

April 29, 1999

MEMORANDUM

TO: The Student Affairs and Athletics Committee:

Henry L. Valentine, II, Chair  
Walter F. Walker, Vice-Chair/Athletics  
Charles M. Caravati, Jr.  
Champ Clark  
Elsie Goodwyn Holland  
Robert G. Schoenvogel  
Benjamin P.A. Warthen  
John P. Ackerly, III, Ex Officio

and

The Remaining Members of the Board:

William G. Crutchfield, Jr.	Terence P. Ross
William H. Goodwin, Jr.	Albert H. Small
T. Keister Greer	Elizabeth A. Twohy
Timothy B. Robertson	James C. Wheat, III
Joseph E. Wolfe	

FROM: Alexander G. Gilliam, Jr.

SUBJECT: Minutes of the Meeting of the Student Affairs and Athletics Committee on April 29, 1999

The Student Affairs and Athletics Committee of the Board of Visitors of the University of Virginia met, in Open Session, at 2:00 p.m., Thursday, April 29, 1999, in the East Oval Room of the Rotunda; Henry L. Valentine, II, Chair, presided. Champ Clark, Mrs. Elsie Goodwyn Holland, Robert G. Schoenvogel, Benjamin P.A. Warthen, and John P. Ackerly, III, Rector, were present. Terence P. Ross was present also, as were Leonard W. Sandridge, Jr., Alexander G. Gilliam, Jr.,

Paul J. Forch, William W. Harmon, Ms. Laurie P. Kelsh, Brian P. Hudak, and Ms. Jeanne F. Bailes.

The Chair opened the meeting and Mr. Clark proposed a resolution to go into Executive Session. The resolution was approved and at 2:05 p.m. the Committee went into Executive Session.

The following motion was adopted:

That the Student Affairs and Athletics Committee of the Board of Visitors of the University of Virginia go into Executive Session to discuss and seek the legal advice of General Counsel regarding student disciplinary issues, pursuant to Section 2.1-344 (A) (2) and (7) of the Code of Virginia.

The Committee resumed in Open Session at 3:55 p.m. and, on motion, adjourned.

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AGG:lh

Copies to: Mr. John T. Casteen, III  
Mr. Gene D. Block  
Dr. Robert W. Cantrell  
Ms. Colette Capone  
Ms. Louise Dudley  
Mr. Ernest H. Ern  
Mr. Paul J. Forch  
Mr. William W. Harmon  
Mr. Terry Holland  
Mr. L. Jay Lemons  
Mr. Peter W. Low  
Ms. Polley Ann McClure  
Mr. Leonard W. Sandridge, Jr.  
Mr. Robert D. Sweeney

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Note to Files:

After a lengthy discussion on April 29, 1999 of the Judiciary Committee case involving the alleged assault on Alexander Kory by Messrs. Smith, Tigrett and Kintz - all four students - the Student Affairs Committee suggested to Mr. Brian Hudak, Chair of the Judiciary Committee, that he urge the Committee's Executive Committee to vote to remand the case to the Vice President for Student Affairs. The Executive Committee of the Judiciary Committee is to meet Sunday evening, May 2<sup>nd</sup>, and Mr. Hudak will present the proposal then. Messrs Forch and Schoenvogel will attend the meeting.

The Student Affairs Committee expressed its collective opinion that it is important to settle the case as soon as possible.

At a meeting of the Student Affairs and Athletics Committee of the Board of Visitors of the University of Virginia held on April 29, 1999 a roll call vote was taken immediately following an executive session. Members voting "yes" certify that to the best of the Member's knowledge (1) only public business matters lawfully exempted were discussed in closed session; and (2) only public business matters identified in the public motion by which the executive or closed meeting were discussed. In accordance with the law, any member of the public body who believes that there was a departure from the foregoing shall so state prior to the vote indicating "the substance of the departure". Any such statements are recorded below under "comments".

<u>NAME</u>	<u>VOTE</u>	<u>COMMENTS</u>
	<u>yes or no</u>	
<u>John P. Ackerly, III</u>	<u>yes</u>	
<u>Charles M. Caravati, Jr.</u>		<u>absent</u>
<u>Champ Clark</u>	<u>yes</u>	
<u>William G. Crutchfield, Jr.</u>		
<u>William H. Goodwin, Jr.</u>		
<u>T. Keister Greer</u>		
<u>Mrs. Elsie Goodwyn Holland</u>	<u>yes</u>	
<u>Timothy B. Robertson</u>		
<u>Terence P. Ross</u>	<u>yes</u>	
<u>Albert H. Small</u>		
<u>Elizabeth A. Twohy</u>		
<u>Henry L. Valentine, II</u>	<u>yes</u>	
<u>Walter F. Walker</u>		<u>absent</u>
<u>Benjamin P.A. Warthen</u>	<u>yes</u>	
<u>James C. Wheat, III</u>		
<u>Joseph E. Wolfe</u>		
<u>Robert G. Schoenvogel</u>	<u>yes</u>	

ADDENDUM TO THE OFFICIAL MINUTES OF THE MEETING  
OF THE BOARD OF VISITORS OF THE UNIVERSITY OF  
VIRGINIA

Meeting Date: April 29, 1999

CERTIFICATION OF EXECUTIVE MEETING

WHEREAS the Student Affairs and Athletics Committee of the Board of Visitors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS Section 2.1-344.1 of the Code of Virginia requires a certification by this Student Affairs and Athletics Committee that such executive meeting was conducted in conformity with Virginia law;

NOW THEREFORE BE IT RESOLVED that the Student Affairs and Athletics Committee 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 executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Committee.

VOTE

AYES: 7

NAYS: 0

[For each nay vote, the substance of the departure from the requirements of the Act should be described].

ABSENT DURING VOTE: 2

ABSENT DURING MEETING: 2

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Alexander G. Gilliam, Jr.  
Secretary, Board of Visitors  
University of Virginia