

Draft Committee Meeting Minutes - December 12, 2002

**BOARD OF VISITORS
EXECUTIVE COMMITTEE MEETING
President's Conference Room
December 12, 2002**

MINUTES (draft)

The Rector called the meeting to order at approximately 3:30 p.m. Roll call indicated that the following Executive Committee members were in attendance and that a quorum was present.

Committee Members Present:

Dr. Alvin Bryant, Rector
Mr. David Robertson, Secretary
Ms. Delores Archer
Mrs. Teresa Carrington

Committee Members Absent:

Mr. Alfred Austin, Vice Rector
Dr. Caspa Harris

Other Board Members Present:

Mr. Michael Ball
Mr. Willie Brown
Mr. Jack Ezzell
Cpt. Fred Garner
Mr. Colvin Gibson
Mrs. Viola Madison-Foreman

Other Board Members Absent:

Mrs. Maria Ortiz

Members of the NSU Staff Present:

Dr. Marie McDemmond, President
Dr. Alvin J. Schexnider, Interim Executive Vice President
Mrs. Karla Johnson, Executive Assistant to the President and Agency Liaison
Mr. Patrick Kelly, General Counsel
Mr. Edward Jolley, Vice President for Finance and Business
Mr. Larry Curtis, Vice President for Student Affairs
Mr. Paul Shelton, Vice President for University Advancement

Dr. Adebisi Oladipupo, Vice President, Research and Technology
Mr. Earlie Horsey, Executive Director, Planning & Budget
Mrs. April Allbritton, Office Manager

1. Approval of the Minutes

Mrs. Carrington motioned, seconded by Ms. Archer and unanimously voted by the Executive Committee to approve the minutes for August 29, 2002.

2. Discussion Items

Nominating Committee Report – Mrs. Carrington thanked Mr. Robertson and Ms. Archer for their assistance on the Committee. She also thanked all the Board members who expressed interest in serving as an officer. Mrs. Carrington named the slate of officers as follows:

Rector	Mr. Jack Ezzell
Vice Rector	Mr. Colvin Gibson
Secretary	Mrs. Viola Madison-Foreman

There being no discussion, Dr. Bryant asked for a motion of approval.

Ms. Archer motioned, seconded by Mr. Robertson and unanimously approved by the Executive Committee to approve the Nominating Committee's slate of officers as presented.

By-laws Committee Report – Mrs. Carrington stated that the Committee did not have an opportunity to meet. She stated that the Committee would report at the next Board meeting. Dr. Bryant asked that this item be placed on the Executive Committee agenda for March 2003.

OCR Update – Dr. McDemmond thanked Cpt. Garner and Mr. Brown as co-chairs of the Political Activity Committee for their assistance in arranging meetings with key legislators and the Governor. She also thanked Mrs. Johnson and Mr. Horsey for their help in preparing an excellent report that included the historical perspective of the OCR mandate and an analysis of funding that has been received for program enhancements.

Dr. McDemmond gave an update of the December 6, 2002 meeting with the Governor. Mr. Brown, members of the Legislative Black Caucus and President Moore of Virginia State University were present. As a result of the meeting, the Governor asked the Secretary of Education to recalculate NSU's reductions based on an adjusted amount of \$34M. The amount used by the Commonwealth of \$40M included OCR funding that was supposed to be exempt. The recalculation would restore approximately \$900,000 to NSU. Dr. McDemmond stated that NSU's position, as well as that of Virginia State, was that without adequate resources, the university could not offer new programs that would be accredited; therefore, they would not be implemented. She stated that NSU would not increase student tuition to fund new OCR programs.

The Board discussed the possibility of additional budget cuts being made during the General Assembly session based on the higher base figure of \$40M being used by the Commonwealth. This would make NSU's reduction appear to be at 6.8%, well below the published percentage that all schools were cut between 8.1% and 10%. If the \$34M is used NSU would be at 8.0% Dr. McDemmond stated that she would discuss strategies next week at her Executive Cabinet meeting on how best to respond to this issue. She also stated that NSU appears to be at 100% of funding only because of OCR funding. If OCR monies are excluded, NSU would be at 89% of formula.

Cpt. Garner asked what was the total amount awarded for the OCR Accord? Dr. McDemmond stated that the only reference was made in a Mississippi newspaper article of approximately \$69M. Mr. Brown suggested that the National Alumni Association could submit a Freedom of Information (FOIA) request to the federal government to find out the exact amount.

Dr. McDemmond stated that she is scheduled to meet again with the Governor on Friday, December 20. This is also the date that the Governor will release the budget.

3. Action Items

Resolution to Change Appointment Date of Board members - Dr. McDemmond stated that the Governor has recommended that this change should be made. Mrs. Johnson read the language that would change the appointment date to on or before June 30 to bring NSU in line with other university-appointed Board terms. The language is a change to the Virginia code and would be submitted to the General Assembly in January for approval. The current appointment date for NSU is January 31.

Ms. Archer motioned, seconded by Mr. Robertson and unanimously approved by the Executive Committee to approve the language to change the appointment date of the NSU Board of Visitors to on or before June 30.

Mrs. Carrington asked if the language change would affect staggered terms? Mr. Robertson stated that it would lengthen the terms of those expiring in that year from January 31 to June 30 (approximately five months). The staggered term appointments would still be made according to guidelines.

Mrs. Carrington stated that the change could pose an imposition, in light of the Board's strategic planning session normally scheduled during this time.

Dr. Bryant stated that there are some long term advantages to the change. Elections would now include new members. Mr. Robertson stated that the change would also be in line with the academic year.

4. Closed Session

Mr. Robertson motioned, seconded by Mrs. Carrington and unanimously approved by the Executive Committee to move to adjourn and reconvene in closed session, as permitted by

Section 2.2-3711.A.1 and 7 of the Code of Virginia, for the purpose of the evaluation of the President’s annuity; the evaluation of the Interim Executive Vice President and consultation with legal counsel on the City of Norfolk Admission Tax issue.

The Executive Committee having reconvened in open session, took a roll call vote on certification that (i) only public business matters lawfully exempted from open meeting requirements, and (ii) only such public business matters as were identified in the motion by which the Executive Committee closed meeting was convened were heard, discussed or considered in the meeting by the Committee. Any member of the Committee who believed that there was a departure from the requirements as stated above, was asked to so state prior to the vote, indicating the substance of the departure that in his or her judgment has taken place.

Committee members who certified the motion:

Archer	yes	Ezzell	yes
Bryant	yes	Garner	yes
Ball	yes	Gibson	yes
Brown	yes	Madison-Foreman	yes
Carrington	yes	Robertson	yes

President’s Revised Annuity – Mr. Robertson motioned, seconded by Mrs. Archer and unanimously approved by the Executive Committee that the approval of the President’s Revised Annuity would be amended and prepared along the lines discussed and presented to the full Board for approval on December 13, 2002.

Interim Executive Vice President – Mrs. Archer motioned, seconded by Mr. Robertson that Dr. Alvin J. Schexnider be confirmed as permanent Executive Vice President at an appropriate salary with benefits, a car allowance and for a contractual period of five years effective January 1, 2003.

5. Other Business

No other business was brought before the Committee.

6. Adjournment

Dr. McDemmond presented gifts to Board members and the meeting was adjourned at 5:50 p.m. The Board was asked to join the President at her home to meet with the Legislative Black Caucus.

Respectfully submitted,

Karla C. Johnson, Executive Assistant to the

President and Agency Liaison