

**DOCKET**

**BOARD OF VISITORS**

**University of Virginia**

**Regular Meeting**

**February 7, 2004**

DOCKET  
BOARD OF VISITORS  
FEBRUARY 7, 2004

CONSENT ITEMS

1. APPROVAL OF ARCHITECT SELECTION FOR THE UNIVERSITY CENTER

RESOLVED that Venturi, Scott Brown and Associates, of Philadelphia, Pennsylvania, is approved for the performance of architectural and engineering services for the University Center.

2. REQUEST FOR A PERMANENT EASEMENT FOR THE UNIVERSITY OF VIRGINIA ACROSS PROPERTY OWNED BY THE VIRGINIA PUBLIC BUILDING AUTHORITY AND THE VIRGINIA STATE DEPARTMENT OF FORESTRY

RESOLVED that the request for an easement, dated February 5, 2004, from the Virginia Public Building Authority and the Virginia State Department of Forestry for an entrance drive across Virginia Public Building Authority and Virginia State Department of Forestry property located adjacent to the Fontaine Research Park is authorized; and

RESOLVED FURTHER that appropriate officers of the University are authorized to request said easement and approve any associated agreements.

3. APPROVAL OF A PERMANENT EASEMENT FOR THE CITY OF CHARLOTTESVILLE FOR A NATURAL GAS LINE ON CRISPELL DRIVE

RESOLVED that the granting of a permanent easement, dated February 5, 2004, to the City of Charlottesville for a natural gas line on Crispell Drive on property owned by The Rector and Visitors of the University of Virginia, is approved; and

RESOLVED FURTHER that appropriate officers of the University are authorized to execute said easement.

4. REQUEST FOR A PERMANENT EASEMENT FOR THE UNIVERSITY OF VIRGINIA ACROSS THE MONTESANO PROPERTY OWNED BY THE UNIVERSITY OF VIRGINIA FOUNDATION

RESOLVED that the request for an easement, dated February 5, 2004, from the University of Virginia Foundation for the North Grounds Connector across the Foundation's Montesano property is authorized; and

RESOLVED FURTHER that appropriate officers of the University are authorized to request said easement.

5. APPROVAL OF A PERMANENT EASEMENT FOR THE UNIVERSITY OF VIRGINIA FOUNDATION FOR AN ENTRANCE DRIVE TO THE NORTH GROUNDS CONNECTOR

RESOLVED that the granting of a permanent easement, dated February 5, 2004, to the University of Virginia Foundation for an entrance drive to the North Grounds Connector on property owned by The Rector and Visitors of the University of Virginia, is approved; and

RESOLVED FURTHER that appropriate officers of the University are authorized to execute said easement.

6. APPROVAL OF A PERMANENT EASEMENT FOR MR. WILLIAM KELSO FOR AN ACCESS DRIVE AT THE FAN MOUNTAIN OBSERVATORY

RESOLVED that the granting of a permanent springing easement, dated February 5, 2004, to Mr. William Kelso for an access drive connecting to Fan Mountain Road on property owned by The Rector and Visitors of the University of Virginia, is approved; and

RESOLVED FURTHER that appropriate officers of the University are authorized to execute said easement.

7. APPROVAL TO REMOVE STORAGE BUILDING AT THE DAVIS FARM - VIVARIUM COMPLEX ON ROUTE 20 SOUTH

WHEREAS, the University owns a storage building (FAACS Building Number: 207-1674) at the Davis Farm - Vivarium Complex on Route 20 South in Albemarle County; and

WHEREAS, this structure is no longer used, and its site is needed for a proposed new vivarium facility; and

WHEREAS, the Governor of Virginia delegated to the Board of Visitors, pursuant to Executive Order Number Thirty-Four (98), dated November 10, 1998, the authority of the Governor to approve the removal of buildings on state property, with the advice and counsel of the Art and Architectural Review Board, and the review of the Department of Historic Resources;

WHEREAS, the Art and Architectural Review Board and the Department of Historic Resources have approved the removal of this structure;

RESOLVED that the removal of the storage building (FAACS Building Number: 207-1674) at the Davis Farm - Vivarium Complex on Route 20 South, in Albemarle County, is approved by the Board of Visitors; and

RESOLVED FURTHER that the Executive Vice President and Chief Operating Officer is authorized to execute any and all documents pertaining to the removal of the aforementioned building, and that the said officer ensure that the required reports regarding the building removal are sent to the Department of General Services.

8. APPROVAL TO REMOVE THE MAX KADE GERMAN HOUSE AT 581 BRANDON AVENUE

WHEREAS, the University owns a building (FAACS Building Number: 207-2137) at 581 Brandon Avenue in Charlottesville; and

WHEREAS, this structure is in need of extensive repairs, and the cost of these repairs is prohibitive and cannot be justified; and

WHEREAS, the German House residents are being housed in the Gooch/Dillard housing area until the Bice House renovation has been completed and the German House can be incorporated into it; and

WHEREAS, the Governor of Virginia delegated to the Board of Visitors, pursuant to Executive Order Number Thirty-Four (98), dated November 10, 1998, the authority of the Governor to approve the removal of buildings on state property, with the advice and counsel of the Art and Architectural Review Board, and the review of the Department of Historic Resources;

WHEREAS, the Art and Architectural Review Board and the Department of Historic Resources have approved the removal of this structure;

RESOLVED that the removal of the Max Kade German House (FAACS Building Number: 207-2137) at 581 Brandon Avenue in Charlottesville, is approved by the Board of Visitors; and

RESOLVED FURTHER that the Executive Vice President and Chief Operating Officer is authorized to execute any and all documents pertaining to the removal of the aforementioned building, and that the said officer ensure that the required reports regarding the building removal are sent to the Department of General Services.

9. AUTHORIZATION OF ACQUISITION AND ISSUANCE OF DEBT FINANCING OF THE FONTAINE CLINICS BUILDING

WHEREAS, Chapter 9, Title 23 of the Code of Virginia of 1950, as amended (the "Virginia Code"), establishes a public corporation under the name and style of The Rector and Visitors of the University of Virginia (the "University") which is governed by a Board of Visitors (the "Board"); and

WHEREAS, Chapter 3, Title 23 of the Virginia Code (the "Act") classifies the University as an educational institution, declares it to be a public body and constitutes it a governmental instrumentality for the dissemination of education; and

WHEREAS, the Act empowers the University, with the consent and approval of the General Assembly of the Commonwealth of Virginia (the "Commonwealth") and the Governor of the Commonwealth to acquire, build, construct, reconstruct, erect, extend, better, equip and improve any building, facility, addition, extension or improvement of a capital nature required by or convenient for the purposes of the University and to borrow money and make, issue and sell bonds of the University for any such purposes, including the refinancing of any such facilities; and

WHEREAS, the Act further authorizes the University to pledge to the payment of the principal of and the interest on such bonds any monies available for the use of the University including, but not limited to, and subject to guidelines promulgated by the Secretary of Finance of the Commonwealth (the "Secretary of Finance"), monies appropriated to the University from the general funds of the Commonwealth or from nongeneral funds, without regard to the source of such monies, and which are not required by law or by previous binding contract to be devoted to some other purpose; and

WHEREAS, the University, on behalf of the Medical Center, intends to acquire a building for clinical operations, known as Medical Office Building II ("the Project") at the Fontaine Research Park from the University Foundation; and

WHEREAS, the University intends to fund the acquisition with proceeds from debt issuance; and

WHEREAS, the Commonwealth has authorized the Project and the issuance of bonds for it at an amount not to exceed \$17,325,000, exclusive of costs of issuance, capitalized interest, original issue discount and other expenses relating thereto; and

WHEREAS, the Board anticipates that the bonds will be secured by a general revenue pledge of the University and not be in any way a debt of the Commonwealth and shall not create or constitute any indebtedness or obligation of the Commonwealth, either legal, moral or otherwise; and

WHEREAS, pursuant to Board guidelines adopted January 31, 2003, Finance Committee meeting, Item II.C., the University may provide short-term financing via its commercial paper program ("Commercial Paper") for the Project prior to issuing long-term debt; and

WHEREAS, the Medical Center will service any and all debt payments with income from operations;

RESOLVED that the Board of Visitors authorizes the acquisition of the clinics building at the Fontaine Research Park known as Medical Office Building II from the University Foundation at a cost not to exceed the state-authorized amount; and

RESOLVED FURTHER that Board of Visitors authorizes the issuance of Commercial Paper and/or long-term debt (such long-term debt is referred to hereinafter as the "Bonds") for the purpose of financing the Project and providing for the terms thereof, as required by Section 23-19 of the Virginia Code; and

RESOLVED FURTHER that pursuant to the Regulations and prior Board actions, the University of Virginia may utilize its existing authorities and capabilities to provide funding to the Project under the following conditions:

1. The Board recognizes that this resolution constitutes "official action" by the Board and evidences the Board's "official intent" to reimburse itself from the proceeds of bonds for any expenditures paid by the University with respect to the Project before the issuance of any such bonds, all within the meaning of Internal Revenue Service regulations issued pursuant to Sections 103 and 141 through 150 and related sections of the Internal Revenue Code;
2. The Commonwealth of Virginia has authorized this project in the following legislation:

Submittal:	Legislative Budget Amendment
Project Number:	209-16756
Chapter Date:	2002-04
Chapter Number:	899
Item Number:	C-53.60

3. The Medical Center has submitted a comprehensive and detailed financial plan acceptable to the Executive Vice President and Chief Operating Officer, the Vice President of Finance, and the Vice President of Management and Budget;
4. The Medical Center remains responsible for any debt obligation incurred regardless of the status of the capital project;
5. Irrespective of the external funding arrangements made by the University on its behalf, the Medical Center agrees to make its obligatory debt service payments through the University's internal funding mechanisms in accordance with debt management policies and practices as outlined by the Vice President for Finance (Report to the Finance Committee, January 31, 2003, Item III.C. Debt Structure and Policy);

RESOLVED FURTHER that the Executive Committee is authorized to approve the final terms of each series of the Bonds, including, without limitation, their original principal amounts, maturity dates and amounts, redemption provisions and prices and interest rates (which may be either fixed or variable), provided that (i) the maximum aggregate principal amount of all of the Bonds funding the Project shall not exceed \$17,325,000; (ii) the maximum true interest cost of any series of the Bonds bearing interest at a fixed rate shall not exceed six percent (6%) per annum; (iii) the maximum initial true interest cost of any series of the Bonds bearing interest at a variable rate shall not exceed five percent (5%) per annum; (iv) the final maturity of all of the Bonds shall not extend beyond June 30, 2040; (v) call protection on the Bonds shall not exceed eleven (11) years; and (vi) no optional redemption premium for the Bonds shall exceed two percent; and

RESOLVED FURTHER that the Executive Committee is authorized to approve the discount payable to the underwriters selected by the Executive Committee (the "Underwriters") on account of the sale of the Bonds and to approve the terms of a contract for the sale of the Bonds to the Underwriters, provided that the discount payable to the Underwriters shall not exceed 0.5 percent of the original aggregate principal amount of the Bonds; and

RESOLVED FURTHER that the Executive Committee or all officers of the University are authorized and directed to take all such further actions, including without limitation the designation of Underwriters, paying agents, remarketing agents, trustees and liquidity providers for the Bonds, and to execute all such instruments, agreements, documents and certificates as they shall deem necessary or desirable to carry out the terms of the financing plans presented to this meeting, including without limitation any liquidity facilities, swap or other interest rate management agreements associated with the Bonds; and

RESOLVED FURTHER, pursuant to the Section 147(f) of the Internal Revenue Code of 1986, as amended, and applicable regulations thereunder, the University designates Yoke San Reynolds, Vice President for Finance of the University, as the public hearing officer to hold any public hearings required in order to ensure the tax-exempt status of interest on the bonds; and

RESOLVED FURTHER that all acts of all officers of the University which are in conformity with the purposes and intent of this Resolution and in carrying out the financing plans presented to this meeting are ratified, approved, and affirmed.

## **ACTION ITEMS**

### **10. APPROVAL OF SCHEMATIC DESIGN AND BUILDING DEMOLITIONS FOR A NEW RESIDENCE HALL AT THE COLLEGE AT WISE**

WHEREAS, the Buildings and Grounds Committee has reviewed the schematic design, dated February 5, 2004, and prepared by Ken Ross Architects, Inc., of Johnson City, Tennessee, for a new Residence Hall at the College at Wise; and

WHEREAS, construction of the Residence Hall will require the demolition of Faculty House A (FAACS Building Number 246-8371) and Faculty House B (FAACS Building Number 246-8372), which are located on Faculty Row, and are currently used as student residences; and

WHEREAS, the Governor of Virginia delegated to the Board of Visitors, pursuant to Executive Order Number Thirty-Four (98), dated November 10, 1998, the authority of the Governor to approve the removal of buildings on state property, with the advice and counsel of the Art and Architectural Review Board, and the review of the Department of Historic Resources;

RESOLVED, that the new Residence Hall is approved for further design and construction, contingent on approval of the operating subsidy by the Finance Committee; and

RESOLVED FURTHER that the removal of the two faculty houses (FAACS Building Numbers: 246-8371 and 246-8372) on Faculty Row is approved by the Board of Visitors pending approval by the Art and Architectural Review Board and the Department of Historic Resources; and

RESOLVED FURTHER that the Executive Vice President and Chief Operating Officer is authorized to execute any and all documents pertaining to the removal of the aforementioned buildings, and that the said officer ensure that the required reports regarding the building removals are sent to the Department of General Services.

**11. APPROVAL OF THE SITE FOR THE RELOCATION OF VARSITY HALL**

RESOLVED that the 204 15<sup>th</sup> Street S.W. site for the relocation of Varsity Hall, as proposed by the Architect for the University on February 5, 2004, is approved.

**12. APPROVAL OF POLICY REVISION FOR BUILDINGS AND GROUNDS REVIEW**

WHEREAS, the Board of Visitors approved a policy for the Procedure for Involvement by the Buildings and Grounds Committee in Design Review of Capital Projects on December 7, 1991; and

WHEREAS, the Buildings and Grounds Committee subsequently approved a revised policy on June 13, 1997; and

WHEREAS, the revised policy included a provision for three design review stages: Architectural Design Guidelines, Schematic Design and Preliminary Design; and

WHEREAS, the Buildings and Grounds Committee at its April 3, 2003 meeting accepted recommended improvements to the design development process for capital projects which include a reduction in the number of the design review stages from three to two: Architectural Design Guidelines and Schematic Design;

RESOLVED that the Procedure for Involvement by the Buildings and Grounds Committee in Design Review of Capital Projects policy, dated June 13, 1997, be updated and superseded as follows:

Procedure for Involvement by the Buildings and Grounds Committee in Design Review of Capital Projects

1. The Buildings and Grounds Committee shall meet as required with the Architect for the University to review, at the Committee's discretion, any or all of the building projects currently underway, at the two design stages designated by the Committee: Architectural Design Guidelines and Schematic Design.
2. A quorum of the Buildings and Grounds Committee will have the authority to grant approval to projects at any design review stage with the understanding that projects identified by the Chair as being major and/or particularly sensitive will be brought to the Committee for its review and approval during a regular meeting of the Board of Visitors.
3. The Buildings and Grounds Committee will report all of its actions to the Board of Visitors at its next regular meeting; and the Buildings and Grounds Committee may instruct the Chair that it desires to review particular projects only at regular meetings of the Board.
4. Projects failing to win approval at any design review stage from the Buildings and Grounds Committee will be referred back to the Architect for the University for further development.

13. APPROVAL OF MISSION AND DESIRED ACCOMPLISHMENTS/  
GOALS, THE UNIVERSITY OF VIRGINIA'S COLLEGE AT  
WISE

WHEREAS, The University of Virginia's College at Wise began a comprehensive strategic planning cycle in December, 2002; and

WHEREAS, on recommendation, appropriate committees at the College reviewed the College's mission statement and list of accomplishments and goals and developed a revised version; and

WHEREAS, the revised mission statement and list of accomplishments and goals has been reviewed and approved by all of the appropriate committees, faculty and officials at the College; and

WHEREAS, the document, known as the Mission and Desired Accomplishments/Goals, was approved by The University of Virginia's College at Wise Board on December 12, 2003; and

WHEREAS, the Mission and Desired Accomplishments/Goals must be approved by the Board of Visitors before being sent to the State Council of Higher Education for Virginia;

RESOLVED that the Board of Visitors approves the revised Mission and Desired Accomplishments/Goals for The University of Virginia's College at Wise.

14. RATIFICATION OF ADDITIONAL 2004-2006 LEGISLATIVE AMENDMENTS FOR THE ACADEMIC DIVISION, THE MEDICAL CENTER AND THE UNIVERSITY OF VIRGINIA'S COLLEGE AT WISE

WHEREAS, the additional 2004-2006 legislative proposal and budget amendments have been carefully reviewed; and

WHEREAS, the legislative proposal and budget amendments represent additional high priority initiatives and are aligned with the mission of the institution;

WHEREAS, the Board of Visitors authorized the Executive Vice President and Chief Operating Officer to transmit to the General Assembly any request not funded by the Governor as long as there are no material differences from the items already endorsed by the Board of Visitors.

RESOLVED that the Board of Visitors of the University of Virginia endorses and supports the additional 2004-2006 legislative proposal and budget amendments; and

RESOLVED FURTHER that the Executive Vice President and Chief Operating Officer is authorized to transmit the final proposed legislative proposal and budget amendments to the General Assembly.

15. APPROVAL OF STUDENT HOUSING RATES FOR 2004-2005

RESOLVED that rental increases for student housing facilities be approved as shown below, effective beginning with the 2004-2005 session:

<u>Facility</u>	<u>Actual 2003-2004 Per Student Per Session</u>	<u>Amount of Increase</u>	<u>% Increase Before Improvement Fee</u>	<u>Student Housing Improvement Fund Fee</u>	<u>Total Percent Increase</u>	<u>Proposed 2004-2005 Per Student Per Session</u>
<u>Academic Division</u>						
<u>DORMITORIES</u>						
<u>Alderman/Observatory Houses</u>						
Double Room	\$2,670	\$110	4.12%	\$150	9.74%	\$2,930
<u>Brown College</u>						
Double Room	\$3,270	\$130	3.98%	\$150	8.56%	\$3,550
<u>McCormick Road</u>						
Double Room	\$2,560	\$100	3.91%	\$150	9.77%	\$2,810
Small Double Room	\$2,360	\$90	3.81%	\$150	10.17%	\$2,600
Single	\$2,680	\$110	4.10%	\$150	9.70%	\$2,940
<u>Lawn</u>						
Small Single	\$3,120	\$130	4.17%	\$150	8.97%	\$3,400
Regular Single	\$3,120	\$130	4.17%	\$150	8.97%	\$3,400
Small Single (no fireplace)	\$3,040	\$120	3.95%	\$150	8.88%	\$3,310
<u>Range</u>						
Regular Single	\$3,120	\$130	4.17%	\$150	8.97%	\$3,400
<u>Crackerbox</u>						
Single Room	\$3,120	\$130	4.17%	\$150	8.97%	\$3,400
<u>Mary Munford/ Roberta Gwathmey</u>						
Double Room	\$2,670	\$110	4.12%	\$150	9.74%	\$2,930
Single Room	\$3,120	\$130	4.17%	\$150	8.97%	\$3,400
<u>Sprigg (Lewis/Hoxton)</u>						
Small Double Room	\$2,830	\$110	3.89%	\$150	9.19%	\$3,090
Double Room	\$3,000	\$120	4.00%	\$150	9.00%	\$3,270
Single Room	\$3,310	\$130	3.93%	\$150	8.46%	\$3,590
Single Room (w/bath)	\$3,470	\$140	4.03%	\$150	8.36%	\$3,760

<u>Facility</u>	<u>Actual 2003-2004 Per Student Per Session</u>	<u>Amount of Increase</u>	<u>% Increase Before Improvement Fee</u>	<u>Student Housing Improvement Fund Fee</u>	<u>Total Percent Increase</u>	<u>Proposed 2004-2005 Per Student Per Session</u>
<u>Academic Division</u>						
<u>DORMITORIES</u>						
<u>Gooch/Dillard</u>						
Double Room	\$3,000	\$120	4.00%	\$150	9.00%	\$3,270
Single Room	\$3,310	\$130	3.93%	\$150	8.46%	\$3,590
<u>Twelve Month Rate:</u>						
Single Room	\$4,570	\$180	3.94%	\$150	7.22%	\$4,900
<u>Hereford College</u>						
Double Room	\$3,000	\$120	4.00%	\$150	9.00%	\$3,270
Single Room	\$3,270	\$130	3.98%	\$150	8.56%	\$3,550
<u>French House</u>						
Triple Room	\$2,850	\$110	3.86%	\$150	9.12%	\$3,110
Double Room	\$3,000	\$120	4.00%	\$150	9.00%	\$3,270
Single Room	\$3,370	\$140	4.15%	\$150	8.61%	\$3,660
<u>Russia House</u>						
Double Room	\$2,950	\$150	5.08%	\$150	10.17%	\$3,250
Single Room	\$3,300	\$150	4.55%	\$150	9.09%	\$3,600
<u>Spanish House</u>						
Double Room	\$3,000	\$120	4.00%	\$150	9.00%	\$3,270
Single Room	\$3,370	\$140	4.15%	\$150	8.61%	\$3,660
<u>Shea House</u>						
Double Room	\$3,000	\$120	4.00%	\$150	9.00%	\$3,270
Single Room	\$3,370	\$140	4.15%	\$150	8.61%	\$3,660
<u>APARTMENTS - SINGLE STUDENT</u>						
<u>Copeley Hill III, IV, Lambeth Field</u>						
<u>Two Bedroom</u>						
(double occupancy)	\$3,030	\$120	3.96%	\$150	8.91%	\$3,300
<u>Three Bedroom</u>						
(double occupancy)	\$2,930	\$120	4.10%	\$150	9.22%	\$3,200
<u>Bice House</u>						
<u>Two Bedroom</u>						
(double occupancy)	\$3,030	\$120	3.96%	\$150	8.91%	\$3,300
<u>Three Bedroom</u>						
(double occupancy)	\$2,930	\$120	4.10%	\$150	9.22%	\$3,200

<u>Facility</u>	<u>Actual 2003-2004 Per Student Per Session</u>	<u>Amount of Increase</u>	<u>% Increase Before Improvement Fee</u>	<u>Student Housing Improvement Fund Fee</u>	<u>Total Percent Increase</u>	<u>Proposed 2004-2005 Per Student Per Session</u>
<u>Academic Division</u>						
<u>DORMITORIES</u>						
<u>Faulkner (Hench, Mitchell, Younger)</u>						
Single	\$3,360	\$130	3.87%	\$150	8.33%	\$3,640
Large Single	\$4,040	\$160	3.96%	\$150	7.67%	\$4,350
Apartments - Family (per month)						
<u>Copeley Hill I &amp; II</u>						
One Bedroom (furnished)	\$611	\$24	4.00%	\$15	6.45%	\$650
One Bedroom (unfurnished)	\$579	\$23	4.00%	\$15	6.59%	\$617
Two Bedroom (furnished)	\$670	\$27	4.00%	\$15	6.24%	\$712
Two Bedroom (unfurnished)	\$639	\$26	4.00%	\$15	6.35%	\$680
Three Bedroom (furnished)	\$724	\$29	4.00%	\$15	6.07%	\$768
Three Bedroom (unfurnished)	\$693	\$28	4.00%	\$15	6.16%	\$736
<u>University Gardens</u>						
One Bedroom (furnished)	\$594	\$25	4.21%	\$15	6.73%	\$634
One Bedroom (unfurnished)	\$563	\$24	4.26%	\$15	6.93%	\$602
Two Bedroom (furnished)	\$640	\$27	4.22%	\$15	6.56%	\$682
Two Bedroom (unfurnished)	\$609	\$25	4.11%	\$15	6.57%	\$649
<u>College At Wise</u>						
McCrary Asbury, Thompson, Henson, Martha Randolph, Townhouses, Theme Housing	\$2,687	\$121	4.50%	\$0	4.50%	\$2,808
	\$3,104	\$140	4.50%	\$0	4.50%	\$3,244

Notes:

1. The rates for Copeley Hill I & II and University Gardens include utility charges and cable TV.
2. A new rate for furnished apartments will go into effect as the units turn over.
3. The rate for a double room used as a single is 135 percent of the double rate.
4. The rate for a double room used as a triple is 85 percent of the double rate.

**MOUNTAIN LAKE BIOLOGICAL STATION PROPOSED RATES**

	<u>Actual 2003</u>	<u>Proposed 2004 Rate</u>	<u>Percent Increase</u>
<b>BOARD RATES PER TERM (4 weeks)</b>			
Persons 17 years & older	\$513.00	\$531.00	3.51%
Persons 10-16 years old	\$308.00	\$319.00	3.57%
Persons 9 yrs & younger	\$164.00	\$170.00	3.66%
<b>SUMMER HOUSING RATES PER TERM (4 weeks)</b>			
CABINS	\$172.00	\$176.00	2.33%
LAING APTS	\$131.00	\$134.00	2.29%
DORMS/SINGLES	\$95.00	\$97.00	2.11%
<b>NEW DORM:</b>			
Apts (2 rooms)	\$151.00	\$155.00	2.65%
2nd bedroom (family)	\$48.00	\$49.00	2.08%
Singles	\$107.00	\$110.00	2.80%
<b>OFF SEASON RATES</b>			
<b>Singles/Guests:</b>			
Night	\$11.00	\$11.50	4.55%
Week	\$55.00	\$56.50	2.73%
Month	\$220.00	\$225.50	2.50%
<b>Family:</b>			
Night	\$15.00	\$15.50	3.33%
Week	\$74.00	\$76.00	2.70%
Month	\$294.00	\$301.50	2.55%
<b>GROUP USE FEES (OFF-SEASON)</b>			
Classroom/day	\$31.00	\$32.00	3.23%
Dining Hall/day	\$56.00	\$57.50	2.68%
New Dorm Kitchen/day	\$31.00	\$32.00	3.23%
Auditorium/day	\$31.00	\$32.00	3.23%
Pavilion only	No charge		
Computer Lab/day	\$51.00	\$52.50	2.94%

Cabins: Hariot, Leconte, Catesby, Banister, Gattinger, Holbrook, Mitchell, Maphis, Schoew, Rafinesque, Burns, Michaux, Clayton, Hentz-Mohr and Washington.

Laing Apartments: Laing South, North, Center, Northwest and West.

Dorms/Singles: Chapman, Elliott, DeSchweinitz, Audubon, Laing Singles, Laundry and other cottages when used as dorms.

**16. APPROVAL OF 2004-2005 TUITION AND FEES FOR EXECUTIVE PROGRAMS TUITION**

RESOLVED that the tuition and fees applicable to the following graduate degree programs be approved as shown below, effective May 1, 2004:

	2003-04 <u>Approved</u>	Virginian Amount of <u>Increase</u>	Percent of <u>Increase</u>	2004-05 <u>Proposed</u>	2003-04 <u>Approved</u>	Non-Virginian Amount of <u>Increase</u>	Percent of <u>Increase</u>	2004-05 <u>Proposed</u>
McIntire School of Commerce Executive Masters of Science								
MIT	\$30,874	\$2,387	7.7%	\$33,261	\$36,024	\$2,237	6.2%	\$38,261
Price includes fees of \$10,261 for special session mandatory fee, books, materials, computer leasing, software licenses, group meals, and lodging.								
Accounting	\$24,828	(\$2,317)	(9.3%)	\$22,511	\$29,978	(\$2,467)	(8.2%)	\$27,511
Price includes fees of \$1,511 for special session mandatory fee, materials, software licenses, group meals, and lodging.								
School of Engineering and Applied Science Executive Master of Science								
Sys Eng.	\$29,500	\$0.00	0.0%	\$29,500	\$29,500	\$0.00	0.0%	\$29,500
Price includes fees of \$7,200 for special session mandatory fee, books, materials, technology, group meals, and lodging.								

**17. APPROVAL OF CHANGES TO STUDENT ACTIVITY FEE GUIDELINES**

WHEREAS, the Board of Visitors has established Student Activity Fee Guidelines to govern the University of Virginia and its Student Council in distribution of Student Activity Fee funds to and among eligible student organizations; and

WHEREAS, the Board of Visitors last revised the Student Activity Fee Guidelines on August 21 and November 10, 1995; and

WHEREAS, the changes adopted in 1995 were not integrated into the text of the current guidelines but instead continue to appear as separate and sometimes confusing amendments; and

WHEREAS, the Student Council has requested additional helpful clarification with respect to defining political or religious activity ineligible for funding, and also recommends a revision to the Guidelines in order to allow Student Activity Fee funds to support honoraria for speakers at events open to the entire University community;

RESOLVED that the document, shown as an Attachment, entitled "Board of Visitors Student Activity Fee Statement of Purpose and Funding Guidelines," which integrates the 1995 amendments, clarifies religious/political activity ineligible for funding, and permits funding to support speaker honoraria as requested by the Student Council, is approved.

18. APPROVAL TO ESTABLISH THE PH.D. DEGREE IN  
EXPERIMENTAL PATHOLOGY IN THE SCHOOL OF MEDICINE

RESOLVED that, subject to approval by the State Council of Higher Education for Virginia, The Doctor of Philosophy Degree (Ph.D.) in Experimental Pathology be established in the School of Medicine.

19. APPROVAL OF ELECTION OF THE HONORABLE SLADE GORTON  
TO THE MILLER CENTER GOVERNING COUNCIL

RESOLVED that the Honorable Slade Gorton of Seattle is elected a member of the Miller Center Governing Council, effective February 7, 2004, for a term of three years.

20. MEMORIAL RESOLUTION FOR MR. CHARLES L. BROWN

WHEREAS, Charles L. Brown was born in Richmond in 1921 and took a B.S. in Electrical Engineering from the University of Virginia in 1943; and

WHEREAS, after service in the United States Navy during World War II, Mr. Brown joined the American Telephone and Telegraph Company in 1946; and

WHEREAS, Mr. Brown rose rapidly through the ranks of AT&T to become President in 1977 and Chairman of the Board in 1979, retiring in 1986; and

WHEREAS, Mr. Brown served on many national boards, both public and private; and

WHEREAS, Mr. Brown, as a loyal alumnus, served the University with great devotion in a variety of ways, most recently as Vice Chairman of the Campaign Executive Committee in the last capital campaign; and

WHEREAS, Mr. Brown was appointed to the Board of Visitors by Governor Baliles in 1986; and

WHEREAS, Mr. Brown died in Richmond on November 12, 2003;

RESOLVED, the Board of Visitors takes note, with sorrow, of Mr. Brown's passing, remembers with gratitude his service on the Board and his love of the University, and expresses its profound sympathy to Mrs. Brown and his family.

21. MEMORIAL RESOLUTION FOR MR. ROBERT L. KELLOGG

WHEREAS, Robert L. Kellogg, a native of Michigan, took a B.A. from the University of Maryland and the M.A. and the Ph.D. from Harvard University; and

WHEREAS, Mr. Kellogg joined the faculty of the University of Virginia as an Assistant Professor of English in 1957; and

WHEREAS, Mr. Kellogg served as Chair of the English Department, then as Dean of the College of Arts and Sciences and finally as the first Principal of the Brown College at Monroe Hill; and

WHEREAS, Mr. Kellogg retired from teaching in 1999 after having devoted four decades to shaping excellence in the English Department and in the College; and

WHEREAS, Mr. Kellogg was a superb teacher and scholar, whose academic interests ranged from Icelandic and Old English texts, to the study of the narrative, to the Elizabethan poet Edmund Spenser; and

WHEREAS, Mr. Kellogg was known for his kindness, for his love of knowledge, and for his interest in his students and colleagues; and

WHEREAS, Mr. Kellogg died in Charlottesville on January 3, 2004;

RESOLVED, the Board of Visitors notes with profound sorrow the death of Robert L. Kellogg, remembers his love of learning and the distinguished contributions he made to the University of Virginia, and expresses its deepest sympathy to Mrs. Kellogg and her family.

## 22. REPORT ON ACTIONS OF THE EXECUTIVE COMMITTEE

The Rector will report on the following actions taken by the Executive Committee at its meeting on November 22, 2003:

- APPROVAL OF PROPERTY PURCHASE

WHEREAS, the University has identified strategically valuable property adjacent to University property on Ivy Road that may be available for purchase; and

WHEREAS, the acquisition of the property will address current and future needs for additional space for offices, residence halls, and other uses;

RESOLVED that the Executive Vice President and Chief Operating Officer, with the concurrence of the Chair of the Finance Committee, is authorized to: 1) negotiate appropriate purchase prices for property on Ivy Road that is adjacent to University property; and 2) execute, or authorize execution of any and all contracts and other documents pertaining to the acquisition of such property by the University or by the University of Virginia Real Estate Foundation.

- 2003-2004 SALARY FOR PRESIDENT JOHN T. CASTEEN, III

RESOLVED that the Rector and Visitors of the University of Virginia approve the following 2003-2004 salary recommendation for the President of the University of Virginia:

President John T. Casteen, III

	Actual as of <u>11/25/02</u>	Proposed as of <u>11/25/03</u>	Percent <u>Increase</u>
State	\$148,089	\$151,421	2.25%
Bonus (5%)	<u>0</u>	<u>7,404</u>	-
Total Salary, excluding local supplement	148,089	158,825	7.25%
Local supplement	181,725	223,579	23.0%
Bonus	<u>0</u>	<u>9,086</u>	-
Total local supplement	181,725	232,665	28.0%
Total Salary	329,814	375,000	13.7%
Deferred Compensation	115,000	125,000	8.7%
Total Bonus	0	16,490	-

- Report on the Salary of the Chancellor of The University of Virginia's College at Wise

At its meeting in Charlottesville on November 22, 2003, the Executive Committee delegated to the President the authority to set the salary of the Chancellor of The University of Virginia's College at Wise for 2003-2004.

The Chancellor's salary, accordingly, has been set as follows:

Chancellor Steven H. Kaplan

	Actual as of <u>11/25/02</u>	Proposed as of <u>11/25/03</u>	Percent <u>Increase</u>
State	\$109,800	\$112,130*	2.12%
Bonus	<u>0</u>	<u>5,490</u>	-
Total Salary, excluding local supplement	109,800	117,620	7.12%
Local supplement	70,200	75,070	6.94%
Bonus	<u>0</u>	<u>3,510</u>	
Total local supplement	70,200	78,580	11.94%
Total Salary	180,000	187,200	4.0%
Total Bonus	0	9,000	-

\*Per the Appropriations Act, SK's state salary next year has to be \$112,130.

**ATTACHMENT**

**STUDENT ACTIVITY FEE  
STATEMENT OF PURPOSE  
AND  
FUNDING GUIDELINES**

## ATTACHMENT

### UNIVERSITY OF VIRGINIA BOARD OF VISITORS STUDENT ACTIVITY FEE STATEMENT OF PURPOSE AND FUNDING GUIDELINES

(Adopted on February 1, 1991, revised August 21,  
1995, November 10, 1995, and January 16, 2004)  
Submitted to the full Board of Visitors for  
approval on February 7, 2004

RESOLVED that with respect to the purpose of an allocation from the Fund, unless otherwise directed by the President, the procedure shall be as follows:

#### STATEMENT OF PURPOSE

The purpose of the student activity fee is to provide financial support for student organizations that are related to the educational purpose of the University of Virginia. As a required student fee the monies collected by the University for funding student activities are public funds which must be administered in a manner consistent with the educational purpose of the University as well as with state and federal law.

#### STUDENT ACTIVITIES ELIGIBLE FOR FUNDING

The Rector and Visitors of the University have determined that activities of the student organizations in the following categories relate to the educational environment or purposes of the University and are thus eligible for funding.

1. Special Status Student Organizations charged by the Board of Visitors
2. co-curricular organizations which are not administered by University departments or units;
3. club sports;
4. student news, information, opinion, entertainment or academic communications media groups;
5. cultural organizations;
6. fine arts organizations;
7. Madison House;
8. hobby organizations;
9. groups whose predominate purpose is to present speakers on topics of general interest to the University;
10. the Student Legal Service,
11. service organizations;
12. political organizations; and
13. religious organizations

#### STUDENT ORGANIZATIONS NOT ELIGIBLE FOR FUNDING

The Board of Visitors has determined that fraternities, sororities, honor societies, and special status student organizations not charged by the Board of Visitors are ineligible for funds from the student activities fees. An organization is also ineligible when admission is exclusionary in nature and not open to all students or if membership is restricted by reason of race, religion, disability, national origin, political affiliation, or gender. Notwithstanding these requirements, a student organization may restrict membership based on ability to perform the activities related to the organization's purpose. In determining cases of discrimination, it is not sufficient to look merely to the constitution of an organization but to its actual practices and operations.

#### STUDENT EXPENDITURES AND ACTIVITIES NOT ELIGIBLE FOR FUNDING

The Board of Visitors has further determined that the following expenditures and activities do not relate to the educational purpose of the University and thus are not eligible for funding:

1. honoraria or similar fees for events that are not open to the University community;
2. religious activities;
3. social entertainment or related expenses;
4. philanthropic contributions and activities;
5. political activities;
6. activities which would jeopardize the University's tax exempt status.

#### FUND ALLOCATION AND APPEAL PROCEDURES/PROCESS:

The Student Activities Committee chaired by the designee of the Vice President for Student Affairs is charged with the authority and responsibility for supervision of the student activities fee fund. With respect to distributions from the fund, Student Council is responsible for allocations to eligible student organizations. The ceiling on the aggregate amount allocated to all such organizations shall be the current balance in the student activities fees fund. The allocation process follows procedures established by Student Council which are intended to maximize the use of the funds and are consistent with the above guidelines. The Student Council Appropriations Committee is responsible for following these procedures and making the recommendations to the Student Council Representative Body on the funding requests. In providing student organizations with appropriations deemed needed, the Student Council Appropriations Committee shall be further guided by such criteria as the size of the group, the University wide benefit of the group's activities, and the group's level of financial self-sufficiency. The committee is encouraged but is not required to appropriate all of the available

fund balance. The Appropriations Committee recommended allocation to a student organization may be appealed to the Student Council Representative Body by any student or student organization. The Student Activities Committee is the next and final appeal for any budget reviewed and, in some cases, adjusted by the Student Council Representative Body. In addition, the Student Activities Committee may examine on its own motion any student organization's allocation request submitted to the Student Council. After the allocations are finalized, the Student Council Vice President for Student Organizations writes the chair of the Student Activities Committee requesting that the allocations for those funded organizations be released to the Student Activities Business Manager. When the Student Activities Business Manager receives the funds, they are deposited into a demand deposit account. Expenditures from the allocations can be made provided the student organization completes the proper authorization forms with the Student Activities Business Manager. The student organizations receive their allocation on a per semester basis for payment of expenses of activities conducted during the, fall and spring semesters only. Any funded student organization alleged to be in violation of the above guidelines is subject to the suspension or loss of student activity fee funding after notice and an opportunity to be heard by Student Council. The Student Activities Committee is the next and final appeal body.

#### DEFINITIONS OF TERMS

These definitions of terms are intended to provide clarification of the student activity fee fund guidelines. In those cases where further clarification is needed, Student Council and, if necessary, the Student Activities Committee will interpret the guidelines based on the facts presented and the Board of Visitors intent for the student activity fee.

Ability to Perform - a student organization may restrict membership based on ability to perform the activities related to the organization's purpose. For example, a student publication may make requirements based on writing skills. A club sport may restrict membership where selection is based on competitive skill or the activity involved is a contact sport thus resulting in a team of one or predominately one gender. Likewise, ' a choral group may restrict membership based on vocal range or quality which may also result in a chorus or choruses of one or predominantly one gender.

Co-curricular Organization - a group which provides opportunities outside the classroom setting for students to apply classroom theory and/or to acquire knowledge, experience and/or skills.

Cultural Organization - an organization which is primarily concerned with studying, promoting, and/or expressing racial, ethnic, or affinity group traditions, social forms, art, and/or tastes.

Hobby Organization - a group which primarily pursues an activity for relaxation, recreation, or entertainment.

Political Activity - an activity related to: (1) lobbying the principal purpose of which is to influence the passage or defeat of specific legislation, and/or (2) electioneering which encompasses participation or intervention in any political campaign on behalf of or in opposition to any candidate for public office. These restrictions on funding political activities are not intended to preclude funding of any otherwise eligible student organization which: (1) advocates, as an incidental or insubstantial part of its activities, the adoption or rejection of legislation; (2) engages in nonpartisan analysis, study, or research, and makes the results available to the public, or (3) espouses particular positions or ideological viewpoints, including those that may be unpopular or are not generally accepted, or that may coincidentally be prominently held by particular political parties or political candidates.

Political Organization - an organization primarily devoted to political discussion or debate and the organization of meetings to further such interests, and which in advancing such general social and educational interests through its membership does not use student activities fee funding for political activity as defined herein.

Religious Activity - the organized worship of a deity, divine power, or supernatural entity, whether or not such activity is consistent with the precepts of an organized religion or denomination. No student news, information, opinion, entertainment or academic communications media group shall be considered to be engaging in religious activity merely because it expresses ideas or viewpoints that are religious in nature.

Religious Organization - an organization primarily devoted to religious discussion or debate and the organization of meetings to further such interests, and which in advancing such general social and educational interests in a secular context through its membership does not use student activities fee funding for religious activity as defined herein.

Student Activities Committee - the University faculty/student committee charged by the Vice President for Student Affairs to provide oversight to the student activity fee fund and its allocation by Student Council.

Special Status Student Organizations - Student organizations which have University delegated functions to perform are termed special status. These groups which include but are not limited to Student Council, school councils, University Guides, and University Singers,

have a University department or a school responsible for each group relative to the delegated functions. Two groups, Student Council and WTJU, are charged by the Board of Visitors. The other Special Status Student Organizations receive their charge from a University department or school. Because of this relationship to a school or department and the concomitant funding available to the group,

Special Status Student Organizations not charged by the Board of Visitors are ineligible for student activity fee fund allocations.

Student Organizations Eligible for Funding - Contracted Independent Organizations which have been Student Council qualified and comply with the Student Council appropriations process guidelines as well as Special Status Student Organizations charged by the Board of Visitors are eligible for student activity fee funding. Currently, Student Council and WTJU are Special Status Organizations eligible for funding.

BE IT FINALLY RESOLVED that the foregoing amendments to the Guidelines for Student Activities Current Fund Allocation shall apply to all student organization funding requests that are pending on, or are made after January 16, 2004.