

8-11-2020

## August 8, 2020 Board of Trustees Meeting Minutes

Central Washington University Board of Trustees

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# BOARD OF TRUSTEES

**Board of Trustees Minutes  
Special Meeting (via Zoom)  
August 11, 2020**

**Approved September 16, 2020**

## **AUGUST 11, 2020**

### **Board Business Meeting**

#### **Present**

Ron Erickson, Chair  
Erin Black  
Ray Conner  
Gladys Gillis  
Jeff Hensler  
Zabrina Jenkins  
Nate McMillion

#### **Staff to the Board:**

James Gaudino, President  
Linda Schactler, Board Secretary & Chief of Staff  
Joel Klucking, Board Treasurer & Vice President for Business & Financial Affairs  
Kim Dawson, Executive Assistant to the President/Board of Trustees  
Alan Smith, Assistant Attorney General

#### **Executive Faculty & Staff**

Andreas Bohman, Vice President for Operations  
Delores (Kandee) Cleary, Vice President for Diversity & Inclusivity  
Josh Hibbard, Vice President for Enrollment Management  
Kremiere Jackson, Vice President for Public Affairs  
Michelle DenBeste, Provost/Vice President for Academic & Student Life  
Rick Paradis, Interim Vice President for University Advancement  
Elvin Delgado, Faculty Senate Chair

Chair Erickson convened the special board meeting at 11:04 a.m. Ms. Schactler took role to confirm that a quorum of the Board was present.

#### **Approval of Agenda**

**Motion 20-49:** Mr. Conner moved that the Board of Trustees of Central Washington University approve the agenda of the meeting of August 11, 2020. Mr. McMillion seconded the motion, which the board unanimously approved.

#### **Approval of Minutes**

**Motion 20-50:** Mr. Conner moved that the Board of Trustees of Central Washington University approve the minutes from the meetings of July 23 and 24, 2020. Ms. Gillis seconded the motion. The motion was approved.

### **Approval of US Department of Education Title IX Revisions**

The U.S. Department of Education on May 6 promulgated new regulations applicable to an educational institution's disciplinary proceedings involving allegations of sexual harassment in violation of Title IX under 34 C.F.R. § 106. Higher education institutions were required to adopt the regulations by August 14, 2020. The penalty for failing to do so is potential disqualification from receiving millions of dollars in federal student support funding.

**Motion 20-51:** Ms. Gillis moved that the Board of Trustees of Central Washington University approve the emergency adoption of the proposed supplemental procedures under the Student Conduct Code, WAC 106-125, pursuant to regulations mandated by the U.S. Department of Education applicable in Title IX sexual harassment cases under 34 C.F.R. § 106. Such emergency rules are to be filed with the Code Reviser on August 14, 2020, unless implementation of the federal regulations is stayed by order of the federal courts. Mr. Hensler Seconded the motion.

Trustee Gillis asked if there were any concerns about compliance with this revision. President Gaudino stated that a lot of internal work will need to be done on our HR and student conduct processes. These revisions also add barriers on victims coming forward. AAG Smith added that there is not a university in the country that doesn't oppose these revisions, and there are current lawsuits pending, but for now, we need to approve our revisions and file them with the Code Reviser's Office.

The motion was approved.

### **Approval of University House Maintenance**

The board is considering whether or not the next president will be required to live in university housing and whether / to what degree maintenance should be performed at University House and Event center. At the direction of the board, staff have reviewed ordinary maintenance required at the residential portion of the facility—e.g. paint, carpet, wall repair, trip hazards—and have concluded that this work can be completed for no more than \$100,000.

**Motion 20-52:** Mr. Conner moved that the Board of Trustees of Central Washington University directs staff to proceed immediately with ordinary maintenance to the residential portion of the facility, and to fund the project from the Trustees' Reserve Fund, not to exceed \$100,000. Ms. Gillis seconded the motion. The motion was approved.

### **Approval of Restructuring of Fees for Multimodal Support**

In light of ongoing virtual education demand, CWU needs to reorganize the way multi-modal education is funded through fees.

**Motion 20-53:** Ms. Gillis moved that the Board of Trustees of Central Washington University hereby eliminates the \$40 per course Online Course Fee, temporarily reduces the Technology Fee to \$10 per student per quarter, and establishes a "Multimodal Fee" of \$25 per student per quarter. Mr. Conner seconded the motion. The motion was approved.

The business meeting adjourned at 11:15 a.m.

**Executive Session**

**11:18 a.m.**

**Present:**

Ron Erickson, Chair

Erin Black

Ray Conner

Gladys Gillis

Jeff Hensler

Zabrina Jenkins

Nate McMillion

James Gaudino, President

Linda Schactler, Board Secretary & Chief of Staff

Joel Klucking, Board Treasurer & Vice President for Business & Financial Affairs

Alan Smith, Assistant Attorney General

Paul Crisalli, Assistant Attorney General

The board convened in executive session at 11:18 a.m. for thirty minutes for the purpose of considering matters relating to litigation under RCW 42.30.110(1)(i). At 11:48 a.m., the executive session was extended another 15 minutes. Executive session ended at 12:01 p.m.

The special meeting adjourned at 12:01 p.m.

The next regularly scheduled meeting of the board will be in October, on the 29<sup>th</sup> and 30<sup>th</sup>.



Linda Schactler, Secretary to the  
CWU Board of Trustees



Ron Erickson, Chair  
CWU Board of Trustees