

VCU Board of Visitors

V i r g i n i a C o m m o n w e a l t h U n i v e r s i t y

May 19, 2006 A Regular Meeting of the Board of Visitors

Minutes

A regular meeting of the Board of Visitors of Virginia Commonwealth University was held on Friday, May 19, 2006, at 9 a.m. in the Richmond Salons located in the University Student Commons at 907 Floyd Avenue. Present were Drs. Bersoff, Doswell, Romano and Shapiro; Messrs. Axselle, Broaddus, Jackson, Robertson, Rosenthal, Sherman, Siegel and Snead; and Mesdames Lambert and Rhodes. Messrs. Baldacci and Thompson were absent. Also present were Drs. Trani, Gottfredson, Huff, Macrina, Moriarty, Retchin and Rhone; Messrs. Bennett, Bunce, Gehring, Messplay, Ohlinger, Ross, Timmreck, Wyeth; and Mesdames Atkinson, Balmer, Chinnici, Lepley and Messmer. Ashley Bacon-Ward, student representative to the Board, and Dr. Judy Lewis, faculty representative to the Board, were also present.

The President's Report was presented. Dr. Trani thanked Ashley Bacon-Ward for serving as the Student Representative to the Board, Bradford Allen for serving as Alternate Student Representative to the Board, and Dr. Judith Lewis for serving as Faculty Representative to the Board. Dr. Trani recommended Kathryn Murphy-Judy be reappointed as the non-voting Faculty Representative to the Board of Visitors effective July 1, 2006. Dr. Trani also recommended Philip Yeager be appointed Student Representative to the Board and Ashley Bacon-Ward be appointed Alternate Student Representative to the Board, effective July 1, 2006. On motion made and seconded, the recommendations were approved.

An admissions report was presented. VCU has received almost 13,000 freshman applications, 1,400 more than 2005. The increase includes almost 400 more in-state applications and almost 1,000 out-of-state applications. Based on the current number of offers accepted by freshman applications, VCU will enroll approximately 3,574 first-time freshmen. Based on the current statistics on undergraduate transfers, VCU expects to enroll approximately 1,800 incoming transfer students.

VCU's Commencement will be held on Saturday, May 20, 2006, at the Richmond Coliseum, at 10 a.m. Robert J. Grey, Jr. is the Commencement Speaker and recipient of an honorary degree. Other honorees are the Honorable Harvey B. Morgan, Honorary Degree recipient; Mr. and Mrs. Steven Markel and Mr. and Mrs. Stanley Pauley, Edward A. Wayne Medal recipients; and JoAnne Henry, Paul Timmreck, and Rupert Schmidt-Ullrich (posthumously), recipients of the Presidential Medallion.

An update on the 2006-08 Budget was presented for information.

Mr. Rosenthal reported for the Academic and Health Affairs Policy Committee. The Proposal to Establish a M.A. Degree Program in Homeland Security and Emergency Preparedness was presented. The M.A. degree in Homeland Security and Emergency Preparedness (HSEP) will be an interdisciplinary program that consists of 36 credits, in which students will have off-campus instruction through on-line distance learning, and is modeled after the M.S. degree in Health Administration. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Establish a M.A. Degree Program in Homeland Security and Emergency Preparedness.

The Proposal to Establish a Ph.D. Degree in Clinical Psychology and a Ph.D. Degree in Counseling Psychology was presented. The Department of Psychology requests approval to spin off two Ph.D. programs, one in Counseling Psychology and one in Clinical Psychology, from the current Ph.D. program in Psychology. The Clinical Psychology program has been operating at the University for more than 30 years, and the Counseling Psychology program for more than 20 years. Graduates of both currently receive the degree of Ph.D. in Psychology. Both are certified as training programs of exceptional quality by the governing body of Ph.D. granting psychology departments (the American Psychological Association). The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Establish a Ph.D. Degree in Clinical Psychology and a Ph.D. Degree in Counseling Psychology.

The Proposal to Establish a B.A. Degree in Women's Studies was presented. VCU has offered courses in Women's Studies for more than 20 years, and since Fall 2001, has offered a Women's Studies track in the Bachelor of Interdisciplinary Studies degree program. Since that track began, 38 students have graduated from the program and as of Fall 2005, 46 students were in the Women's Studies track. The College of Humanities and Sciences seeks to expand the

Women's Studies program into a Bachelor of Arts degree in Women's Studies. The proposed degree is consistent with VCU's recently approved B.A. degrees in African American Studies and International Studies. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Establish a B.A. Degree in Women's Studies.

The Proposal to Dissolve the Department of Sociology and Move the Faculty and Academic Programs into the L. Douglas Wilder School of Government and Public Affairs was presented. The faculty in the Department of Sociology engaged in an extensive process of reflection to consider the best structure for the Department's academic future. Departmental faculty discussed the issue internally and with various individuals and administrators in the L. Douglas Wilder School of Government and Public Affairs, and with the Acting Dean of the College of Humanities and Sciences. The current Bachelor of Science and the Master of Science degree programs and the Post-baccalaureate certificate program in Sociology will remain intact, and will move with the faculty to the Wilder School. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Dissolve the Department of Sociology and Move the Faculty and Academic Programs into the L. Douglas Wilder School of Government and Public Affairs.

The Proposal to Establish an Undergraduate Certificate Program in Spanish-English Translation and Interpretation was presented. The School of World Studies within the College of Humanities and Sciences at Virginia Commonwealth University proposes the creation of an Undergraduate Certificate in Spanish-English Translation and Interpretation to meet the growing demand for translators and interpreters in a wide variety of professions including business, health care, the judiciary, government, telecommunications, service sectors and the arts. Opportunities for Spanish-English translation and interpretation have increased both locally and nationally. Many undergraduates majoring in Spanish are interested in translation and interpretation opportunities. However, performing high-quality translation and interpretation requires practical training and a number of skills in addition to high language proficiency, including knowledge of specialized terminology, ability to perform research, and awareness of field-specific methodologies. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Establish an Undergraduate Certificate Program in Spanish-English Translation and Interpretation.

The Proposal to Create a Post-baccalaureate Graduate Certificate in Business Administration was presented. The proposed Post-baccalaureate Graduate Certificate in Business Administration is consistent with the mission of the School of Business' focus on the core market of working adults in the Richmond metropolitan area who desire relevant business education beyond the bachelor's degree. Specifically, the certificate will provide a unique offering of the "pre-MBA" courses, making possible for a person to complete the seven existing MBA 500-level foundation courses to enhance the students' business skills and knowledge in the current workplace, and then apply to the "advanced" Master of Business Administration or other business master's programs if desired. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Create a Post-baccalaureate Graduate Certificate in Business Administration.

The Proposal to Rename the B.F.A. Degree in Crafts to Craft and Material Studies and to Rename the Department of Crafts to the Department of Craft and Material Studies was presented. The term "crafts" is broad and imprecise. The term creates a perception problem because the name suggests various activities associated with a hobby rather than a professional artistic activity. "Crafts" does not adequately communicate the depth, breadth and conceptual activities of the department. The addition of "Material Studies" to the name is important because the addition better describes activities to both the department and contemporary practice within the field. All areas in the department stress the direct investigation and manipulation of materials in the creation of objects. The name "Craft and Material Studies" both describes the department as the department now stands and reflects the future direction which the department is committed to pursuing. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Rename the B.F.A. Degree in Crafts to Craft and Material Studies and to Rename the Department of Crafts to the Department of Craft and Material Studies.

The Proposal to Rename the Department of Sculpture to the Department of Sculpture and Extended Media was presented. The activity of sculpture has come to encompass more than traditional object-making, and the department has changed with the times. The proposal will update the departmental name to reflect professional practice in the field. The department offers traditional technical labs including a metal shop for foundry, forging, welding and general metal working, and a woodshop for woodworking. The department also has a computer lab for three-dimensional computer modeling, three-dimensional scanning, three-dimensional printing and video. Courses are offered in all of the areas, and the department has a collaborative relationship with the Kinetic Imaging Program, which also is located in the School of the Arts. By changing the name to the Department of Sculpture and Extended Media, the school and department will be better able to communicate about the work that faculty and students do, including the three-dimensional activities done by incorporating video, sound and other new media. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Rename the Department of Sculpture to the Department of Sculpture and Extended Media.

The Proposal to Rename the M.S. Degree in Recreation, Parks and Sport Management to M.S. Degree in Sport Leadership was presented. The agenda item was amended: The Proposal to Rename the M.S. Degree in Recreation, Parks and Sport Leadership to M.S. Degree in Sport Leadership. The revised name is proposed to make the degree program name consistent with the revised curriculum, which eliminates the concentrations of Leisure Services Management and Therapeutic Recreation, leaving only the existing concentration in Sport Leadership. Enrollment in the Leisure Services Management and Therapeutic Recreation concentration has been low; currently three students are enrolled in Leisure Services Management, and one in Therapeutic Recreation. Faculty will work with the four students to ensure that courses are available which will allow the students to complete the programs by Spring 2007. Admission to both concentrations is closed, so no new students will be admitted to the programs. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the Proposal to Rename the M.S. Degree in Recreation, Parks and Sport Leadership to the M.S. Degree in Sport Leadership.

The Proposal for the School of Education to Reorganize from Nine Departments to Six Departments was presented. The School of Education has been actively engaged in a six-year academic plan to expand and strengthen the school's graduate programs, while maintaining high quality undergraduate programs. The school's current organizational structure consists of nine departments: Adult and Organizational Learning; Counselor Education; Educational Leadership; Exercise Science; Foundations of Education; Recreation, Parks and Sport Management; Special Education and Disability Policy; Teacher Education in Health and Physical Education; and Teaching and Learning. The recommendation is to reduce the number of departments to six. The departments are the Department of Counselor Education; the Department of Educational Leadership; the Department of Foundations in Education; the Department of Health and Human Performance; the Department of Special Education and Disability Policy; and the Department of Teaching and Learning. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the Proposal for the School of Education to Reorganize from Nine Departments to Six Departments.

The Proposal to Establish a VCU Affiliate Faculty Appointments Policy and Procedures was presented. Affiliate Faculty appointments may be considered for individuals who, by virtue of the faculty member's expertise, are deemed capable of making a significant contribution to a University program. Such contribution may involve giving occasional lectures or acting as preceptor to students during field work, clinical rotations or residencies. Affiliate Faculty appointments may be made available to persons outside the University, to faculty holding primary appointments in other departments or schools of the University, or to persons holding administrative or service positions in the University. Affiliate Faculty appointments formally recognize volunteer (unpaid) contributions to a program. The University will consider Affiliate Faculty appointments for individuals who, based on the merits of the applicant, wish to contribute to the instruction of students in classroom or experimental settings, or make other significant contributions to the teaching and research missions of the University, its schools and departments. Individual schools and departments may establish Affiliate Faculty appointment guidelines and procedures to augment the University Affiliate Faculty Appointments. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Establish a VCU Affiliate Faculty Appointments Policy and Procedures.

The Proposal to Revise the Existing Misconduct in Research and Scholarly Activities Policy was presented. The policy institutes a unified policy regarding the identification, investigation and prosecution of misconduct in research and scholarly activities. The policy allows variations in the academic units to accommodate specific disciplines. Most importantly, the policy provides for timely resolution of issues by fair and unbiased panels and avenues of appeal at each stage. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Revise the Existing Misconduct in Research and Scholarly Activities Policy.

The Proposal to Amend the Faculty Promotion and Tenure Policy and Procedures, Section 3.0 was presented. In response to reports of possible contradictory statements within Virginia Commonwealth University's Faculty Promotion and Tenure Policy and Procedures, President Trani appointed an ad hoc committee to examine Section 3.0, Appointments, in particular the last sentence which states that "The total period of appointment at the instructor rank shall not exceed seven years." That sentence in Section 3.0 appears to conflict with Section 3.3, Collateral (non-tenure) Appointments, which states that "A collateral appointment may be for a term of one to five years and is renewable." The ad hoc committee recommended the last sentence in Section 3.0, Appointments, be deleted. The Academic and Health Affairs Policy Committee recommended to the full Board the approval of the proposal to Amend the Faculty Promotion and Tenure Policy and Procedures, Section 3.0.

The following items were presented for information:

- Renewal of Sole Source Contract: Education Services from Inova Health Care Services
- Report on the School of Dentistry
- Virginia Commonwealth University Health System Financial Statement Summary Fiscal Year 2006 – Nine Months Ending March 31, 2006

- Report of the Provost and Vice President for Academic Affairs

Mr. Doswell reported for the Audit Committee. The Audit Committee Charter and Meeting Planner was presented. Two major proposed changes to the Audit Committee Charter are: (1) added responsibilities for oversight of the Board Survey Process; and (2) added responsibilities for the Committee to oversee the newly created University Compliance Program. The Audit Committee recommended to the full Board the approval of the revised Audit Committee Charter and Meeting Planner.

Mr. Robertson reported for the External Relations Committee. The following items were presented for information: the Government Relations and Health Policy Report, the Marketing and Media Relations Report and the Advancement Division Reports.

Mrs. Rhodes reported for the Finance, Investment and Property Committee. The Request for Proposals for VCU Technology Services: Mobile Computing Initiative was presented. The initiative would allow the University to standardize on a preferred computer supplier offering limited models, thus allowing the University to provide enhanced hardware and software support to students. A request for proposals will be issued in compliance with all state procurement regulations. The awarded contract will commence in spring 2007 for students entering in the fall 2007 semester. The Finance, Investment and Property Committee recommended to the full Board the approval of the Request for Proposals for VCU Technology Services: Mobile Computing Initiative.

The Request for Proposals for VCU Technology Services: Audiovisual and Multimedia Equipment was presented. The initiative would establish contracts with multiple vendors to provide audiovisual and multimedia equipment and services to the University. The Finance, Investment and Property Committee recommended to the full Board the approval of the Request for Proposals for VCU Technology Services: Audiovisual and Multimedia Equipment.

The Architect Engineer Selection for the Life and Health Sciences Engineering Building was presented. Adjacent to the existing School of Engineering, the project will bring together interdisciplinary faculty from engineering, life sciences, and health sciences to share knowledge and resources. The facility will be a multi-story structure compatible with the architectural design of the existing School of Engineering. The facility will contain wet research labs, faculty offices, graduate student offices, and related support space. The recommended firm was Burt Hill. The construction budget is \$8,748,000, with a total budget of \$11,465,581. The Finance, Investment and Property Committee recommended to the full Board the approval of the Architect Engineer Selection for the Life and Health Sciences Engineering Building.

Project Plans for Franklin Terrace Renovation were presented. Franklin Terrace is an instructional facility for the Art Education, Communication Arts, Kinetic Imaging and Art Foundation Departments. The building has outdated mechanical and electrical systems, insufficient restrooms, and lacks fire exit stairs. The interior arrangement of spaces is not optimally functional for the School of the Arts. The purpose of the project is to upgrade the building systems to correct the deficiencies. The construction budget is \$2,595,021, with a total budget of \$3,660,000. The Finance, Investment and Property Committee recommended to the full Board the approval of the Project Plans for the Franklin Terrace Renovation.

Project Plans for the James W. Black Music Center Renovation were presented. The project will renovate selected areas of the existing building and demolish the existing additions on the south end of the structure. New space will be constructed to accommodate the Department of Music's instructional, rehearsal, and office needs, replacing the demolished additions. The project will consolidate Department of Music faculty into a single location and provide quality space for teaching and performing music. The construction budget is \$3,197,800, with a total budget of \$4,157,000. The Finance, Investment and Property Committee recommended to the full Board the approval of the Project Plans for the James W. Black Music Center Renovation.

Leases for 1050 Oliver Hill Way were presented. VCU will enter into a long-term Ground Lease agreement with the VCU Real Estate Foundation (VCUREF) for approximately 0.18 acres, plus non-exclusive access ingress to and egress from the site from Oliver Hill Way. The VCUREF will construct a prefabricated building on the site and will lease the building back to VCU to house the Physical Plant administrative offices. The proposed lease term is from June 1, 2006, to May 31, 2031, plus two 5-year renewal options providing the landlord with 90 days prior written notice. The rental rate for the initial term and subsequent renewal options, if exercised, is \$1. The Building Lease is for approximately 8,000 square feet of office space, together with ingress and egress at 1050 Oliver Hill Way. The Physical Plant administrative offices, currently located in temporary office trailers, will occupy the building. The building is adjacent to the two warehouses owned by VCU which currently house most of the shop facilities. By locating the Physical Plant administrative offices near the shop facilities, VCU will be able to increase efficiency and reduce duplication of services. The proposed lease term is from February 6, 2007, to February 5, 2012, plus two 5-year renewal options. The rental rate for the initial five-year term is \$612,500, with the first year of the term being \$120,500. The rental rate will escalate by approximately \$1,000 each year, and these additional funds will be held in a maintenance reserve to cover future structural repairs to the building.

Additionally, the tenant pays all utilities, taxes, insurance, janitorial service, non-structural repairs/maintenance, snow removal, and pest control. The owner pays for structural repairs/maintenance. The Finance, Investment and Property Committee recommended to the full Board the approval of the Ground Lease and Building Lease for 1050 Oliver Hill Way.

The Lease for Hadid Compound, West Bay Lagoon, Doha, Qatar was presented. The lease is to amend the current three-year lease to add a renewal option. The purpose of the VCU School of the Arts in Qatar is to offer students the opportunity to earn a Bachelor of Fine Arts degree in Communication Arts and Design, Fashion Design and Merchandising, or Interior Design. Through experienced teachers and comprehensive four-year curricula, the College nurtures creativity and innovation and develops the technical skills necessary for demonstrating creativity. Graduates earning a Bachelor of Fine Arts degree are prepared to assume careers and leadership roles in the professional field of choice. The current lease term is from April 1, 2006 to March 31, 2009, with a current rental rate of Qatar Riyals 900,000 (or \$247,253) per year. The Amended lease term is from April 1, 2006 to March 31, 2009, plus one 3-year renewal option. The proposed renewal rate is the same rental rate as the initial term of the lease. The Finance, Investment and Property Committee recommended to the full Board the approval of the lease for Hadid Compound, West Bay Lagoon, Doha, Qatar.

The Lease for the Department of Game and Inland Fisheries (DGIF) Region I Headquarters was presented. VCU currently owns 343.7 acres of land, the Rice Center, located in Charles City County, Virginia on the north bank of the James River. Through a long-term Lease with DGIF, VCU will provide approximately three acres upon which the DGIF Region I Headquarters will be constructed. VCU will oversee the planning and construction of the regional headquarters and will secure bonds in the amount of \$1.6 million to partially fund construction. DGIF will reimburse VCU for all of the debt service costs to include costs of issuance in the form of rent to be amortized over 20 years. Following reimbursement to VCU, DGIF will continue to have use of the land and building for \$1 per year until the Lease is terminated. The proposed Lease term is from February 1, 2007, to January 31, 2057, plus one option to renew for an additional 50 years. The exact rental rate cannot be determined until the bonds are issued, but the anticipated initial term rent is approximately \$138,000 per year. The renewal rent will be \$1. The Finance, Investment and Property Committee recommended to the full Board the approval of the Lease for the DGIF Region I Headquarters.

An Occupancy Agreement for 800 East Leigh Street, Biotech One was presented. The Virginia Institute for Psychiatric and Behavioral Genetics performs basic science research in the psychiatric and behavioral aspects of human genetics. The Institute's mission is to help identify specific genes and environmental factors that create increased risk for common and costly psychiatric disorders. Specific areas of research include alcoholism, schizophrenia, major depression, attention deficit-hyperactivity in children, drug abuse, risk factors in minorities, epilepsy and seizures, and maternal effects on child health. The proposed occupancy agreement term is from July 1, 2006 to June 30, 2011, with one 5-year renewal option at the same rental rate, subject to fluctuation of annual operating expenses. The proposed rental rate is \$392,832 per year during the initial term of the lease. The dollar per square foot rate will fluctuate based on the annual operating expenses. The Finance, Investment and Property Committee recommended to the full Board the approval of the Occupancy Agreement for 800 East Leigh Street, Biotech One.

The following items were presented as information.

- 2006-07 Budget Update
- Virginia Commonwealth University Health System Financial Statement Summary
- Fiscal Year 2006 – Nine Months Ending March 31, 2006
- University Quarterly Budget Performance Report: March 31, 2006
- Annual Report: VCU Cash Management Operating Pool
- ARIES Project Update
- Notification of Contract Awards
 - a. VCU ACES Project: Telecommunications Modernization
 - b. DGIF Regional 1 Office Facility
 - c. VCU Police Department Renovations
- Architect Engineer Selection for Cabell Library Fourth Floor Renovation
- Project Plans for Physical Plant Administration Building
- Capital Projects Status Report

Dr. Romano reported for the Student Affairs Committee. An admissions report, a progress report on Safety at VCU; a Housing Update; a briefing on the Hunton Hall Project; and a report on STAR/Orientation were presented for information.

On motion made and seconded, the following Consent Agenda Action Items were approved as amended:

Board of Visitors

- Minutes of a Meeting held February 9, 2006
- Resolution Regarding Faculty Salaries
- Proposed Dental Faculty Practice Earnings 2006-07

Academic and Health Affairs Policy Committee

- Minutes of a Meeting held February 8, 2006
- Proposal to Establish an M.A. Degree in Homeland Security and Emergency Preparedness
- Proposal to Establish a Ph.D. Degree in Clinical Psychology and a Ph.D. Degree in Counseling Psychology
- Proposal to Establish a B.A. Degree in Women's Studies
- Proposal to Dissolve the Department of Sociology and Move the Faculty and Academic Programs into the L. Douglas Wilder School of Government and Public Affairs
- Proposal to Establish an Undergraduate Certificate Program in Spanish-English Translation and Interpretation
- Proposal to Create a Post-baccalaureate Graduate Certificate in Business Administration
- Proposal to Rename the B.F.A. Degree in Crafts to Craft and Material Studies and to Rename the Department of Crafts to the Department of Craft and Material Studies
- Proposal to Rename the Department of Sculpture to the Department of Sculpture and Extended Media
- Proposal to Rename the M.S. Degree in Recreation, Parks and Sport Leadership to M.S. Degree in Sport Leadership
- Proposal for the School of Education to Reorganize from Nine Departments to Six Departments
- Proposal to Establish a VCU Affiliate Faculty Appointments Policy and Procedures
- Proposal to Revise the Existing Misconduct in Research and Scholarly Activities Policy
- Proposal to Amend the Faculty Promotion and Tenure Policy and Procedures, Section 3.0

Audit Committee

- Minutes of a Meeting held February 9, 2006
- Audit and Management Services Charter

Executive Committee

- Minutes of a Meeting held April 14, 2006

External Relations

- Minutes of a Meeting held February 8, 2006

Finance, Investment and Property Committee

- Minutes of a Meeting held February 8, 2006
- Request for Proposals for VCU Technology Services: Mobile Computing Initiative
- Request for Proposals for VCU Technology Services: Audiovisual and Multimedia Equipment
- Architect Engineer Selection for the Life and Health Sciences
- Engineering Building
- Project Plans for Franklin Terrace Renovation
- Project Plans for James W. Black Music Center Renovation
- Lease for 1050 Oliver Hill Way: Ground Lease and Building Lease
- Lease for Hadid Compound, West Bay Lagoon, Doha, Qatar
- Lease for DGIF Region 1 Headquarters, Charles City, VA
- Occupancy Agreement for 800 East Leigh Street

Student Affairs Committee

- Minutes of a Meeting held February 8, 2006

Mr. Axselle reported for the Nominating Committee for Rector. Members of the Committee are Messrs Axselle, Chair, Rosenthal, Sherman and Thompson and Mrs. Rhodes. The committee recommended Dr. Edward H. Bersoff be re-elected as Rector of the Board, effective July 1, 2006. On motion made and seconded, the Board approved the recommendation of the Nominating Committee for Rector.

Dr. Bersoff appointed the following members of the Board to serve on the Nominating Committee for Officers and Executive Committee: Dr. Bersoff, Chair, Messrs. Sherman and Siegel and Dr. Shapiro.

On motion made and seconded, the Board convened into closed session to discuss certain personnel matters and matters relating to the appointment, promotion, performance and salaries of identifiable employees and faculty of VCU, including the Faculty Appointments and Changes in Status and other Personnel Actions, Promotion and Tenure Recommendations, the VCU Clinical Faculty Salaries for the School of Medicine for 2006-2007; and to discuss the evaluation of performance of departments or schools of VCU where such evaluations necessarily involve discussion of the performance of specific individuals, including Audit Reports of individually identified departments and/or schools; and to consult with legal counsel and receive briefings from staff members regarding certain legal matters and actual or probable litigation relating to the aforementioned Audit Reports, where such consultation or briefings in open session would adversely affect the negotiating or litigating position of VCU; to discuss the acquisition or use of real property for 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 VCU, including the acquisition of property on or adjacent to the Monroe Park Campus Addition; and to consult with legal counsel pertaining to actual and probable litigation, and other specific legal matters requiring the provision of legal advice or counsel, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of VCU; to discuss matters relating to gifts, bequests, and fund-raising activities, including consideration of the Named Funds Report and Facility Naming Recommendations, and an update on the development activities as authorized by Section 2.2-3711 A(1), A(3), A(7) and A(8) of the Virginia Freedom of Information Act.

Following closed 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.

Roll Call Vote	Ayes	Nays
Dr. Edward H. Bersoff, Rector	X	
Mr. Ralph L. "Bill" Axselle, Jr.	X	
Mr. David G. Baldacci	Absent	
Dr. J. Alfred Broaddus, Jr.	X	
Dr. John C. Doswell II	X	
Mr. Brian K. Jackson	Left before voting	
Ms. Lillian L. Lambert	X	
Mrs. Anne J. G. "Panny" Rhodes	X	
Mr. Richard T. Robertson	X	
Dr. Michele A. Romano	Absent	
Mr. Thomas G. Rosenthal	Absent	
Dr. Carol S. Shapiro	X	
Mr. John Sherman, Jr.	X	
Mr. Stuart C. Siegel	X	
Mr. Thomas G. Snead, Jr.	Left before voting	
Mr. Philip Thompson, Sr.	Absent	

Total votes

Ayes:12

Nays: 0

ABSENT DURING MEETING:2

ABSENT DURING VOTING:4

On motion made and seconded, the Board accepted the Report of the President; approved the Faculty Appointments and Changes in Status and other personnel actions; approved the Named Funds Report and Facility Naming Recommendations; approved the Promotion and Tenure Recommendations; approved the VCU Clinical Faculty Salaries for the School of Medicine 2006-07; approved the Acquisition of Property Adjacent to the Monroe Park Campus Addition as amended; accepted the Closed Session Committee Reports; and accepted the Report of the General Counsel.

The meeting was adjourned at 12:15 p.m.