

9-25-2013

## Minutes, 2013 September 25

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

**MINUTES**

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

September 25, 2013

**OPEN SESSION**

The meeting was called to order at 10:40 a.m. by Chairman Lawrence D. McHugh. Trustees Louise M. Bailey, Rose A. Barham, Andy F. Bessette, Charles F. Bunnell, Shari G. Cantor, Richard T. Carbray, Jr., Sanford Cloud, Jr., Michael K. Daniels, Andrea Dennis-LaVigne, Marilda L. Gandara, Thomas E. Kruger, Denis Nayden, and Thomas D. Ritter were in attendance.

Trustee Donny Marshall participated by telephone.

Trustees Juanita T. James, Rebecca R. Lobo, Stefan Pryor, Steven K. Reviczky, Catherine H. Smith, and Mary Ann Handley, Governor Malloy's designee, were not in attendance.

The following University staff were present: President Herbst, Provost and Executive Vice President for Academic Affairs Choi, Executive Vice President for Administration and Chief Financial Officer Gray, Vice President for Communications Kendig, Athletic Director Manuel, University Master Planner and Chief Architect Cruickshank, Executive Secretary to the Board Rubin, General Counsel Orr, Deputy Chief of Staff Kirk, and Health Center Chief of Staff Gafford.

Assistant Attorneys General Bray and Blumenthal were also present.

Senate Representatives Lynne Healey, Donna Korbel, Zeki Simsek, and William Stwalley were in attendance.

1. Public Participation

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

2. Chairman's Report

(a) Matters outstanding

Chairman McHugh welcomed to the Board new Alumni Trustee Donny Marshall. He also announced new vice-chairs for the following Board Committees: Andrea Dennis-LaVigne as Vice-Chair for Academic Affairs and Juanita James as Vice-Chair for the Committee on Compensation.

Chairman McHugh thanked Trustee Francis X. Archambault, Jr. for his service on the Board, and acknowledged his appointment to the Health Center Board of Directors. In addition, he will continue to serve on the Joint Audit and Compliance and Buildings, Grounds and Environment Committees.

Chairman McHugh noted that Hall of Fame Basketball Coach Jim Calhoun was recently honored with a tribute highlighting his career and philanthropy. The event culminated with the announcement that the Board would rename Stadium Road as "Jim Calhoun Way."

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Chairman McHugh asked the Board to vote on a naming recommendation in honor of Coach Calhoun. On a motion by Mr. Ritter, seconded by Mr. Carbray, the Board voted unanimously to add to the agenda a resolution to rename Stadium Road "Jim Calhoun Way." Mr. Ritter motioned, seconded by Mr. Daniels, to approve the recommendation. The Board voted unanimously in support.

(A copy of the naming recommendation is attached to the file copy of the Board minutes.)

Chairman McHugh updated the Board on the Robert Miller investigation. The Attorney General selected the Philadelphia law firm of Drinker, Biddle and Reath LLP as independent counsel for this investigation. A Hot Line has been established, separate from the Reportline through the Office of Audit, Compliance and Ethics. Individuals with information or concerns about how the University has responded to allegations of sexual misconduct involving Professor Miller or others are encouraged to contact Drinker Biddle directly at 877-772-2111, or via email at [uconn@dbr.com](mailto:uconn@dbr.com).

(b) Minutes of the meeting of August 7, 2013

On a motion by Mr. Nayden, seconded by Ms. Cantor, the Board voted unanimously to approve the minutes of the meeting of August 7, 2013.

(c) Consent Agenda Items:

On a motion by Mr. Nayden, seconded by Ms. Cantor, the Board voted to approve the Consent Agenda items:

- (1) Contracts and Agreements for the Storrs-based programs and the Health Center (Attachment 1)  
(Trustee Gandara abstained.)
- (2) Annual Report of the Endowed Chair Program Entitled "Aetna English Chair in Writing" (Attachment 2)
- (3) Tenure at Hire (Attachment 3)
- (4) Designation of Emeritus Status (Attachment 4)
- (5) Sabbatical Leave Recommendations (Attachment 5)
- (6) Appointment of Professor Jennifer Sterling-Folker to the Alan R. Bennett Honors Professorship in Political Science in the College of Liberal Arts and Sciences (Attachment 6)
- (7) Appointment of Professor Jerzy Weyman to the Stuart and Joan Sidney Professorship in the College of Liberal Arts and Sciences (Attachment 7)
- (8) Public Health Certificate in Interdisciplinary Disability Studies (Attachment 8)
- (9) Post-Baccalaureate Certificate in Pre-Medicine/Pre-Dentistry (Attachment 9)
- (10) Approval of Proposed Changes to the *By-Laws of the University of Connecticut* Regarding Aligning Current University Titles and Practices (Attachment 10)
- (11) Naming Recommendation for the UConn College of Agriculture and Natural Resources Alumni Association (UCANRAA) Board Room (Attachment 11)

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- (12) Revised Memorandum of Understanding between the University of Connecticut and University of Connecticut Alumni Association for Fiscal Year 2014 (Attachment 12)

## 3. President's Report

## 4. Academic Affairs Committee Report

- (a) Report on Committee activities

## 5. Financial Affairs Committee Report

- (a) Report on Committee activities

- (b) Items requiring Board discussion and approval:

On a motion by Mr. Kruger, seconded by Mr. Nayden, the Board voted unanimously to add to the agenda the following item:

- Authorization to Execute Electricity Purchase Contract

On a motion by Ms. Cantor, seconded by Mr. Cloud, the Board voted unanimously to approve the following items, including the item added to the agenda.

(A copy of the Contract is attached to the file copy of the Board minutes.

- (1) Revised Allocation of Bond Authorizations as set forth in the Eighteenth Supplemental Indenture (University of Connecticut General Obligation Bonds) (Attachment 13)
- (2) Revised Allocation of Bond Authorizations as set forth in the Nineteenth Supplemental Indenture (University of Connecticut General Obligation Bonds) (Attachment 14)
- (3) Deferred Maintenance/Code/ADA Renovation Lump Sum Expenditures and Equipment Expenditures (Attachment 15)
- (4) Settlement of the Agricultural Biotechnology Laboratory and Greenhouse Code Litigation (Attachment 16)
- (5) Project Budget (Planning) for Stamford Campus Improvements/Housing (Attachment 17)
- (6) Project Budget (Planning) for the UConn Health Center 195 Farmington Avenue Renovation (Attachment 18)
- (7) Project Budget (Revised Planning) for Engineering Building – Engineering & Science Building (Attachment 19)
- (8) Project Budget (Design) for the UConn Health Center Roadway and Intersection Improvements (Attachment 20)
- (9) Project Budget (Final) for the UConn Health Center CLAC Renovation (Attachment 21)
- (10) Project Budget (Final) for the UConn Health Center Dental Clinic Fit-Out, Storrs Center (Attachment 22)
- (11) Project Budget (Revised Final) for Basketball Development Facility (Attachment 23)
- (12) Project Budget (Revised Final) for Heating Plant Upgrade Project – Improve Condensate Return System (Attachment 24)

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6. Health Center Report
  - (a) Report on Health Center activities
7. Joint Audit and Compliance Committee Report
  - (a) Report on Committee activities
8. Buildings, Grounds and Environment Committee Report
  - (a) Report on Committee activities
  - (b) Item requiring Board discussion and approval:
 

On a motion by Mr. Ritter, seconded by Mr. Cloud, the Board voted unanimously to approve the following item:

    - (1) Electric Distribution Easement to CL&P – Torrington Campus (Attachment 25)
9. Construction Management Oversight Committee Report
  - (a) Report on Committee activities
10. Student Life Committee Report
  - (a) Report of Committee activities
11. Institutional Advancement Committee Report
  - (a) Report on Committee activities
  - (b) Informational item:
    - (1) Development Progress Executive Summary (Attachment 26)
12. Committee on Compensation Report
 

There was no report on Committee activities.
13. Other business
14. Executive Session anticipated.
15. Adjournment

#### **EXECUTIVE SESSION**

On a motion by Mr. Bunnell, seconded by Ms. Bailey, the Board voted unanimously to go into Executive Session at 11:10 a.m. to discuss:

1. Preliminary drafts and notes that the University has determined that the public interest in withholding such documents clearly outweighs the public interest in disclosure; and
2. The contents of real estate appraisals, engineering or feasibility estimates and evaluations made for or by an agency relative to the acquisition of property or to prospective public supply and construction contracts, until such time as all of the property has been acquired or all proceedings or transactions have been terminated or abandoned; and
3. Commercial or financial information given in confidence, not required by statute; and
4. Discussion concerning the appointment, employment, performance, evaluation, health or dismissal of a public officer or employee, provided that such individual may require that discussion be held at an open meeting; and
5. Records of law enforcement agencies not otherwise available to the public which records were compiled in connection with the detection or investigation of a crime pursuant to Sec. 1-210(b)(3).

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Chairman McHugh 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 Bailey, Barham, Bessette, Bunnell, Cantor, Carbray, Cloud, Daniels, Dennis-LaVigne, Gandara, Kruger, McHugh, Nayden, and Ritter were in attendance.

Trustee Marshall participated by telephone.

The following University staff were present for part of the Executive Session: President Herbst, Provost and Executive Vice President for Academic Affairs Choi, Executive Vice President for Administration and Chief Financial Officer Gray, Vice President for Communications Kendig, Athletic Director Manuel, University Master Planner and Chief Architect Cruickshank, Executive Secretary to the Board Rubin, General Counsel Orr, Deputy Chief of Staff Kirk, and Health Center Chief of Staff Gafford.

Assistant Attorneys General Bray and Blumenthal were also present for part of the Executive Session.

The Executive Session ended at 12:40 p.m.

#### **OPEN SESSION**

The Board returned to Open Session at 12:41 p.m.

#### 15. Adjournment

Chairman McHugh announced that the next meeting of the Board of Trustees is scheduled for Wednesday, October 23, 2013 in the Rome Commons Ballroom.

There being no further business appearing, the Board meeting adjourned at 12:41 p.m.

Respectfully submitted,

Louise M. Bailey  
Secretary