

April 2007

## Minutes April 10, 2007

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**MEETING OF THE BOARD OF TRUSTEES  
UNIVERSITY OF CONNECTICUT**

**AGENDA**

University of Connecticut  
Rome Commons Ballroom  
South Campus Complex  
Storrs, Connecticut

April 10, 2007

**OPEN SESSION**

The meeting was called to order at 11:07 a.m. by Chairman John Rowe. Trustees present were: Louise Bailey, Philip Barry, Michael Bozzuto, Andrea Dennis-LaVigne, Peter Drotch, Linda Gatling, Lenworth Jacobs, Jr., Salmun Kazerounian, Rebecca Lobo, Denis Nayden, Michael Nichols, F. Philip Prelli, Thomas Ritter, Wayne Shepperd, and Janine Braun, who represents the Governor's Office.

Trustee Richard Treibick participated by telephone.

Trustees Ronald Angelo, Jr., Gerard Burrow, George Coleman, and Michael Martinez were absent from the meeting.

University staff present were: President Austin, Provost and Executive Vice President for Academic Affairs Nicholls, Executive Vice President for Health Affairs Deckers, Vice President and Chief Financial Officer Aronson, Vice President and Chief Operating Officer Feldman, Vice President for Student Affairs Saddlemire, Vice Provost for Academic Administration Singha, Vice Provost for Academic Affairs Makowsky, Vice Provost for Enrollment Management Evanovich, Vice Provost for Research and Graduate Education Anderson, Associate Vice President for Public and Environmental Safety Hudd, Associate Vice President of Administration and Operations Services Callahan, Chief Audit and Compliance Officer Walker, Dr. Schurin, Special Assistant to the President and Director of University Communications Brohinsky, Interim Executive Director of Architectural and Engineering Services Bradley, Associate Vice President for Human Resources and Payroll Services Munroe, Special Assistant to the President and Director of University Communications Brohinsky, Chief Financial Officer DeTora, Health Center Chief Financial Officer Upton, Health Center Director of Campus Planning, Design and Construction Trutter, and Ms. Locke.

Assistant Attorney General Ralph Urban was also present.

Also in attendance was Ms. Patricia Hassett, who assists Dr. Rowe, and Michael Baer from Isaacson, Miller.

**EXECUTIVE SESSION**

On a motion by Mr. Treibick, seconded by Ms. Bailey, **THE BOARD VOTED** to go into Executive Session at 11:10 a.m. to discuss personnel matters. The Chairman noted that on the advice of counsel only staff members whose presence was necessary to provide their opinion would be permitted to attend Executive Session.

Trustees present were: Bailey, Barry, Bozzuto, Dennis-LaVigne, Drotch, Gatling, Jacobs, Kazerounian, Lobo, Nayden, Nichols, Prelli, Ritter, Rowe, Shepperd, and Janine Braun, who represents the Governor's Office.

Trustee Treibick participated by telephone.

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University staff present were: President Austin (present for part of the meeting), Vice Provost for Enrollment Management Evanovich (present for part of the meeting), and Associate Vice President for Human Resources and Payroll Services Munroe.

Assistant Attorney General Ralph Urban was also present.

Also in attendance was Ms. Patricia Hassett, who assists Dr. Rowe, and Michael Baer from Isaacson, Miller.

Executive Session ended at 12:30 p.m. The Board returned to Open Session at 1:02 p.m. Health Center Board of Directors Chair Burrow participated by telephone. Vice Provost for Multicultural Affairs Taylor, Construction Assurance Director Patel, Health Center Chief of Staff Carlson, and University Senate representatives Gary English and Dr. Nancy Bull joined the meeting at this time.

All actions taken were by unanimous vote of the Trustees present.

## 1. Public Participation

There were no members of the public who wished to address the Board.

## 2. Chairman's Report

### (a) Matters outstanding

During Executive Session, the Board held a detailed discussion on the search for President Austin's successor. Chairman Rowe said that the search process is proceeding in a timely and efficient manner. The full advisory search committee and the steering committee have met and additional meetings have been set. They are beginning to finalize a statement of the opportunities, background, and challenges of the position. The Committee is pleased with the initial reactions that they are getting from individuals around the country as they reach out to seek interest in qualified applicants.

### (b) Minutes of the meeting of March 13, 2007

On a motion by Mr. Drotch, seconded by Ms. Bailey, **THE BOARD VOTED** to approve the minutes of the meeting of March 13, 2007.

### (c) Consent Agenda Items:

Chairman Rowe removed from the Consent Agenda for a separate vote Candidates for Commencement in Attachment 7.

He also directed Trustee attention to a revised list of contracts and agreements at their places. Genesis Capital Group, Inc. was added as a new contract in Attachment 1.

On a motion by Ms. Bailey, seconded by Mr. Barry, **THE BOARD VOTED** to approve Consent Agenda Items 1-6.

- |     |   |                |
|-----|---|----------------|
| (1) | Contracts and Agreements (Storrs-based programs)  | (Attachment 1) |
| (2) | 2007-2008 Rental Rates for Residential Properties   | (Attachment 2) |
| (3) | Graduate Certificate in Human Rights in the<br>College of Liberal Arts and Sciences and the School of Law | (Attachment 3) |

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- (4) Teacher Certification Program for College Graduates (TCPCG) in the Neag School of Education to be offered at the Waterbury Campus (Attachment 4)
- (5) Revised Policy on Individual Conflicts of Interest in Research and Revised Policy on Faculty Consulting (Attachment 5)
- (6) Appointment to Canvassing Board – Election of Alumni Trustee (Attachment 6)
- (7) Candidates for Commencement (Attachment 7)

On a motion by Ms. Bailey, seconded by Mr. Barry, **THE BOARD VOTED** to approve the list of Candidates for Commencement.

Trustee Kazerounian abstained from voting on this item.

- (d) Personnel matters (Storrs-based programs) (Attachment 8)

- (1) Promotion, Tenure, and Reappointment Lists

Chairman Rowe directed Trustee attention to revised promotion, tenure, and reappointment lists for the College of Liberal Arts and Sciences.

At the request of a Board member, Chairman Rowe indicated that three faculty members from the lists would be pulled for separate votes. They include:

Reappointment – Non-Tenure Track

Charles F. Caley, Associate Clinical Professor, Pharmacy Practice

On a motion by Dr. Rowe, seconded by Ms. Lobo, **THE BOARD VOTED** to approve the reappointment (Non- Tenure Track) of Charles F. Caley as Associate Clinical Professor in the Department of Pharmacy Practice.

Trustee Nichols abstained from voting on this reappointment.

Reappointment – Tenure Track

Kaaryn Gustafson, Associate Professor, School of Law

On a motion by Dr. Rowe, seconded by Mr. Barry, **THE BOARD VOTED** to approve the reappointment (Tenure Track) of Kaaryn Gustafson as Associate Professor in the School of Law. Trustee Nichols voted in opposition.

Promotion to Associate Professor and Tenure

Virginia Hettinger, Department of Political Science

On a motion by Dr. Rowe, seconded by Mr. Barry, **THE BOARD VOTED** to approve promotion to Associate Professor and tenure for Virginia Hettinger in the Department of Political Science. Trustee Nichols voted in opposition.

On a motion by Ms. Bailey, seconded by Mr. Barry, **THE BOARD VOTED** to approve the promotion, tenure, and reappointment lists.

- (2) Sabbaticals

On a motion by Mr. Nayden, seconded by Mrs. Gatling, **THE BOARD VOTED** to approve the sabbatic leave list.

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## (3) Informational matters

**3. President's Report**

President Austin stated the administration was going to try a new approach for the Commencement ceremonies. Separate ceremonies will be held for the School of Fine Arts, the School of Pharmacy, and the Neag School of Education. He said it was necessary to incorporate the concept of separate ceremonies in order to provide the larger graduating class with enough tickets to invite members of their families. It will also produce a more intimate experience for the faculty and graduating students. President Austin said that his successor may want to consider something similar based on input from the Provost and the deans.

## (a) Honorary Degrees

President Austin announced that this year marks an exceptional cohort of honorary degree candidates and Commencement speakers. A handout was provided to Trustees at their places. Among the invitees are two Nobel Prize winners. Professor Wolfgang Ketterle, Ph.D., MIT, won the Nobel Prize in Physics in 2001. He will be the Graduate Commencement Speaker and will receive an honorary *Doctor of Science*. Iranian human rights activist Shirin Ebadi won the Nobel Peace Prize in 2003. She will speak at the Law School ceremony.

Other honorary degree recipients include alumnus John Krenicki, Class of 1984, who is President and CEO of GE Energy, will receive an honorary *Doctor of Science*. Fay Weldon, British novelist, will be the Undergraduate Commencement Speaker and will receive an honorary *Doctor of Letters*. Alumnus Mark Shenkman, Class of 1965, is a leader in finance and a major benefactor to this institution and others. He will receive an honorary *Doctor of Humane Letters*.

Other speakers include Charles N. Bertolami, D.D.S., D.Med.Sc., Dean of the School of Dentistry at the University of California, San Francisco. He will speak at the Health Center ceremony. Dr. Bertolami is also President-Elect of the American Dental Education Association. The School Fine Arts will host as their speaker alumnus Christopher Keen Donovan, who is an Emmy-nominated director. Alumnus Ray Neag will speak at the Neag School of Education ceremony. The School of Pharmacy has chosen one of its own faculty, Dr. Robin H. Bogner, who is the Class of 2007's selection as Pharmacy Teacher of the Year.

## (b) NCAA Recertification

President Austin noted that the University is in the final stages of two decennial accreditations - the NCAA recertification and the NEASC reaccreditation. The Division of Athletics is in substantial compliance with regulations and recertification requirements. In addition, all of the recommendations from the last certification ten years ago have been implemented as well as other improvements. Secondly, the New England Association of Schools and Colleges accreditation, which is the regional free-standing accreditation board for the whole university, has also been underway. The staff has completed a self-study and a group of peers visited the University in late January. The University has received a positive report from the visitation committee. The report will be sent for review to the NEASC Board in Boston. President Austin said that we are awaiting final reports on both recertifications.

Chairman Rowe asked that President Austin circulate to the Board the final reports.

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On a final note, President Austin indicated that there is tradition of having a TAFS (Trustee-Administration-Faculty-Student) meeting once a year. This year's meeting is scheduled for April 24, 2007 to discuss the student recreational facility. Earlier that day, a reception will be held to honor the Board of Trustees Distinguished Professors.

(c) Other matters

President Austin asked Provost Nicholls, Executive Vice President Deckers, and Vice Provost Evanovich to provide brief reports on some issues that have arisen recently. Provost Nicholls will update the Board on the status of several deans searches, Vice Provost Evanovich will speak to the media coverage about violations or ethical behavior in preferred lending at some institutions of higher education. Executive Vice President Deckers will provide an overview of the issues regarding the legislative initiative for the Health Center. President Austin said that he and Dr. Deckers have spent much time discussing this issue with elected leaders and others.

Provost Nicholls stated that this year there have been searches to replace five deans. The School of Law finalized recently their search with the appointment several weeks ago Jeremy Paul, a faculty member in the School.

All the on-campus interviews for finalists for three out of the four remaining positions have taken place; they include: the School of Business, the School of Engineering, and School of Nursing. Provost Nicholls said that discussions are proceeding well and should reach conclusion shortly. They have just recently concluded interviews for the School of Social Work position and are waiting for a report from the search committee. Provost Nicholls indicated that he was impressed with the quality of candidates for a number of the searches.

Provost Nicholls announced that next year they are expecting two additional searches – dean of the College of Liberal Arts and Sciences and dean of the Graduate School and Vice Provost for Research.

Vice Provost Evanovich discussed the recent media coverage surrounding preferred lender lists that schools use for student loans. Senator Kennedy and New York Attorney General Andrew Cuomo have been conducting investigations as this has become a national issue. Over the last several weeks there were about a dozen schools identified for taking improper payments from the banks on the preferred lender lists.

The University's approach has been to be very open and upfront with our student borrowers. The University has three different preferred lender lists with a half a dozen banks on each of those lists. One is for the Stafford Loan Program, the Parent PLUS Loan Program, and the Alternative Loan Program. In order to be placed on the preferred lender list, lenders must provide benefits to our student borrowers. Types of benefits include elimination of origination fees, which is something that the University has been able to secure for all of our students. Other benefits include reduced interest rates if students make auto debits and reduced interest rates at the back end if students make the required consecutive payments. More recently, they have put forth an RFP, working with the Attorney Generals Office, to ensure that the University will continue to obtain the best benefits for students and their families. Vice Provost Evanovich was confident that their policies and procedures were appropriate. He said that this issue will probably remain at the forefront for a while and there will likely be articles in *The New York Times* and the *Chronicle of Higher Education*.

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Executive Vice President Deckers directed Trustee attention to a report that he provided to the Health Center Board of Directors on March 5 regarding the status of the Health Center. A copy of the handout is attached to the file copy of the Board minutes.

Dr. Deckers read a quote that was written by Dr. Flexner in 1910. In the early part of the 20<sup>th</sup> century, medical education was very suspect. Dr. Flexner conducted an analysis of medical education in America and the quote below represents the clinical education of medical students at that time:

The crucial points are these: (1) the hospital must be of sufficient size; (2) it must be equipped with teaching and working quarters closely interwoven in organization and conduct with the fundamental laboratories for the medical school; (3) the school faculty must be the sole and entire hospital staff, appointment to which follows automatically after appointment to the corresponding school position; (4) the teaching arrangements to be adopted must be left to the discretion and judgment of the teachers, subject only to such oversight as will protect the welfare of the individual patient.

Dr. Deckers said that nothing is new and this quote is relative to the status of the John Dempsey Hospital 100 years later.

Dr. Deckers directed attention to Item #3 in his report. He clarified that the John Dempsey Hospital ranks fifth among hospitals in Connecticut for servicing Medicaid patients. In addition, 23% of their discharges are Medicaid patients. For every dollar of true Medicaid cost, the Hospital is reimbursed about 68 cents. Dr. Deckers acknowledged that every hospital in the State is suffering the same problem, but for the John Dempsey Hospital that represents about 10.3 million a year.

Dr. Deckers directed attention to Item #2 in his report. He said that the Hospital must service a fringe benefit rate of 41% for its clinical employees versus 28%, which is the average of 30 other hospitals in Connecticut. For this fiscal year, that differential represents \$10.5 million. If they had 25% improvement in the Medicaid reimbursement and had the fringe benefit differential service, that would represent a \$12.5 million operating margin. Despite the fact that they service that many Medicaid days as a percent of their total days along with the fringe benefit differential over the last five years, the Hospital has been able to achieve a cumulative operating margin of \$19.3 million. That amount of operating margin is unique to academic health centers. Most of them report operating margins from other revenue sources not from the difference between revenues and expenses at the hospital level.

Dr. Deckers said that they did not reinvest the money in the Hospital, but used it to fill the Academic Gap, which was discussed in Item #1. He said that the Academic Gap is the difference between academic revenues, academic expenses, and the State subsidy, which partially covers the Gap and has not covered it completely for the last six years. The Hospital operating margin has covered it completely for the last five years and even last year put \$6.5 million into their \$12 million deficit. Unfortunately, this year the Hospital is running at a deficit and that is represented under Item #4 of Dr. Deckers report. He said that the reasons the Hospital is running at a deficit are changes in payor mix, changes in payor reimbursement relative to last year, and changes in the types of cases that they are doing. He clarified that it is not because of a lack of productivity, but discharges are up 4.1%, admissions are up 4.6%,

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patient days are up 3.5%, and their average daily census is up 3.5%, length of stay is the same, out patient visits at the Hospital are up 8.3%, expenses per discharge are down 2.4%, and the FTEs on the clinical side has not changed, but their FTEs per adjusted occupied bed are down 8.9%.

Dr. Deckers explained that the problem is on the revenue side. They are receiving 9.1% less per case this year or \$1,075 compared to what they received last year and this represented a \$7.2 million loss so far and they predict that it will be close to \$8.5 million. He concluded his report by asking the Board to review the issue noted in Item #4, paragraph 1, dealing with the number of available beds. The John Dempsey Hospital has a license for 224 beds. Only 108 are discretionary or also referred to as med/surg beds. All the remaining beds are encumbered – two floors to Psychiatry, one floor to high risk maternity/maternal fetal medicine, 35 beds to neonatology, and a floor for the Department of Corrections inpatient unit. With 108 discretionary beds there was no way that they can continue to cover their fixed costs going forward. The Hospital is thirty years old, the rooms are too small for current equipment, and despite the fact that they have had a revenue enhancement expense reduction cost containment of \$74 million over the past six years, 108 beds does not allow the Hospital to be fiscally viable.

Dr. Deckers directed Trustee attention to the last sentence of the second paragraph, which he quoted, “Failure to create this new hospital will result in lack of profitability in the John Dempsey Hospital, inability to recruit faculty, inability to maintain faculty and inability to recruit the best medical students given the fact that they are intelligent and will perceive the weaknesses of our academic health center’s university teaching hospital.” They strongly believe that 1) they need to increase their license by 128 beds to 352 beds, 2) they can service the mortgage on that particular debt, 3) they have made a case relative to the Academic Gap, the fringe benefit differential, Medicaid rates, and the Hospital’s need to illustrate these points to many constituencies. Dr. Deckers feels that they have been heard and understood and his hope now is that the Legislature supports this initiative.

#### **4. Academic Affairs Committee Report**

(a) Committee Chairman’s report on Committee activities

Vice-Chair Jacobs reported that the Academic Affairs Committee met this morning. The proposals for a Graduate Certificate in Human Rights in the College of Liberal Arts and Sciences and the School of Law and a Teacher Certification Program for College Graduates in the Neag School of Education to be offered at the Waterbury Campus were approved under the Consent Agenda.

(b) Discussion item:

(1) The Academic Plan

Provost Nicholls presented an update on the Academic Plan. A copy of the handout is attached to the file copy of the Board minutes.

Provost Nicholls outlined in significant detail the fully integrative process of bringing the Academic Plan forward, including participation by the faculty, students, and staff. The current draft of the Academic Plan has been placed on the University’s website. Vice-Chair Jacobs said that the Committee was comfortable that the Plan has been fully aired. He said that he looks



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forward to the next series of discussions involving the action plans, which will be brought before the Board at a later date.

(c) Informational item:

- (1) Establishment of the Center for Research in Mathematics Education in the Neag School of Education (Attachment 9)

Provost Nicholls presented to the Committee as an informational item the establishment of the Center for Research in Mathematics Education in the Neag School of Education.

## 5. Financial Affairs Committee Report

(a) Committee Chairman's report on Committee activities

Vice-Chair Drotch reported that the Financial Affairs Committee met this morning. The Committee discussed a number of items that included contracts and agreements for approval, rental rates for residential properties, and other matters listed under the Consent Agenda.

The request to amend the list of UCONN 2000 named projects to add the old Central Warehouse renovation projects is in Attachment 10. This proposal requires legislative approval. A more detailed discussion of the specifics of that project will be discussed at future meetings as the project undergoes the normal stages of Design, Planning, etc.

(b) Items requiring Board discussion and approval:

- (1) Request to Amend the List of UCONN 2000 Named Projects to Add the Old Central Warehouse Renovation Project (Attachment 10)

On a motion by Dr. Rowe, seconded by Dr. Jacobs, **THE BOARD VOTED** to approve the addition of the Old Central Warehouse Renovation Project to the UCONN 2000 Phase III project list, with the estimated cost of \$18 million supported by a reallocation of \$6 million each from the Torrey Renovation Completion and Biology Expansion, Gant Building Renovations and Engineering Building named projects and request the General Assembly to amend the UCONN 2000 Act to include such project and reallocation of funds.

- (2) Project Budget (Design) for the Nayden Clinic Relocation (Attachment 11)

On a motion by Mr. Barry, seconded by Dr. Dennis-LaVigne, **THE BOARD VOTED** to approve a Design Budget for the relocation of the Nayden Clinic facility in the amount of \$650,000.

Vice-Chair Nayden abstained from voting on this item.

Vice-Chair Drotch directed Trustee attention to the revised project budget for the Student Union Quadrangle Site Work and Landscape – Phase I in Attachment 13.

The project budgets listed below have been discussed and some relate to the Health Center, where there are some major changes to be made in the heating area, which seem rather expensive, but will reap the award very fast and have lasting effect.

Vice-Chair Drotch asked the Board for a collective vote on Attachments 12 through 17.

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- (3) Project Budget (Design) for Torrington ADA Improvements (Attachment 12)

On a motion by Ms. Bailey, seconded by Mr. Ritter, **THE BOARD VOTED** to approve a Design Budget in the amount of \$650,000 for design services and construction to correct existing deficiencies in handicap accessibility at University of Connecticut Torrington Campus.

- (4) Project Budget (Design) for the Student Union Quadrangle Site Work and Landscape – Phase I (Attachment 13)

On a motion by Ms. Bailey, seconded by Mr. Ritter, **THE BOARD VOTED** to approve the revised Design Budget for Phase I to renovate and improve the Student Union Quadrangle in the amount of \$1,282,800.

- (5) Project Budget (Design) for East Campus Steam and Condensate Piping Replacement at the Avery Point Campus (Attachment 14)

On a motion by Ms. Bailey, seconded by Mr. Ritter, **THE BOARD VOTED** to approve a Design Budget in the amount of \$800,000 for the replacement of the East Campus steam and condensate piping at the Avery Point Campus.

- (6) Project Budget (Design) for the University of Connecticut Health Center Cooling Coil Conversion (Attachment 15)

On a motion by Ms. Bailey, seconded by Mr. Ritter, **THE BOARD VOTED** to approve the Design Budget of \$1,700,000 for the University of Connecticut Health Center Cooling Coil Conversion Project, which services the entire Health Center Main Building.

- (7) Project Budget (Design) for the University of Connecticut Health Center Electric Heat Conversion Project (Attachment 16)

On a motion by Ms. Bailey, seconded by Mr. Ritter, **THE BOARD VOTED** to approve the Design Budget of \$2,740,000 for the University of Connecticut Health Center Electric Heat Conversion Project.

- (8) Project Budget (Final) for the University of Connecticut Health Center Main Building Renovation – Clinical Skills Renovation (Attachment 17)

On a motion by Ms. Bailey, seconded by Mr. Ritter, **THE BOARD VOTED** to approve a Final Budget in the amount of \$1,400,000 for the University of Connecticut Health Center Main Building Renovation – Clinical Skills Renovation.

(c) Informational items:

- (1) UCONN 2000 Book #23 (Separate cover)
- (2) Project Status Report (Separate cover)

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**6. Joint Audit and Compliance Committee Report****(a) Committee Chairman's report Committee activities**

Vice-Chair Nayden gave the report of the Joint Audit and Compliance Committee. The Committee has not met since the last Board meeting. Their next meeting is scheduled for June 7, 2007.

UHY LLP is nearing completion of the University's external auditing with over 90% completion on all project audits. They will issue a draft Management Letter in April. They are also prepared to begin the deferred maintenance and equipment audits, which will be crucial. The target date for completion of those audits is late June.

In the area of compliance, Code of Conduct training is well underway and nearing completion at Storrs, which is 70% complete. At the Health Center, training is about 45% complete. The goal is 95% completion by the end of June.

At the last meeting, Vice-Chair Drotch reported on the emerging new standards for the definition of material weakness. Vice-Chair Nayden said that a working group has been established and will hold its first meeting in April to discuss those issues and he will report back to the Board after that discussion.

**7. Buildings, Grounds and Environment Committee Report****(a) Committee Chairman's report on Committee activities**

Vice-Chair Ritter reported that the Buildings, Grounds, and Environment Committee met yesterday, April 9. The Committee approved the LEED guidelines, which were reported on at the last Board meeting. He said that the Committee wanted the opportunity to review the policy in conjunction with the guidelines to ensure that they offered some level of flexibility.

The Committee also held a discussion about student recreational services. Vice-Chair Ritter said there was substantial support on campus to build a new recreational facility. Athletic Director Hathaway indicated that the Division has a number of projects already lined up. Vice-Chair Ritter said that the primary responsibility for funding this type of project would likely lie with the University and that alternative fund sources may need to be explored, such as a student activity fee or other sources of funds.

With respect to the facilities needs of the Division of Athletics, it became very clear that some policies related to capital projects may require modification. Athletic Director Hathaway discussed many of the Division's facilities priorities, but the top priority was a new basketball practice facility. To compete, the trend nationwide is to build new practice facilities in order to attract high caliber coaches and student-athletes. These facilities are typically financed with private funds. The Division of Athletics' private fundraising efforts have been hampered by existing policies that require one hundred percent of project funding to be in place prior to authorizing the initiation of project design. Large projects often require the use of pre-design funds to develop preliminary plans and renderings to support the fundraising efforts.

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On behalf of the Committee, Vice-Chair Ritter proposed that University policies be modified to allow design of any privately financed capital facility project to utilize private funds for pre-design, programming, and planning expenses even if donor commitments for the full project cost have not been completely secured and that the Board delegate to the Buildings, Grounds, and Environment Committee, subject to specific guidelines, the authority to review and approve such recommendations from the administration. As an example, the baseball program received a grant of \$250,000 about a year and a half ago and has not been able to spend any of the money for design of the facility.

Chairman Rowe asked if this would be subject to guidelines that would be developed later. Vice-Chair Ritter said that they have guidelines already, but they would need to ratify existing guidelines that we have put in place for projects – project justification, layout, space, site location, etc.

Chairman Rowe reiterated that the proposal was to change the operating procedure from one in which the University would have to raise the entire amount or estimated amount of money for the project before there could be any preliminary analysis or design, to one in which some of the funds raised could be utilized to begin the design process. This change in policy would not only save time, but would enhance fundraising activity as it would allow the University to produce architectural drawings to show donors.

Vice-Chair Ritter said that the Burton Family Football Complex/Mark R. Shenkman Training Center suffered a two-year delay because of the current process.

Chairman Rowe asked if this authority was under the Board's purview.

Vice-Chair Ritter said that it was and asked the Board to approve this proposal to allow the Committee to make that decision only as it only relates to privately funded facilities. Chairman Rowe asked for a second motion to Vice-Chair Ritter's motion. Mr. Barry seconded the motion and **THE BOARD VOTED** to support a change in policy.

Vice-Chair Ritter added that they expect successful fundraising for the basketball, the baseball, and possibly the soccer facilities.

The Committee also heard an update from Associate Vice President of Administration and Operations Services Callahan regarding water supply strategies. Vice-Chair Ritter expressed his gratitude to Mr. Callahan for his efforts in the effective collaboration between the University, the Town of Mansfield, and the Department of Environmental Protection.

Health Center Director of Campus Planning, Design and Construction Trutter provided a brief updated on the 400 Farmington Avenue property.

Vice-Chair Ritter said that an issue was raised today regarding the project budget for the repair and renovation of the Avery Point pool and gym facility. The facility sustained substantial damage from a previous flood and the Committee was asked if the project could be accelerated. Vice-Chair Ritter asked that the Board delegate its authority to the Buildings, Grounds, and Environment Committee to approve the next stage of this project. The bids will be open next week.

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On a motion by Mr. Ritter, seconded by Dr. Rowe, **THE BOARD VOTED** to delegate its authority to the Buildings, Grounds, and Environment Committee for completion of the Avery Point pool and gym facility project.

Chairman Rowe asked Vice-Chair Ritter to inform him after the bids are in and after the Committee has had an opportunity to review them. Vice-Chair Ritter indicated that the bids would be available on April 17.

Trustee Prelli asked that the Board be informed of the results when the Committee makes a final decision on the bids. Chairman Rowe agreed to inform the Board.

## 8. **Construction Management Oversight Committee Report**

### (a) Committee Chairman's report on Committee activities

Vice-Chair Ritter reported that the Construction Management Oversight Committee last met on April 3, 2007. The Committee heard the following presentations: An overview of Capital Project and Contract Administration, Implementation Update of Architectural and Engineering Services Policies and Procedures, and Sample Completed Project Timeline for two buildings, which was suggested by Chairman Rowe.

The Committee asked the administration to also consider some flexibility with state funding in an effort to facilitate project status.

Vice-Chair Ritter indicated that Construction Assurance Director Bhupen Patel was hired to be responsible for reviews of construction performance of UCONN 2000, according to the statute. Mr. Patel will report back to the Committee on relevant matters. At this time, Mr. Patel indicated that he has received cooperation from the campus community.

The Committee had a brief discussion regarding ethics. Vice-Chair Ritter said that contractors and University staff are required to disclose information on specific forms. He wanted to ensure that the documentation submitted by contractors and the staff is monitored and compared for uniformity.

Regarding the State Ethics Code, Vice-Chair Ritter said that the University may want to adopt more stringent measures. He indicated that if the University wanted to pursue the development of a stronger Ethics policy than the existing State ethics policy, then that request should be forwarded to the Committee.

Vice-Chair Ritter said that the University has come a long way regarding construction management and should be very proud of the work completed thus far. He suggested at the last Committee meeting that they consider more collaboration with the Department of Public Works and regarding policies and procedures.

Chairman Rowe agreed and thanked again the non-Board members of the Committee, who are drawn from various professions around the state.

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**9. Health Center Report**

- (a) Report on Health Center activities

Health Center Board of Directors Chair Burrow indicated that Dr. Deckers provided earlier a report on the status of the Health Center. Dr. Burrow said that the only informational items were the notification that three individuals left the Board of Directors: Dr. John Bigos, who passed away, and Mr. Abromaitis and Ms. Gnazzo. He directed Trustee attention to the resolutions commending their service listed under Attachment 18.

- (b) Informational Items: (Attachment 18)

- (1) Health Center Board of Directors recognitions:

- (a) James F. Abromaitis
- (b) John P. Bigos, M.D.
- (c) Anne D. Gnazzo

**10. Student Life Committee Report**

- (a) Committee Chairwoman's report on Committee activities

Vice-Chair Bailey reported that the Student Life Committee will be meeting tomorrow and she will provide a committee report at the next Board meeting. She asked Trustee Nichols to update the Board on the Student Trustee election.

Trustee Nichols informed the Board that Trustee Kazerounian's term will end on June 30. He said that there was a strong effort to recruit under-represented candidates. There are ten candidates in the current undergraduate election - three females and an undetermined number of minority candidates. The election will run from April 16 to April 18, 2007.

**11. Institutional Advancement Committee Report**

- (a) Committee Chairman's report on Committee activities

Trustee Barry gave the report of the Institutional Advancement Committee on behalf of Vice-Chair Treibick. He directed Trustee attention to the Development Progress Executive Summary in Attachment 20. Fiscal Year to date 2007 (FYTD07) results exceed the FYTD06 results by approximately \$6 million. However, the goal set for FY 2007 was considerably higher than for FY 2006, so the University is at about 47% of what they had hoped to attain. Trustee Barry said that the Foundation is still working hard to regain its momentum from the Ethics ruling at the beginning of the year. During that time, many corporations refused to grant gifts to the University for fear of being in violation of State Ethics rules. They are hopeful that the last three months of this fiscal year, which have shown to be the most productive, will bring the University into good standing.

April 10, 2007

The Institutional Advancement Committee has not met since the last Board meeting. However, the Committee membership supports the recommendation that the Towers Dining Commons be named for former Board of Trustees Chairman Roger A. Gelfenbien. Trustee Barry said that during part of his undergraduate career, Mr. Gelfenbien lived in the Towers residence hall. He also said that the Towers Dining facility is now recognized as one of the top dining facilities on campus. It has a certified Kosher kitchen and offers a Muslim halal menu, which is very unusual in undergraduate dining.

Vice-Chair Jacobs said that this naming represented a fine tribute to former Chairman of the Board Gelfenbien. Vice-Chair Jacobs said that he was an effective Chairman during a difficult period in the University's transformation.

Chairman Rowe said that he could not speak to former Chairman Gelfenbien's contributions, but he knew that they were substantial.

(b) Item requiring Board discussion and approval:

(1) Facilities Naming Recommendation: (Attachment 19)

(a) Proposal to Name the Towers Dining Commons for former Board of Trustees Chairman Roger A. Gelfenbien

On a motion by Mr. Barry, seconded by Dr. Rowe, **THE BOARD VOTED** to approve the recommendation that the Towers Dining Commons at the Storrs Campus be named for former Board of Trustees Chairman Roger A. Gelfenbien.

(c) Development Progress Executive Summary (Attachment 20)

## 12. Adjournment

The next meeting of the Board of Trustees is scheduled for Tuesday, June 19, 2007 at 1:00 p.m. at the Rome Commons Ballroom (South Campus Complex), Storrs, Connecticut.

There being no further business appearing, the Board meeting adjourned at 1:50 p.m.

Respectfully submitted,

Louise M. Bailey  
Secretary