

**MINUTES**  
**Marshall University Board of Governors**  
**Shawkey Dining Room**  
**December 19, 2019**

Present: James Bailes, Chairman; Shawn Ball, James Farley, Patrick Farrell, Dan Holbrook, Carol Hurula, Christie Kinsey, Chris Miller, Bill Noe, Geoff Sheils, William Smith, Toney Stroud, Sandra Thomas, Gary White

**I.     Call to Order**

After determining a quorum was present, Chairman Bailes called the meeting to order.

**II.    Minutes Approval**

Upon a motion by Mr. White, seconded by Mr. Stroud, the Board approved the minutes for the September 12, 2019, and the Special Board Meeting on October 22, 2019.

**III.   Committee of the Whole**

A) Review and Approval of the following Academic Affairs Policies

The following resolution was read:

*Resolved, that the Marshall University Board of Governors does hereby take the following action as it relates to these policies. Policies MUBOG AA-22, MUBOG AA-7, and MUBOG AA45 to remain unchanged at this time. Policies MUBOG AA-26, MUBOG Aa-28, MUBOG AA-41, MUBOG AA-44, MUBOG IT-5, and MUBOG AA-12 to be amended, as presented.*

- MUBOG AA-26 Faculty Promotion

Administration recommends changes to update position titles and to add clarity to the assessment process for this policy.

Approved as presented upon a motion by Mr. Smith, seconded by Ms. Hurula. Motion carried.

- MUBOG AA-28 Faculty Tenure

Administration recommends changes to update position titles, to add clarity to the timing of tenure as related to promotion applications, and to add clarity to the assessment process for this policy.

Approved as presented, upon a motion by Ms. Kinsey, seconded by Mr. Dagostine. Motion carried.

- MUBOG AA-41 Individual Conflict of Interest in Research

Dr. John Maher spoke to the Board about this policy. Upon a motion by Ms. Hurula, seconded by Mr. Stroud, motion carried.

- MUBOG AA-44 Institutional Conflict of Interest in Research

Administration recommends changes to update the definition of a “human subject” in research and to add clarity to language in this policy.

Upon a motion by Mr. White, seconded by Mr. Farley, motion approved.

- MUBOG AA-46(IT-5) Distance Education Courses

Administration recommends changes to this policy that clarify current practices. Changes include addition of hybrid courses and faculty development required to develop and teach online and hybrid courses. Additionally, since online learning reports to Academic Affairs, the policy is renamed AA-46

A few changes were suggested and upon a motion by Mr. Stroud, seconded by Ms. Hurula, motion was approved as amended.

Faculty Senate asked that the following policies for a deferral to fall 2020. This will allow a Standing Committee to discuss them.

- MUBOG AA-22 Annual Evaluation of Faculty

- MUBOG AA-7 Salary Increases for Tenured and Tenure-Track Faculty
- MUBOG AA-45 Salary Increases for Library and Clinical Faculty

MUBOG AA-12 Academic Dishonesty

Upon a motion by Dr. Holbrook, seconded by Ms. Thomas, motion approved.

#### IV. Committee Reports

##### Academic and Student Affairs Committee

Mr. Farley, Chair of the Committee, presented on behalf of the Committee. The action items were as follows:

A) Addition of a Degree Program: BA in General Business

This program will be fully online with no specialization. The intent to plan was approved by the Board of Governors at the April 25, 2019, board meeting. Fiscally, this new program will not require any additional resources in terms of either operating funds or faculty. If the new degree program has significant enrollment, additional classes and, therefore, additional faculty will be needed. The following resolution was read:

*Resolved, that the Marshall University Board of Governors approve the addition of a degree program for the Bachelor of Arts in General Business.*

Upon a motion by Mr. Farley, seconded by Mr. Farrell, motion carried.

B) Addition of a Degree Program: Doctor of Business Administration

This program has three areas of specialization and will begin in fall 2020. It is a 3 year program, all online except for 5 campus visits. The intent to plan was approved by the Board of Governors at the April 25, 2019, board meeting. After discussion, the following resolution was read:

*Resolved, that the Marshall University Board of Governors approve the addition of a degree program for the Doctor of Business Administration.*

Upon a motion by Mr. Farley, seconded by Ms. Kinsey, motion approved.

C) Addition of a Degree Program: Master of Science in Cyber Forensics and Security

This program's intent to plan was approved at the October 31, 2019, board meeting. The program will operate on a pro forma budget model and is projected to reach the break-even point in year two. The following resolution was read:

*Resolved, that the Marshall University Board of Governors approve the addition of a degree program for the Master of Science in Cyber Forensics & Security.*

Upon a motion by Mr. Farley, seconded by Mr. Stroud, motion approved.

D) Degree Addition Master of Science, Data Science (carry on item)

*Resolved, that the Marshall University Board of Governor approve the Degree Addition for the Master of Science, Data Science.*

Upon a motion by Mr. Farley, seconded by Mr. Ball, motion approved.

### **Athletic Committee Report**

Mr. Farrell said the Committee met on December 18, 2019 and reviewed the Capital Project Program Statement for the Baseball Facility. The Committee gave unwavering support to the idea of building a baseball field in Huntington, however, requested more information about the project before taking a formal vote. There is no action to be brought to the Board at this time from this Committee.

### **Finance, Audit and Facilities Planning Committee**

Mr. Sheils, Chair of the Committee, gave the report for the Finance Committee. Following are the action items:

A) Three Months Ending September 30, 2019 Financial Statements

*Resolved, that the Board of Governors receives the Financial/Budget Report for the three months ending September 30, 2019.*

Upon a motion by Mr. White, seconded by Mr. Farley, motion approved.

B) Investment Earnings Update

*Resolved, that the Marshall University Board of Governors receives the Investment Earnings Report for period ending October 31, 2019.*

Upon a motion by Mr. Sheils, seconded by Mr. Farrell, motion approved.

C) Special Fees and Charges Section of Marshall University Tuition and Fees Schedule for Fiscal Year 2019-2020

*Resolved, that the Marshall University Board of Governors approves the change of the Special Fees and Charges Section of the Marshall University Tuition and Fees for Fiscal Year 2019-2020.*

Upon a motion by Mr. Sheils, seconded by Ms. Thomas. Motion approved.

D) Approval of amendments to the Employee Dependent Undergraduate Tuition Assistance Program

The anticipated additional cost to the institution for implementing this policy is expected to be approximately \$7,500 per year (Or current tuition rates) for four years when applied.

*Resolved, That the Marshall University Board of Governors approves the amended Policy No. AA-42 Employee Dependent Undergraduate Tuition Assistance Program.*

E) Review and Approval of Financial Affairs Policy, MUBOG FA-11 Capital Projects Management

This policy is being presented to revise the reference to a development plan to the Master Plan utilized by the University, add the capital projects expenditure list, and remove reporting to State committees no longer required through HEPC.

There are no anticipated costs to the institution for implementing these policies.

*Resolved, that the Marshall University Board of Governors does hereby take the following action as it relates to policy, MUBOG FA-11, Capital Project Management, be amended, as presented. Further Resolved, that the changes for this policy are approved as final at the conclusion of the comment period if no substantive comments are received for the policy.*

Upon a motion by Mr. White, seconded by Mr. Farrell, motion approved as amended.

F) Capital Projects Program Statements

*Resolved, that the Marshall University Board of Governors approve the Capital Projects Program Statements for the expansion of the Animal Resource Facility in Robert C. Byrd Biotechnology Center and College of Business Public and Private Partnership.*

Upon a motion by Mr. Sheils, seconded by Mr. Stroud, motion carried.

**V. Executive Session under the authority of WV Code 6-9-A-4**

There was no executive session.

## **VI. President's Report**

Following are the highlights from Dr. Gilbert's report:

- Legislative Reception on December 3<sup>rd</sup> at the President's House for the Cabell and Wayne delegations. Ideas were presented and were well received. Thanked the Board Members that attended.
- University's Strategic Plan with assistance from David Hatfield. There will also be a strategic plan for athletics.
- Winter Commencement was held on Saturday, December 14, and Christie Kinsey brought greetings from the Board. Professor April Fugett delivered the address and it was one of the most inspiring I have heard. About 700 graduates participated in the ceremony, and there were a total of 1200 students that graduated.
- Recently, there was a meeting with Mayor Williams and Vicki Lester of the Housing Authority regarding an RFQ for a developer to be part of a Fairfield Innovation Plan. The developer will be selected in February 1010 to assist in development of a federal HUD Choice Neighborhood Implementation Grant. This RFQ includes the desire to build a grocery store and housing authority apartments on the Northcott site.
- Along with Dr. Mukherjee, Dr. Gilbert has regular teleconferences with Brad Smith. There will be an event in February. This event will have executives representing Nike, PayPal and Adobe. This is still coming together, so we are hopeful. These speakers will be part of a panel at the Keith Albee in the afternoon. What an amazing event for Marshall University, our students and Huntington.
- Dr. Gilbert spoke regarding the new aviation program. We just received an amazing grant of \$1.5 million from the Maier Foundation to help build and equip a classroom building at the Yeager Airport. Dr. Gilbert would like to have the final program before the Faculty Senate for approval in January. If that happens as planned, we would like to call a special meeting to approve the final program and receive an information item about ordering a Cirrus SR 22 airplane.

## **VII. Chairman Report**

Chairman Bailes reported that a training session was done for new members and it was well attended. Dr. Gilbert had his special reception at the house, which was wonderful.



Mr. Bailes asked for any comments or other announcements and Bill Smith thanked everyone for their thoughts and condolences in the death of his brother. Mr. Farley said that December was the best yet for Marshall Rising and we were almost at 100%.

#### **VIII. Adjournment**

Upon a motion by Mr. Smith, seconded by Ms. Hurula, motion carried, and the meeting was adjourned at 11:30 a.m. in time for lunch.