Vice President for Finance and Administration presented an overview of the 2000-02 State Budget Requests. On motion made and seconded, the Board authorized the University administration to adjust and refine requests as needed prior to the final submission to the Department of Planning and Budget on September 20, 1999.

On motion made and seconded, the Board convened into closed session to discuss certain personnel matters and matters relating to the performance of identifiable employees and faculty of VCU, including Faculty Appointments and Changes in Status and other Personnel Actions, the Annual Reappointment of the Affiliate and Clinical Faculty, and the Report of the President; and to discuss the performance of departments or schools of VCU where such matters regarding such individuals might be affected by such evaluation, including Audit Reports of individually identified departments and/or schools; and to consult with legal counsel pertaining to actual and probable litigation and other specific legal matters requiring the provision of legal advice by counsel, including the Report of the General Counsel; and to discuss matters relating to gifts, bequests, and fundraising activities, including the approval of the Named Funds Report and Facility Naming Recommendations, an update on the University Campaign, an update on Development Activities, and an update on the Merit Scholarship Campaign as authorized by Sections 2.1-344 a(1), a(7) and a(8) of the Virginia Freedom of Information Act.

Following executive session, on motion made and seconded, the following resolution was approved by roll call vote:

Virginia Commonwealth University hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed session meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session meeting were heard, discussed or considered by the Board of Visitors of Virginia Commonwealth University.

<u>Roll Call Vote</u>	<u>Ayes</u>	<u>Nays</u>
Dr. H. George White, Jr., Rector	X	
Ms. Yvonne E. R. Benner	Absent	
Mr. William C. DeRusha	X	
Mr. Edward L. Flippen	X	
Mr. Timothy L. Gresham	X	
Mr. Steven A. Markel	Absent	
Ms. Angela Miles	X	
Dr. W. Baxter Perkinson, Jr.	Absent	
Ms. Diane Linen Powell	Absent	
Mr. Harold Y. Pyon	X	
Mr. Robert E. Rigsby	X	
Dr. Lindley T. Smith	X	
Mr. Ted L. Smith	Left before voting	
Mr. Clarence L. Townes, Jr.	X	
Mr. Jay M. Weinberg	Absent	
Dr. Percy Wootton	X	

Vote:

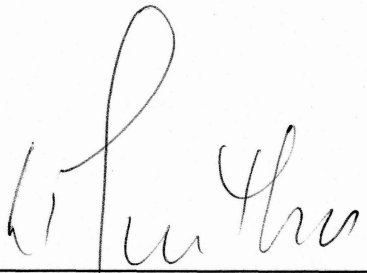
Ayes: 10
Nays: 0

ABSENT DURING MEETING: 5
ABSENT DURING VOTING: 6

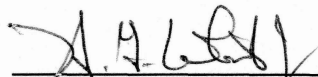
On motion made and seconded, the Board accepted the Report of the President; approved the Faculty Appointments and Changes in Status as amended; approved the Named Funds Report and Facility Naming Recommen-

dations; approved the Annual Reappointment of Affiliate and Clinical Faculty; accepted the Closed Session Committee reports; and accepted the Report of the General Counsel.

The meeting was adjourned at 4:45 p.m.

A handwritten signature in cursive script, appearing to read "Lindley T. Smith".

Lindley T. Smith, Secretary

A handwritten signature in cursive script, appearing to read "H. George White, Jr.".

H. George White, Jr., Rector