

BLUEFIELD STATE COLLEGE BOARD OF GOVERNOR'S MEETING
CONLEY HALL, ROOM 201, Boyd Conference Room
4:00 PM., April 28, 2022

Members Present: The Reverend Garry Moore, Jr. (chair), President Robin Capehart, Mr. Bill Cole, Mr. Charlie Cole, Dr. Deirdre Guyton, Mr. Mike Hastings, Mr. Mike Lilly, Mr. Randall Price, Mr. Shannon Remines, Mr. Shane Reviello, Mrs. Rebecca Peterson

Absent: Mrs. Cathy Deeb; Mr. Anthony Tolley

Guests: Brent Benjamin, EVP/General Counsel; Dr. Ted Lewis, Provost; Ronnie Hypes, CFO; Angela Lambert, Dean of the School of Nursing and Allied Health; Melissa Haye, Professor/Director Radiologic Technology/Imaging Science

Welcome, Chair's Remarks, and Call to Order: Rev. Garry Moore:

Rev. Moore determined that a quorum was established, then he called the meeting to order at 4:00 PM in the Boyd Conference Room, Conley Hall, Bluefield State College.

Acceptance of Meeting Minutes: Rev. Moore received confirmation that Board members had reviewed minutes of the Board's meeting held on March 2022. Hearing no requests to correct or revise the minutes, the minutes of the March 2022 meeting were accepted by assent of the Board.

Board Committee Reports: Rev. Moore confirmed that Board members had reviewed reports of the most recent Board Committee reports. Hearing no requests to correct or revise the minutes, the minutes of the March reports were accepted by assent of the Board.

President's Report:

President Capehart presented information pertaining to updates:

- Academic Year – 2021 – 2022
 - Acquisition of MEC
 - First housing since 1968
 - Football returns
 - Launched 8 sports
 - 9% increase in enrollment
 - African-American students up from 3% to 25%
 - Approval of first graduate program
 - Record fundraising
 - Possible conference and university status
- Academic Year – 2022 – 2023
 - New programs
 - Foundation Reform
 - Expanded sports
 - Expanding our orbit
 - IMPACT: A Comprehensive Fundraising Campaign for Bluefield State College
 - Academic Integrity
 - Concerns – curriculum issues
 - Consultant report on School of Business will be distributed

Financial & Administrative Affair: Ronnie Hypes, CFO provided an overview of the financials.

- Shane Reviello, Student Representative - Discussion on fees and more transparency to the students. Mr. Hypes explained that this has been addressed and staff is aware of explaining fees to them in more detail.

Enrollment:

Dr. Lewis presented a brief overview of Enrollment for Spring of 2022. Total enrollment is up 4.57%

Special Orders:

Brent Benjamin presented his draft report on the Faulty Senate Investigation. President Capehart recused himself from the meeting.

- Justice Benjamin reported on his Investigation into matters related to actions taken by the faculty Senate and an election performed by the faculty Senate in April 2022. Justice Benjamin was asked by Chairman Moore and the Executive Committee to Investigate multiple complaints made by faculty members regarding the unnoticed removal of certain visiting instructors, alleged improprieties regarding the scheduling of elections by the faculty Senate, and other matters. Justice Benjamin reported:
 - The actions taken by Chair Malamisura, the faculty Senate Executive Committee (to the extent it was involved) and the Faculty Senate (to the extent it was involved) constitute a serious departure from, and total disregard for, West Virginia law, the Board of Governor's policies, the Faculty Handbook, and the Faculty Senate Constitution. The removal of visiting faculty, including one who less than a day prior became a challenger to the position of the one making the determination, constitute grossly arbitrary and capricious behavior and a shocking abuse of the faculty Senate Chair's power. It is recommended, that Vice Chair Cole, sitting by designation for President Capehart, pursuant to Section 2.6200 of the Faculty Handbook, reject approval of the actions taken by Chair Malamisura/faculty Senate with respect to visiting faculty and the election of faculty Senate Officers, that the affected Board Members be immediately reinstated, and that the purported election taken the week of April 18, 2022, be voided. Furthermore, in view of the gross disregard for legal and other standards, including contravention of the most basic notions of due notice, consideration by the Board of Governors should be given to what form of faculty input and participation is best suited for shared governance for Bluefield State College.
- Justice Benjamin advised that he will complete a detailed report of his Investigation for consideration by Vice Chair Cole and the Board. Justice Benjamin's verbal report was received by the Chair.
- Mike Lilly, Faculty Representative – stated that he was in attendance of the meeting, that the report presented by Justice Benjamin is one-sided, inaccurate and self-serving. And is opposed the to report that Justice Benjamin will be filing.

Unfinished Business: (None)

New Business:

- Approval of Tuition and Fees for FY 2022-2023
 - Rev. Moore brought forth the motion to accept the proposed Tuition and Fees for FY 2022-2023 presented by Ronnie Hypes, CFO. The motion was moved by Mrs. Rebecca Peterson and seconded by Mr. Randy Price. All in favor = 8 Nays= 0 2 – Abstained – Mike Lilly and Shane Reviello. The motion carried.
- Acceptance of Program Reviews
 - Rev. Moore brought forth the motion to accept Dr. Lewis' recommendations on each of the following programs.
 1. BS Criminal Justice
 - The motion was moved by Dr. Deirdre Guyton and seconded by Mr. Michael Hastings All in favor = 10 Nays= 0 The motion carried.
 2. BS Engineering Management
 - The motion was moved by Mr. Charlie Cole and seconded by Mr. Mike Lilly All in favor = 10 Nays= 0 The motion carried.
 3. BS Imaging Science
 - The motion was moved by Mr. Charlie Cole and seconded by Mrs. Rebecca Peterson All in favor = 10 Nays= 0 The motion carried.

Special Note: Charlie Cole would like updates on any of the improvements that were mentioned concerning these programs as they are corrected.

Announcements:

- Commencement will be held on Saturday, April 28th at Mitchell Stadium beginning at 7 PM. All those participating, please arrive by 6:30 PM

Comments:

Board Members:

Public Comments: N/A

Executive Session: (None)

At 5:30 PM, Rev. Moore made a motion to adjourn the Board meeting. The motion was seconded by Mr. Charlie Cole. The motion carried.

The next regularly scheduled BSC Board of Governors meeting will take place on Thursday, June 23rd at 4 PM.