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Minutes, November 14, 1980

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MINUTES OF THE MEETING
OF THE
BOARD OF TRUSTEES
THE UNIVERSITY OF CONNECTICUT

Held at the Merlin D. Bishop Center, Storrs

November 14, 1980

The meeting was called to order at 9:19 a.m. by Chairman Andrew J. Canzonetti. Trustees present were: Mrs. Jorgensen, Messrs. Brown, Canzonetti, Catanese, Crisco, Cunningham, D'Oliveira, Donen, Dowling, Kleban, Krogh, Lowney, Rich, Stroh, and White. Mrs. Kronholm was present for the open session portion of the meeting.

Trustees absent were: Governor Grasso, Mr. Gamble, and Mr. Shedd.

University staff present were: President DiBiaggio, Vice-Presidents DiBenedetto, Gillis, Mulvihill, Napolitano (Acting), Wilson, Attorneys Kleinman and McKenna, and Mr. Kimball.

All actions taken were by unanimous vote of the Trustees present, except as otherwise noted.

- A. On a motion by Mrs. Jorgensen, seconded by Mr. Krogh, THE BOARD VOTED to go into executive session for the purpose of considering matters of personnel and collective bargaining. The Chairman noted that the items to be considered required staff information and opinion and asked that the Minutes reflect that President DiBiaggio, Vice-Presidents DiBenedetto, Gillis, Mulvihill, Napolitano, Wilson, Attorneys Kleinman and McKenna, and Mr. Kimball were in attendance. All members of the Board noted above were present at this time. Items discussed and actions taken during Executive Session were as follows:
1. The Board reviewed the latest recommendations on personnel matters pertaining to appointments, leaves of absence, promotions, awards of tenure, reassignments, resignations, and retirements, with the understanding that the vote on these personnel matters would be taken in the open session part of the Board meeting.

- a. President DiBiaggio asked that the following be added to the personnel list under "Changes-in-title."

Kenneth G. Wilson, from Professor of English and Vice-President for Academic Affairs, to Professor of English, effective August 31, 1981.

The President reported his reluctance to accede to Mr. Wilson's request to be relieved of his administrative assignment, and noted that Mr. Wilson would be granted a one-year sabbatic leave prior to his return to full-time teaching. The President acknowledged Mr. Wilson's expressed willingness to either step aside prior to August 31, 1981, should a successor be identified before that date, or to extend his service as Vice-President somewhat beyond that date, if such an action would provide a more convenient transition.

- b. The status of searches for several administrative vacancies was reviewed.
- c. Mr. Wilson reported on collective bargaining issues. The Chairman suggested that additional detail on this topic be presented at the next meeting.
- d. Attorney McKenna reported on pending litigation, and also made a presentation of the appeal to the Board of a grievance by Mr. Victor Denenberg. After considerable discussion, on a motion by Mr. Rich, seconded by Mr. Crisco, THE BOARD VOTED the following:

WHEREAS, Dr. Victor H. Denenberg has appealed to the Board under By-Law Article X.L.17 f. that a recommendation by the Administration pertaining to a decrease in a merit award not be followed and that the merit award be restored in accordance with a recommendation of a By-Law Hearing Committee; and

WHEREAS, this Board has determined that the ultimate decision to reduce the merit award was valid; and

WHEREAS, the Board has been advised that, the preceding notwithstanding, the record contains procedural questions;

HEREBY BE IT RESOLVED, that the appeal be granted and that the merit award be restored.

- e. There being no further business for consideration in Executive Session, Chairman Canzonetti declared a recess at 10:23 a.m.
- B. Chairman Canzonetti reconvened the meeting in Open Session at 10:30 a.m.
 - C. On a motion by Mr. Donen, seconded by Mr. White, THE BOARD VOTED to approve the Minutes of the meeting of September 19, 1980, as corrected, and the Minutes of the meeting of October 16, 1980, as circulated. (A copy of the correction to the file copy of the Minutes of September 19, 1980 is appended as Attachment 1 to these Minutes).
 - D. During the public participation portion of the agenda, the following persons addressed the Board:

Mr. John Murphy, whose topic was the relicensure of student-run radio station, WHUS;

Mr. James Dolan, who spoke (as did the fourteen speakers who followed) in opposition to one or more of the fee increases proposed to the Board by the administration;

Mr. James Deorio; Mr. Wulf Losee; Mr. John Hornyack; Ms. Laura Ceccorulli; Mr. Bruce Neslaw; Mr. Warren Doyle; Mr. Joel Hershfield; Ms. Tammy Shea; Mr. Paul Hitchcock; Mr. Donald Cafero; Mr. Steve McPike; Mr. Steve Moynihan; Mr. Steven Basche; Ms. Elizabeth Sullivan.
 1. Mr. Crisco rose on a point of personal privilege to commend the student speakers on their presentation. Mr. Crisco said that he shared the students' concern for access to, and appropriate funding of, the University and urged the speakers to convey their concern to their local legislators.
- E. The Chairman's Report included the following items:
 1. On a motion by Mr. Crisco, seconded by Mr. Cunningham THE BOARD VOTED to approve the following items listed in the Consent Agenda:

- a. Approval and/or ratification of the lists of University and Health Center Hospital contracts and authorization for the President, Vice-Presidents, Associate Executive Director, and Assistant Vice-Presidents to sign the necessary documents on behalf of the University. A copy of the approved lists of contracts and agreements is attached to the file copy of the Board Minutes.
 - b. Acceptance and/or approval of the lists of awards and donations. A copy of the list is attached to the file copy of the Board Minutes.
 - c. Approval of the latest list of recommendations pertaining to Medical/Dental Staff appointments. A copy of the list is attached to the file copy of the Board Minutes.
 - d. Approval of the latest list of recommendations pertaining to Medical/Dental Staff reappointments. A copy of the list is attached to the file copy of the Board Minutes.
 - e. Approval of implementation procedures for the Audit Subcommittee of the Budget and Finance Committee. A copy of the procedures is attached to the file copy of the Board Minutes.
 - f. Approval of authority to sign certain contractual agreements on behalf of the Board of Trustees. A copy of the authorization is attached to the file copy of the Board Minutes.
2. On a motion by Mrs. Jorgensen, seconded by Mrs. Kronholm, THE BOARD VOTED to approve a formal list of the actions recommended by the President and the actions already taken by the administration on personnel matters pertaining to appointments, leaves of absence, promotions, awards of tenure, reassignments, resignations, and retirements, and authorized the Secretary of the Board to sign the necessary documents on behalf of the Board of Trustees. A copy of the approved list is attached to the file copy of the Board Minutes. Prior to this action, President DiBiaggio called attention to the addition of Mr. Wilson's name to the personnel list under "Changes-in-title." The President read from Mr. Wilson's letter asking to be relieved of his administrative assignment and noted the great significance of Mr. Wilson's contribution to the University in his capacities as department head, dean, and vice-president during the past thirteen years.

3. Chairman Canzonetti called attention to a report prepared at his request reviewing purchasing procedures for the President's Residence. The Chairman noted that the Auditors of Public Accounts had earlier questioned past practice of the University in this matter, and that Governor had requested a review of this topic by the Board Chairman. On a motion by Mrs. Jorgensen, seconded by Mr. White, THE BOARD VOTED to accept the report. (A copy of the report is Attachment 2 to these Minutes).
 4. On a motion by Mr. Crisco, seconded by Mr. Krogh, THE BOARD VOTED to authorize the Chairman to sign, on behalf of the Board, the appropriate relicensure application forms for radio station WHUS.
 5. On a motion by Mr. Cunningham, seconded by Mr. Rich, THE BOARD VOTED to confirm the appointment of Dr. A. Howard McLaughlin to fill the unexpired term of Mrs. Delphine Greenwald on the Health Center Advisory Council.
 6. The Chairman noted that a committee mandated by the General Assembly to study ways of providing increased fiscal flexibility for the Health Center had been convened.
 7. The Chairman noted receipt of a letter from Mr. Irving E. Tulin concerning proposed fee increases for students in the School of Medicine. (A copy of the letter is Attachment 3 to these Minutes).
- F. In his President's Report, Dr. DiBiaggio made a formal response to a request of the Board in February, 1979, that the administration report to the Board on the feasibility of program curtailment or elimination as a means of preserving or increasing the quality of those programs which would remain. (The text of the President's response is Attachment 4 to these Minutes).

The President also called the Board's attention to recent activities of faculty and staff members as reflected in information items at the back of the agenda. He welcomed Dr. James Mulvihill and Mr. Frank Napolitano to their first Board meeting in their capacities as Vice-President for Health Affairs and Acting Vice-President for Student Affairs and Services, respectively.

- G. Mrs. Jorgensen reported on the September and October meetings of the Board of Higher Education. (The text of Mrs. Jorgensen's report is Attachment 5 to these Minutes).

II. Reporting for the Budget and Finance Committee, Chairman Rich noted that the Committee met on November 8 and 14 to consider fee changes proposed by the administration as well as to consider those contracts and agreements listed on the Consent Agenda. He reported that the fees proposed by the administration were recommended for Board approval by the Committee with one exception: the Committee voted to recommend to the Board an annual room fee increase of \$80, rather than an annual increase of \$102 proposed by the administration. Mr. Rich reported that his Committee's recommendations on fees came to the Board with the understanding that all Board actions to adjust fees would lie on the table for 60 days. It was the Committee's expectation that any hearing process or other type of forum with students which had not previously been conducted would be completed within this 60-day period. (Copies of all proposed fee changes, represented by Agenda Attachments A - Y and A¹, B¹, are appended as Attachment 6 to these Minutes).

1. Mr. Rich made the following motion, which was seconded by Mr. Cunningham:

Moved, that the Board of Trustees receive the recommendations of the Budget and Finance Committee on all proposed fees, except those described in Agenda Attachments B,C,I,N,O,P,Q,R,S,T (as revised in Committee), and W.

2. Mr. Donen rose on a point of order, suggesting to the Chair that those fees described in Agenda Attachments B,I,N, and R were improperly before the Board, since the discussion of these fees with students as described in Minute 16 (4), page 6612, Meeting of November 10, 1978, appeared not to have been concluded.

The Chair ruled that Board consideration of these items was in order and would not be improper. The ruling of the Chair was challenged. By a show of hands, the ruling of the Chair was sustained. Messrs. Catanese and Donen voted in opposition to sustaining the ruling of the Chair.

3. THE BOARD VOTED in favor of the Rich/Cunningham motion described in H.1. above.
4. On a motion by Mr. Rich, seconded by Mr. D'Oliveira, THE BOARD VOTED to receive for action the proposed new Dramatic Arts Production Fee of \$10.00/semester described in Agenda Attachment B. Mr. Donen opposed the action.

5. On a motion by Mr. Rich, seconded by Mr. Kleban, THE BOARD VOTED to receive for action the proposed new MBA Fee (off-campus) of \$110.00/per credit hour described in Agenda Attachment C. Messrs. Catanese and Donen opposed the action.
6. On a motion by Mr. Rich, seconded by Mr. Kleban, THE BOARD VOTED to receive for action the proposed new Parking Fee of \$20.00/year described in Agenda Attachment I. Trustees Catanese, Donen, and Jorgensen opposed the action.
7. On a motion by Mr. Rich, seconded by Mr. Kleban, THE BOARD VOTED to receive for action the proposed new Health Services Fee of \$70.00/semester described in Agenda Attachment N. Messrs. Catanese and Donen opposed the action.
8. On a motion by Mr. Rich, seconded by Dr. Lowney, THE BOARD VOTED to receive for action the proposed new University Fee, School of Medicine - Resident \$2200.00/year, Non-Resident \$2600.00/year described in Agenda Attachment O. Messrs. Crisco and Donen opposed the action.
9. On a motion by Mr. Rich, seconded by Mr. Stroh, THE BOARD VOTED to receive for action the proposed new Dental Student Pre-Doctoral Clinical Fee of \$1125.00/year described in Agenda Attachment P. Messrs. Catanese, Crisco, and Donen opposed the action.
10. On a motion by Mr. Rich, seconded by Mr. Cunningham, THE BOARD VOTED to receive for action the proposed new Dental Post-Graduate Certificate Program Clinical Fee of \$2400.00/year described in Agenda Attachment Q. Mr. Crisco opposed the action.
11. On a motion by Mr. Rich, seconded by Dr. Lowney, THE BOARD VOTED to receive for action the proposed new Health Professions Schools Clinical Fee of \$200.00/year described in Agenda Attachment R. Messrs. Catanese, Crisco, and Donen opposed the action.

During discussion of this motion, Trustees expressed their concern at questions of the legality of assessing some portion of the cost of these clinical experiences through student fees, and noted that an opinion from the Attorney General would be sought on this matter. The Chairman asked that the record reflect the following points:

- a. Funds collected by this fee would partially offset both real and anticipated loss of federal funds used in support of off-campus clinical experiences.

b. Were funds appropriated to the University last year to support three faculty salaries in the School of Pharmacy to be incorporated into the University's base budget for ensuing years, the proposed clinical fee for pharmacy students would be in no way redundant, since the proposed fee is to help support non-instructional costs of these field placements.

12. On a motion by Mr. Rich, seconded by Mr. Krogh, THE BOARD VOTED to receive for action the proposed new Board Charges of \$543.00/semester described in Agenda Attachment S. Messrs. Catanese, Crisco, Cunningham, and Donen opposed the action.

13. On a motion by Mr. Rich, seconded by Mr. Stroh, THE BOARD VOTED to receive for action the proposed new Residential Life (Room) Fee of \$562-602.00/semester described in Agenda Attachment T. Mr. Catanese abstained from voting on this action.

In discussing this motion, Mr. Rich noted that the Budget and Finance Committee's action in reducing the amount of this proposed annual fee increase from \$102 recommended by the administration to \$80 could have the effect of reducing operating reserves to \$200,000. Mr. Rich said that such a reduction in reserve balances, should it occur, would in his view result in a disproportionately small reserve fund for the size of the dining hall operation. Mr. Donen noted that the Budget and Finance Committee's action reducing this proposed fee increase did not stipulate the means by which the lower increase would be accommodated, and he added, "I would hope that the Budget and Finance Committee, as well as the full Board, would be assured by the Office of Residential Life within the next 60 days that the things they would cut back would not be things that would specifically impact on either the financial stability of the operation or on direct services to students."

14. On a motion by Mr. Rich, seconded by Mr. Stroh, THE BOARD VOTED to receive for action the proposed new Undergraduate Extended Deadline Optional Fee of \$25.00 described in Agenda Attachment W.

15. At the conclusion of the Budget and Finance Committee report, Dr. Lowney commented on the materials displaying total costs to students in the Schools of Medicine and Dental Medicine compared with other public and private institutions. He asked that the administration prepare a similar chart for the School of Law.

I. Reporting for the Institutional Policy Committee, Chairman Brown noted that the Committee had met on November 11, 1980 to consider its agenda.

1. On a motion by Mr. Brown, seconded by Mrs. Kronholm, THE BOARD VOTED to receive and table for action at the next meeting the proposed revisions to the Laws and By-Laws, Articles I and III through X, as described in Agenda Attachment H (Agenda Attachment II, as well as Attachments I through M which were acted upon as described below, is attached to the file copy of the Minutes).
2. On a motion by Mr. Brown, seconded by Mrs. Kronholm, THE BOARD VOTED to remove from the table and adopt new Article XI of the Laws and By-Laws, "Honorary Degrees," as described in Agenda Attachment I. Trustees Catanese and Jorgensen voted in opposition to this action.

During discussion of the motion, Mr. Brown reported that those members of the Committee present at the November 11 meeting failed to reach consensus on whether to recommend Version A or Version B of the proposed By-Law text to the full Board. At that time, the Committee Chairman ruled that the proposal would be brought to the Board for action without a Committee recommendation. Since then, Mr. Brown reported, he had received information indicating that a majority of Committee members actually supported Version B of the text. Accordingly, he moved adoption of the Version B text noting that he was suggesting this action as Committee Chairman but not as the result of a formal Committee recommendation. (A copy of the Version B text is Attachment 7 to these Minutes).

3. On a motion by Mr. Brown, seconded by Mr. Cunningham, THE BOARD VOTED to receive and table for action at the next meeting, proposed new Article XII to the Laws and By-Laws, "Guidelines for Presidential Search Advisory Committees," as described in Agenda Attachment J.
4. On a motion by Mr. Brown, seconded by Mr. Cunningham, THE BOARD VOTED to receive and table for action at the next meeting, contingent upon approval of the language by the AAUP, a proposed Amendment of Article X.L.17 c. and X.L.17.e. of the Laws and By-Laws, "Faculty Grievance Procedure," as described in Agenda Attachment K.
5. On a motion by Mr. Brown, seconded by Mr. Donen, THE BOARD VOTED to approve the following resolution:

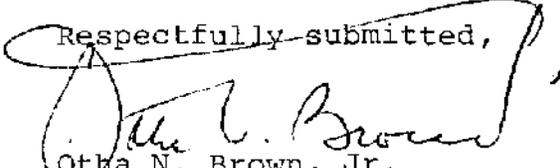
Be it resolved:

1. That the University Administration inform the Board of Governors of the Central Naugatuck Valley Regional Higher Education Center that the University is now reviewing the feasibility of moving its Waterbury Campus programs to the HEC's new Math-Science facility in time for the opening of classes on September 1, 1981;

2. That the necessary conditions which must be met to permit the Board of Trustees to confirm the proposed move include:
 - a. Confirmation by the HEC's Administrative Council of the assignment of necessary office, classroom, laboratory, and support space in order to insure that the University's program can function without reduction in quality, impairment of mission, or limitation of access to its students;
 - b. Suitable housing for the University's library collection and student access to it in the new facility from the outset until the HEC's library-media facility is ready;
 - c. Reasonable accommodation for fine arts courses and student activities at the HEC site;
 - d. Accommodation for the University's branch of the Co-op Bookstore;
 - e. Funding to cover the cost of the move from the Hillside Avenue campus to the HEC;
 - f. Arrangements for the transfer of support personnel not needed at the new site to other University operations;
 - g. Firm decisions on the disposition of the Hillside Avenue property and buildings once the University's program moves out; funds for maintenance and security during any transition period must also be in hand;
3. That the University Administration report to the Board on these issues at the January meeting, in order that the Board may take a decision on the move at that meeting.
6. On a motion by Mr. Brown, seconded by Mr. Donen, THE BOARD VOTED to approve the division of the present Department of Management and Administrative Sciences, School of Business Administration, into two new Departments: 1) the Department of Management and Organization, and 2) the Department of Information Management, this action to be effective on July 1, 1981.
7. At the conclusion of Mr. Brown's formal report, Board members discussed the impact of recent changes in the format and schedule of the Board meetings. Following discussion, on a motion by Mr. Brown, seconded by Mr. Donen, THE BOARD VOTED to refer this matter to the Institutional Policy Committee.

- J. Reporting for the Health Affairs Committee, Chairman Lowney described the activities of the Committee at its November 11 meeting. (Minutes of the meeting are circulated to all Board members and are retained as well with the file copy of the Board Minutes). On a motion by Mr. Stroh, seconded by Mr. Krogh, THE BOARD VOTED to receive Dr. Lowney's report.
- K. Reporting for the Health Affairs-Hospital Committee, Dr. Lowney reported on the activities of the Committee at its November 11 meeting. (Minutes of the meeting are circulated to all Board members and are retained as well with the file copy of the Board Minutes). On a motion by Dr. Lowney, seconded by Mr. Krogh, THE BOARD VOTED to receive the report and to approve the University's participation in the combined Hospital Alcoholism Program as described in Agenda Attachment N, a copy of which is attached to the file copy of the Minutes.
- L. Chairman Canzonetti reported that Dr. Dowling had consented to be the Board's representative to the Capital Area Health Consortium. Dr. Dowling reported on recent activities of the Consortium.
- M. Reporting for the Community Relations Committee, Mr. Crisco reported that he had met recently with Mr. Frederick Bennett, Director of Development, to discuss the latter's role as administrative liaison to the Committee, both in a general context and in specific reference to a number of upcoming events in which the Committee is centrally involved.
- N. President DiBiaggio called the Board's attention to the current calendar of University Centennial events.
- O. No further business appearing, the meeting was adjourned at 1:50 p.m.

Respectfully submitted,


Otha N. Brown, Jr.
Secretary