

June 2004

Minutes June 22, 2004

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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

June 22, 2004

OPEN SESSION

The meeting was called to order at 11:44 a.m. by Chairman John Rowe. Trustees present were: James Abromaitis, Louise Bailey, Philip Barry, Linda Gatling, Lenworth Jacobs, Michael Martinez, Michael Nichols, Thomas Ritter, and Richard Twilley.

Trustees William Berkley, Michael Cicchetti, Andrea Dennis-LaVigne, Bruce Gresczyk, Denis Nayden, David O'Leary, Betty Sternberg, Richard Treibick, and Brenda Sisco, who represents the Governor's Office were absent from the meeting.

University staff present were: President Austin, Interim Provost and Executive Vice President for Academic Affairs Maryanski, Executive Vice President for Health Affairs Deckers, Vice President and Chief Financial Officer Aronson, Vice President and Chief Operating Officer Flaherty-Goldsmith, Vice President for Operations Dreyfuss, Interim Vice Provost for Academic Affairs Makowsky, Vice President for Student Affairs Saddlemire, Vice Provost for Multicultural Affairs Taylor, Associate Provost for Enrollment Management Evanovich, Health Center Chief Financial Officer Upton, Health Center Chief Administrative Officer Whetstone, Athletic Director Hathaway, Dr. Schurin, Special Assistant to the President Callahan, and Ms. Locke. Assistant Attorney General McCarthy was present. Faculty Senate Representatives Gerald Gianutsos, Kent Holsinger, and Robert Tilton were also present.

EXECUTIVE SESSION

On a motion by Mr. Twilley, seconded by Ms. Bailey, **THE BOARD VOTED** to go into Executive Session at 11:45 a.m. to discuss matters pertaining to collective bargaining with the University of Connecticut and the Union of Needle Trades, Industrial & Technical Employees, AFL-CLC (UNITE). 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: Abromaitis, Bailey, Barry, Gatling, Jacobs, Martinez, Nichols, Ritter, Rowe, and Twilley.

University staff present were: President Austin, Interim Provost and Executive Vice President for Academic Affairs Maryanski, Vice President and Chief Financial Officer Aronson, Vice President and Chief Operating Officer Flaherty-Goldsmith, Vice Chancellor for Business and Administration Dreyfuss, Ms. Aliza Wilder, Director of Human Resources, and Dr. Schurin. Assistant Attorney General McCarthy was also present.

Executive Session ended at 12:00 p.m. and the Board returned to Open Session at 1:05 p.m. Trustee O'Leary participated by telephone.

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

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OPEN SESSION

Chairman Rowe read the following resolution in honor of Governor John G. Rowland, which was accepted by Board consensus.

GOVERNOR JOHN G. ROWLAND

WHEREAS, John G. Rowland has served as Governor of the State of Connecticut and, as such, as President of the University of Connecticut Board of Trustees since 1995; and

WHEREAS, over the nine and a half years of his administration, Governor Rowland has played an instrumental role in the University's transformation and continuing progress; and

WHEREAS, in signing UCONN 2000 into law and, later, proposing and signing 21st Century UConn into law, Governor Rowland provided the resources essential to moving the University of Connecticut into the top ranks of American public higher education; and

WHEREAS, Governor Rowland also provided vital support to the University of Connecticut Health Center in approving funds to construct the Academic Research Building and, later, in assuring adequate resources during a period of fiscal crisis; and

WHEREAS, the Governor has been a dedicated, forceful advocate for the University, helping in private fundraising and, with full justification, pointing to UConn's progress as one of his administration's major achievements;

NOW THEREFORE BE IT HEREBY RESOLVED, that the Board of Trustees records its gratitude to Governor John G. Rowland for his great contributions to the University of Connecticut, applauds his vision and leadership as it affected the University, and extends its profound appreciation for his service to our institution.

1. Public Participation

The following members of the public addressed the Board on the topic noted:

- Edward C. Marth, Executive Director, The University of Connecticut Chapter of the American Association of University Professors, Inc.

Mr. Marth acknowledged Vice President Aronson's approving comments regarding the salary concessions the AAUP and UCPEA membership made last year.

Mr. Marth discussed the proposed parking fees for adjunct faculty at the regional campuses. He stated that the AAUP represents approximately 1300 full-time faculty, research professionals, and other specialists at the University of Connecticut. The AAUP also represents over 600 part-time faculty who teach largely at the five regional campuses, excluding the School of Law and the Health Center. He noted that this data is two years old and assumed the numbers have probably increased given current enrollment. He reported that the following data represents approximate percentages of part-time faculty who teach at the regional campuses: 54% of the 100 level courses taught at the Hartford Campus; 67% of the 100 level courses at Stamford; 83% of the 100 level courses at Torrington; 49% of the 100 level at Waterbury; and 53% of the 100 level courses at Avery Point.

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These part-time faculty earn about \$3,500 per course and many must work at two or more institutions. AAUP could not identify any other institution in Connecticut that charges their employees for parking. Mr. Marth was concerned that this action would reduce compensation to the lowest paid who voted a year ago to freeze their salaries for the benefit of the institution. Student tuition was increased at the same time.

At Storrs, the AAUP and other unions were involved in designing the parking system, which included free parking and a transportation system as important considerations. While there will be some free parking at the regional campuses, it is expected that those lots will be located on the outskirts of the property, which may lead to problems of timely arrivals for those who have tight schedules.

He stated the following summation for the record:

- 1) This fiat departs from the long-standing tradition of working together to solve problems;
- 2) It pushes more items into the category of demands for bargaining, a tendency we have avoided at UConn;
- 3) It is not motivated by plans to redesign any campus, such as the "pedestrian" campus designed at Storrs;
- 4) It is not linked to any transportation system;
- 5) It works a hardship on the poorest paid of employees at UConn;
- 6) It is, when all said and done, an issue which should have been subjected to bargaining;
- 7) Part-time faculty, who may view UConn as an institution of distinction, will be negatively impacted by the pay-for-parking policy. The question is, whether UConn will remain an attractive employer for part-time faculty in the coming academic year.

The AAUP urged the Board not to adopt a pay-to-park plan for the regional campuses. If the part-time faculty taught the equivalent of a full teaching load, they would only earn about \$28,000 annually. Mr. Marth reiterated that this plan was ill-conceived and requires further consideration. On behalf of the AAUP, he asked the Board to reconsider this matter because it sends a negative message back to the membership. Mr. Marth reminded the Board that he based this request on the spirit of cooperation and the collegial approach the union has taken with so many issues over the years.

- Anne Doyle, Statistics Lecturer, University of Connecticut

Ms. Anne Doyle noted that she has been teaching at UConn for nine and one-half years. She is a member of the Executive Committee of the AAUP and Chairperson of the Contingent Faculty Committee. She expressed her concerns about the implementation of a parking fee for the adjunct lecturers at the regional campuses. The majority of the faculty at the regional campuses are special payroll lecturers who are paid on a per credit basis. The current pay rate is \$1,246 per credit and the maximum credit load per semester is eight credits. The most an adjunct can earn at UConn is \$9,968 per semester, and compensation does not include benefits. Because very few individuals can survive on pay that low, many of the adjunct professors teach at other institutions to supplement their incomes and/or receive benefits that another institution may offer, like a pension. Ms. Doyle noted that according to a survey that

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she conducted last year, approximately 48% of the adjuncts taught at more than one institution. The imposition of an additional fee would be unjust. She has received e-mails from other adjuncts who strongly opposing the implementation of a parking fee. She quoted from an e-mail sent from retired Assistant Professor of English, Gabriel Slessinger, who stated the following:

As a special payroll lecturer at the Avery Point Campus, I object to the institution of a parking fee for several reasons. Such a fee is an unfair charge for services insufficiently rendered. At Avery Point, the parking area designated for faculty and staff is very limited with not enough spaces for all. In fact, at peak times for classes the lot fills up early, a problem compounded by the fact that evening students park there after 4:00 p.m. The UConn police do not aggressively go after students abusing the privilege. The large circle area adjacent to the small faculty parking lot cannot be restricted to faculty use, because the campus needs parking available for the public. The student lots are crowded and are a distance from the academic building making it difficult to walk in bad weather. In addition to these issues, the fee is a hardship for part-time faculty on whom the Avery Point Campus depends for most of its courses. Faculty come from other teaching or forms of work under time pressure to find parking. Together with the steep price of gasoline, part-time faculty lose, not gain, by their travel to teach at the University. If you take into account the fact that part-time faculty heavily subsidize instruction by their low wages for courses receiving full academic credit and standing, the fee is a further way of showing the University does not respect the hard work of adjunct faculty. I urge you to ask the Board of Trustees to rescind the vote for the parking fee.

Ms. Doyle added that the University of Connecticut has become increasingly reliant on part-time faculty and has not improved benefits for them. Currently they are working to extend library privileges and computer I.D. capabilities for 100 days after adjunct faculty contracts end, which would be at no cost to the University but would be extremely beneficial to the adjuncts. If the parking fee is \$20.00 per semester per adjunct, then the income earned by the University would be approximately \$24,000 a year. Considering that adjuncts bring in millions in tuition fees, they consider this small amount insulting, especially when the University has not supported pension benefits. Ms. Doyle asked that the Board to reconsider their decision to implement a parking fee.

Trustee Nichols asked where this item was located in the agenda.

Dr. Rowe responded that there were no materials for the Board to vote on at this meeting. He and Vice President and Chief Operating Officer Flaherty-Goldsmith have received correspondence on this matter.

Vice President and Chief Operating Officer Flaherty-Goldsmith confirmed that there was no action item. She and her colleagues have reviewed this matter very carefully and will revisit this issue again with President Austin.

2. Chairman's Report

Chairman Rowe introduced to the Board Student Trustee-elect Stephen A. Kuchta, who will replace Richard Twilley. Mr. Kuchta is a doctoral student in economics.

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(a) Board recognition

Trustee Nichols read the following resolution in honor of Richard Twilley.

On a motion by Mr. Nichols, seconded by Ms. Bailey, **THE BOARD VOTED** to approve the resolution for Trustee Twilley.

**RICHARD TWILLEY
2002-2004**

WHEREAS, Richard Twilley will complete his term as student-elected trustee on June 30, 2004; and

WHEREAS, Mr. Twilley has served with great dedication as a member of the Board of Trustees and the Committees on Academic Affairs, Student Life, and Honors and Awards; and

WHEREAS, his service on the Board is only the most recent chapter in a record that also includes an outstanding undergraduate career in the University's School of Engineering; five years' service as a nuclear propulsion officer in the United States Navy, during which time he earned several honors and awards; and three years of academic achievement as a student at the School of Law; and

WHEREAS, Mr. Twilley has brought to his service on the Board of Trustees a creative mind, a good sense of humor, and a special combination of attention to detail and ability to focus on the University's long-term goals and objectives; and

WHEREAS, despite the many demands on his time, Mr. Twilley has energetically participated in University activities and participated actively in Board discussions on issues ranging from construction, to intercollegiate athletics, to the academic program;

WHEREAS, his colleagues on the Board of Trustees join in congratulating Mr. Twilley on his graduation from law school and are confident that he will make a significant contribution to the legal profession;

NOW THEREFORE BE IT HEREBY RESOLVED, that the Board of Trustees of the University of Connecticut records its gratitude to Richard Twilley for his outstanding commitment and dedicated service and extends to him its best wishes for the future.

Trustee Nichols expressed his gratitude to Mr. Twilley for his guidance and support.

Vice-Chair Bailey added that Mr. Twilley will be sorely missed and he has served tremendously as a Student Life Committee member. She also welcomed Mr. Kuchta to the Board.

(b) Minutes of the meeting of March 23, 2004

Trustee Martinez asked that the minutes of the March 23, 2004 meeting (page 8653) be corrected to reflect his vote on Attachment 18 – Revised Budget for Student Union Addition. He stated for the record that he regretted having abstained from the vote. After careful review of the issues, he strongly supports the revised budget for the Student Union.

Dr. Schurin confirmed that the minutes of this meeting will reflect the change.

On a motion by Mr. Twilley, seconded by Dr. Jacobs, **THE BOARD VOTED** to approve the minutes of the meeting of March 23, 2004.

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(c) Matters outstanding

(d) 2004-05 Tentative Board meeting schedule (Attachment 1)

Chairman Rowe directed Trustee attention to the tentative schedule for the coming academic year, which includes six meetings - one more than was held for this academic year. There has been some discussion about whether another meeting might be necessary. Dr. Rowe suggested that a meeting be held either at the Stamford or Avery Point campuses.

He asked Board members to review these dates and contact Susan Locke if there are serious conflicts that cannot be resolved before the dates are confirmed.

Trustee Barry questioned why there was no meeting scheduled between November 16, 2004 and February 3, 2005.

Dr. Schurin suggested that if the Board wished to have an additional meeting added to the regular schedule they could make some slight modifications, such as adding the January 11, 2005 reserve date to the upcoming schedule.

Chairman Rowe also referenced utilizing the reserve dates as a way to incorporate additional meetings. He cautioned as to whether there would be enough substantive items to warrant an additional meeting, and secondly, he suggested waiting until September to gain a better sense of what the schedule will look like.

Trustee Twilley stated that he brought up in the Board Survey the addition of another meeting. A sixth meeting has been added to the upcoming schedule and it seems adequate. He agreed that it would be appropriate to hold off on making a decision until September.

Chairman Rowe indicated that the Board will review this matter again at the September meeting.

Dr. Schurin pointed out that this schedule represents the meetings outlined for the next academic year and that we already have a meeting scheduled for August. Dr. Rowe noted that the meeting scheduled for August 3 may or may not happen depending upon what issues need to be resolved and the meeting may be by telephone or in person.

(e) Consent Agenda Items:

On a motion by Mr. Martinez, seconded by Mr. Twilley, **THE BOARD VOTED** to approve the following items listed on the Consent Agenda.

(1) Contracts and Agreements for the Storrs-based programs (Attachment 2)

(2) Contract Signing Authority – Revised (Attachment 3)

(3) Appointment of State Historian (Attachment 4)

(f) Personnel matters (Storrs-based programs) (Attachment 5)

On a motion by Ms. Bailey, seconded by Mr. Twilley, **THE BOARD VOTED** to approve the promotion, tenure, and reappointment; designation of emeritus faculty; and sabbatic leave lists.

(1) Promotion, Tenure, and Reappointment list

(2) Designation of Emeritus Faculty

(3) Sabbatics

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(4) Informational matters

3. President's Report

President Austin reported that this morning the Board heard extensive discussion on the budget.

He updated the Board on the status of the Capital Campaign, which will conclude successfully at the end of June. This fall an event will be planned to mark its success and to also lay the groundwork for another campaign. He expressed his gratitude to several significant donors who have made very major commitments to support academic programming and academic excellence at Storrs and the Health Center. The donors will be recognized appropriately.

President Austin acknowledged a major donation of \$4.2 million from a Japanese entrepreneur with whom the Chair of the Department of Chemistry had collaborated over the last decade. This gift has been held in abeyance pending the outcome of the State Matching Grant Program. This donor is incorporated in Connecticut and has patents on several processes for the production of a more pure form of hydrogen which, when produced in commercial quantities, is a necessary condition for fuel-cell technology for commercial applications. This technology is of enormous importance to Connecticut because of the involvement in fuel-cell technology and for UConn, which employs several faculty members who conduct significant research in this area.

Within a week after the Legislature approved and the Governor signed the Program into effect, the University was informed that it would receive the \$18.6 million from prior commitments in State Matching funds, assuming that the State will not run into a deficit. President Austin stressed that these incentive programs have a strong impact on the University's ability to attract new donors and to also capitalize on past donor support. It is one of our highest priorities particularly as the University seeks to embark on an even larger capital campaign within the next several months and to work toward achieving an endowment level consistent with the expectations that have been imposed. He suggested that Trustees talk to legislators or others about the importance of this Program.

President Austin recounted the positive and negative aspects of the budget. While the University has received increases in federal funds and tuition, we also face the impact of reductions in state appropriations or at least a reduction in the rate of increase. He agreed with Chairman Rowe's comments this morning regarding the State and its support of the University. The context in which the institution manages its operation must change in response to the macroeconomic realities in Connecticut and other resources. We will need to monitor closely the funding levels from federal agencies, such as the National Institutes of Health and others. Our market position allows us to respond in many different ways including pricing strategies for our products, including imposing expectations on faculty members, particularly in the sciences and engineering, where we provide them with state-of-the-art instrumentation and laboratories to acquire support from the federal government and corporate entities. And the bottom line, notwithstanding all of the provisos, is one of enormous optimism and success and for the roadmap all of you have given us to pursue, he expressed his gratitude.

President Austin asked Faculty Senate Representative Kent Holsinger to talk about the *titan arum* or 'Corpse' flower, which is going to bloom for the first time at UConn. The most recent bloom in the United States was in the New York Botanical Gardens in the 1930's.

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Dr. Holsinger stated that the plant smells like a corpse, because it is pollinated by flies. It is expected to bloom sometime in the next few weeks in the Department of Ecology and Evolutionary Biology greenhouse. A lot of media coverage is expected, because these flowers bloom only rarely and is estimated to be the only one in the Northeast outside of the New York Botanical Gardens.

Dr. Rowe asked why it blooms so infrequently.

Dr. Holsinger responded that it takes a very long time to get large enough to develop a flower that large.

- (a) Designation of Emeritus Status – Dr. Richard E. Garrett (Attachment 6)

President Austin directed Trustee attention to Attachment 6 regarding the designation of emeritus status for Dr. Richard E. Garrett in the Department of Mechanical Engineering. Dr. Garrett has had a distinguished career at Purdue University and came to UConn several years ago. Because he has not acquired the requisite number of years to be automatically granted emeritus status according to the University's *Laws and By-Laws*, a request for emeritus status was sent to the Retirement Committee for review. Based on the recommendation from the Committee, President Austin asked the Board to grant approval to Dr. Garrett.

On a motion by Mr. Martinez, seconded by Mr. Barry, **THE BOARD VOTED** to grant emeritus status to Dr. Richard E. Garrett, of the Department of Mechanical Engineering.

- (b) Collective Bargaining Agreement Between the Department of Dining Services and the Union of Needle Trades, Industrial & Textile Employees, AFL-CLC (UNITE) (Attachment 7)

Vice President and Chief Operating Officer Flaherty-Goldsmith reported that the Board will be voting today on a successor agreement with UNITE, which is the union that represents the University's Dining Services employees. A final vote on a new contract has not been taken, but another vote has been scheduled for June 29. The document presented at Trustees' places extends the current contract through September 30, 2004 or at the time of the vote to ratify the agreement. She confirmed that the increases and all other terms and conditions in the new agreement will be retroactive to July 1.

On a motion by Mrs. Gatling, seconded by Mr. Twilley, **THE BOARD VOTED** to approve the Stipulated Agreement Between the University of Connecticut Department of Dining Services and the Union of Needle Trades, Industrial & Textile Employees, Local 25271, (UNITE), AFL-CIO, CLC, extending the Terms and Conditions of the July 1, 2000 through June 30, 2004 contract, until ratification of the Successor Agreement by the UNITE membership and approval by the Board of Trustees, or until September 30, 2004.

- (c) Other matters

4. Financial Affairs Committee Report

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

Mr. Martinez gave the report of the Financial Affairs Committee on behalf of Vice-Chair Nayden.

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(b) Items requiring Board discussion and approval:

- (1) Approval of the Spending Plan for Fiscal Year 2005
(Storrs-based Programs) (Attachment 8)

On a motion by Dr. Rowe, seconded by Mr. Twilley, **THE BOARD VOTED** to approve a Spending Plan for Fiscal Years 2005 of \$750.1 million.

- (2) Approval of the State Appropriation Budget Request
for the Biennium Fiscal Years 2006 and 2007
(Storrs-based Programs) (Attachment 9)

On a motion by Mrs. Gatling, seconded by Mr. Twilley, **THE BOARD VOTED** to approve an Operating Budget Request for the Biennium Fiscal Years 2006 and 2007 as follows: \$795.1 million for Fiscal Year 2006 and \$845.4 million for Fiscal Year 2007, which includes a State Appropriation request of \$206.9 million for Fiscal Year 2006 and \$218.8 million for Fiscal Year 2007.”

- (3) Fiscal Year 2005 Institutional Fee Adjustments and
Biennium Fiscal Years 2006 and 2007 Institutional
Fees (Storrs-based Programs) (Attachment 10)

On a motion by Mr. Twilley, seconded by Mr. Nichols, **THE BOARD VOTED** to approve for Fiscal Year 2005 a revised schedule of student charges comprised of adjustments to the following previously approved rates: Tuition, Board and Infrastructure Maintenance Fee.

- (4) Fiscal Year 2005 Student Activity and Service Fee
Adjustments and Biennium Fiscal Years 2006 and 2007
Student Activity and Service Fees (Storrs-based Programs) (Attachment 11)

On a motion by Dr. Rowe, seconded by Mr. Twilley, **THE BOARD VOTED** to approve for Fiscal Year 2005 a revised schedule of student activity and service charges for 2005 comprised of adjustments to the following previously approved rates: General University Fee (GUF), Activity Fee (UCTV) and Other Fee (Hartford Parking).

- (5) Fiscal Year 2005 Fee Clarification and Biennium
Fiscal Years 2006 and 2007 Academic Materials Fees
(Storrs-based Programs) (Attachment 12)

On a motion by Mr. Twilley, seconded by Ms. Bailey, **THE BOARD VOTED** to approve the implementation of new Academic Materials Fees and a clarification in the annual rate of the School of Social Work Malpractice Insurance Fee as recommended by the Academic Materials Fee Committee.

- (c) Capital Projects Status Report (Attachment 13)

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5. Health Center Report

(a) Report on Health Center activities

Trustee Abromaitis and Dr. Deckers reported on the Health Center. Dr. Deckers reported that the clinical side is up both in the John Dempsey Hospital and in the faculty practice plan. Extramural research awards are also on the rise compared to last year by approximately \$1.7 million as of the end of May. They expect to meet their budget projection for this year.

The administration has made strides in identifying significant leaders for the Signature Programs. In the next year, they hope to select another star in the area of Musculoskeletal diseases. They also expect to open a new building devoted to those initiatives and a modern surgery center, expand their administrative operation to a building purchased on Route 84, and renovate the current administrative building into a new clinical facility.

Trustee Abromaitis reported that the Health Center Board of Directors last met on June 14, 2004. The Committee heard reports from the Academic Affairs, Clinical Affairs, and Finance subcommittees as well as a report of the Joint Audit and Compliance Committee. All the Committees have been working actively on a number of topics, which include: 1) the UCHC 2020 Vision Statement, which was presented to Trustees at their places; 2) the Cancer Signature Program Strategic Business Plan; 3) the Fiscal Year 2005 proposed budget; 4) Fiscal Years 2006 and 2007 Biennial Budgets; 5) a proposed *University of Connecticut Laws and By-Laws* revision to be discussed; and 6) recognitions.

The Health Center Board of Directors has spent the past year developing the UCHC 2020 Vision statement for the intermediate and long-term future. This Vision was approved the Board of Directors. It will help set priorities for building a framework for future decisions. Work plans, implementation schedules, performance metrics, and budget implications remain to be developed over the next year.

The Board of Directors also discussed the business plan for the Cancer Signature Program. This plan included the goals of the program, an environment assessment and trends analysis, and a discussion of strategies and tactics. Like the other Signature Programs, it leverages strengths in basic science research with the delivery of clinical services. The Program is projected to increase clinical volumes and research productivity and results in approximately a 13% return on investment annually over the next five years.

(b) Items requiring Board discussion and approval:

- (1) Approval of the Spending Plan for the University of Connecticut Health Center for Fiscal Year 2005 (Attachment 14)

As was reported during this morning's Budget Workshop, the FY 05 budget includes \$595 million in expenses, which represents an increase of approximately \$26 million or 6.4% over Fiscal Year 2004. It is a balanced budget with a projected positive margin of approximately \$600,000.

On a motion by Mr. Twilley, seconded by Mr. Ritter, **THE BOARD VOTED** to approve the University of Connecticut Health Center Spending Plan for the Fiscal Year 2005.

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- (2) Approval of the State Appropriation Budget Request for the University of Connecticut Health Center for Biennium Fiscal Years 2006 and 2007 (Attachment 15)

On a motion by Dr. Rowe, seconded by Mr. Twilley, **THE BOARD VOTED** to approve the State Appropriation Budget Request for the University of Connecticut Health Center for the Biennium Fiscal Years 2006 and 2007.

Trustee Ritter asked questions regarding Deferred Maintenance funds. He asked for confirmation that those funds will be available for only 11 more years. He cautioned that spending approximately \$20 million annually from that account may become an issue in the future. He raised concerns so that the Board understands that other alternatives will need to be utilized at some point. He suggested that the administration bring back to the Board an alternative plan possibly before the budget discussion next year.

Dr. Rowe noted that he attended the retreat for the Health Center Board of Directors and he thought it was well organized and presented an interesting set of discussions. He acknowledged the collaborative relationship between the governance and the administration at the Health Center. He commended Vice-Chair Nayden, Health Center Board of Directors Chair Leonardi, Associate Vice President Callahan, and other staff for their hard work in developing the Joint Audit and Compliance Committee. It is a very effective approach to joint governance and brings many more Trustees to the issues and also facilitates information flow from one campus to another. The Committee also deals with matters regarding risk management and ethics.

- (3) Notice of Proposed Changes to the *University of Connecticut Laws and By-Laws* (Health Center Board of Directors Membership – Commissioner of Public Health) (Attachment 16)

Trustee Abromaitis directed Trustee attention to the proposed by-law change regarding the Board of Directors' membership in Attachment 16. One area recognized by the new UCHC 2020 Vision statement is public health. With the overwhelming support from the Board of Directors, the administration recommends to the Board of Trustees for approval the opportunity to expand the Board of Directors' membership to include the Commissioner of Public Health. The addition of this position is expected to bring linkages to the state-wide realm of public health and also recognition of the mission of the Health Center to the State.

On a motion by Mr. Twilley, seconded by Mr. Barry, **THE BOARD VOTED** to approve the notification of proposed changes to the *University of Connecticut Laws and By-Laws* to revise the Health Center Board of Directors' membership (Article V).

- (c) Health Center Board of Directors recognition: Paul H. Johnson (Attachment 17)

Trustee Abromaitis acknowledged Dr. Susan Reisine, who was recognized as the recipient of the Board of Directors faculty recognition award. He sadly recognized the retirement of Mr. Paul Johnson from the Board of Directors and also welcomed Mr. Jay Haberland as a new member of

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the Board of Directors. Mr. Haberland is a senior manager at United Technologies. Trustee Abromaitis recognized the efforts of Ms. Leonardi, who continues to give her unlimited support to the Health Center.

Dr. Rowe added that the University is very grateful to Ms. Leonardi for agreeing to continue to serve as Chair for another year.

6. Audit and Compliance Committee Report

(a) Committee Chairman's report on Committee activities

Trustee Ritter gave the report of the Joint Audit and Compliance Committee. He reported that the Committee met with the State Auditors, which was a follow-up meeting that Chairman Rowe and Trustee Ritter scheduled with the State Auditors. The Committee discussed ways to interact more effectively with the auditors in order to obtain advance information about potential problems. They also discussed the KPMG audit report and the status of the recruitment efforts for the position of the Chief Audit and Compliance Executive, which is a very important position that is expected to be filled shortly. He directed specific questions to Associate Vice President Callahan.

Remaining discussion covered the auditing and compliance matters at the Health Center. Since that meeting, several things have occurred, such as the appointment of Zurick Davis to conduct the search for the Chief Audit and Compliance Executive. Also, the Committee commissioned PricewaterhouseCoopers to conduct a broad-based risk assessment that will form new two-year internal audit compliance and enterprise risk management plans. This Committee continues to discuss ways to develop the most effective means to audit the records and to assist the administration in utilizing the information as a tool to further the goals of the University. The Committee is anxious to fill the executive position and to maintain a good working relationship with the State Auditors.

Trustee Ritter reported that Ms. Rachel Rubin accepted the position of Director of Compliance for the Storrs-based programs and the Health Center.

7. Academic Affairs Committee Report

(a) Committee Chairman's report on Committee activities

Vice-Chair Jacobs reported that the Academic Affairs Committee has worked over the past year to bring forward an objective plan to quantify academic excellence. He acknowledged Interim Provost and Executive Vice President Maryanski for his leadership and his staff for their outstanding work in developing metrics that are easily understood. More importantly, data has been linked to the budgetary discussions that were heard this morning.

Dr. Jacobs announced that an Academic Affairs Committee meeting is scheduled for Friday, July 23 in the morning on the Storrs campus. Interim Provost Maryanski will discuss further the data that was presented this morning.

(b) Informational item:

- (1) Renaming of the Department of Metallurgy and Materials Science within the School of Engineering to Materials Science and Engineering**

(Attachment 18)

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He referred to the informational item under Attachment 18, which is the renaming of the Department of Metallurgy and Materials Science in the School of Engineering to the Department of Materials Science and Engineering.

8. Student Life Committee Report

(a) Committee Chairwoman's report on Committee activities

Vice-Chair Bailey reported that at the last Student Life Committee meeting, the Committee invited officials from the Town of Mansfield, who included the Town Manager and the Town Planner. They were invited as part of an ongoing discussion regarding concerns about rental practices in homes bordering the University, especially with respect to the number of students living in them. Many Board members have raised safety concerns and have asked Town to better enforce the housing codes and to deal with violations occurring in these homes. They have been informed that the Town has developed a committee to work with the University to solve this problem.

The Committee also heard an update on the fee hearings that took place over the semester. Specific fee increases were voted on today. The last topic discussed concerned the operation of the Daily Campus and the hiring of a University employee, which has been finalized. The financial status of the Daily Campus has improved.

9. 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 reported that the Institutional Advancement Committee last met via teleconference on Wednesday, June 16, 2004. He referred to Attachment 21 for The University of Connecticut Foundation, Inc. report.

The Committee received a report from John Martin, President of The University of Connecticut Foundation, Inc. It was noted that as of April 30, *Campaign UConn* has raised \$293 million toward its goal of \$300 million. This does not include the EDS software gift of \$146 million, which raises the total to \$439 million.

Dr. Rowe asked if the aforementioned figures included the State match. Trustee Barry responded that the State match was not included in the figures above.

Annual giving to the University is 11% ahead of Fiscal Year 2003 and stands at \$2.35 million toward the goal of \$2.5 million. The goal for donors this year is 40,000, which is expected to be reached.

Mr. Martin also discussed gift expectation between the April 30 report and the end of the fiscal year. He was extremely optimistic that the Campaign will close successfully.

The Committee approved several named gift opportunities.

Mr. Brohinsky provided a legislative update, which highlighted funding for the State Matching Grant Program. The State appropriated funds to meet its full outstanding liability, which includes \$18.6 million for the University of Connecticut. The General Assembly provided one caveat, which was if this fiscal year ends in a deficit, the Matching Grant Program will be reduced by the amount of the deficit.

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Mr. Feudo provided the Committee with information regarding the Alumni Association's newly elected leadership, its growth in membership, and its growth in contributions to the University.

He directed Trustee attention to the facilities and academic naming recommendations in Attachments 19 and 20, respectively. He noted a technical amendment to the naming recommendation for the Freitas Ice Forum is necessary. Mr. Freitas has asked that the Forum include his middle name, Edward, rather than his middle initial.

(b) Items requiring Board discussion and approval:

(1) Facilities Naming Recommendations (Attachment 19)

On a motion by Dr. Rowe, seconded by Mrs. Gatling, **THE BOARD VOTED** to approve the following facilities naming recommendations:

a. Division of Athletics

1. Mark R. Shenkman Training Center
2. Mark Edward Freitas Ice Forum

b. Homer Babbidge Library

- (1) Class of 1955 Undergraduate Instruction Classroom

c. School of Pharmacy

- (1) Boehringer Ingelheim Pharmaceuticals, Inc.
Dosage Forms Laboratory Suite
- (2) Laurence D. Runsdorf '61, President of Breckenridge
Pharmaceutical Inc. Dean's Conference Room
- (3) Class of 1975 Connecticut Pharmacists Association
Past Presidents Patient Counseling Room

(2) Academic Naming Recommendations (Attachment 20)

On a motion by Dr. Rowe, seconded by Mrs. Gatling, **THE BOARD VOTED** to approve the following academic naming recommendations:

(a) School of Business

- (1) Richard F. Kochanek Professorship in Accounting

(b) College of Liberal Arts and Sciences

- (1) Yuji Hayashi Distinguished Chair in Plasma Chemistry

(c) Development Progress Executive Summary (Attachment 21)

Dr. Rowe congratulated Mr. Martin and the development staff on the excellent progress that has been reported. He encouraged all the Trustees to show support for the University.

There were no other items discussed by the Board.

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10. Adjournment

Chairman Rowe noted that there is a Board meeting tentatively scheduled for Tuesday, August 3, 2004. He asked Dr. Schurin to give an update on what items would require a meeting.

Dr. Schurin responded that there are a few items that could be dealt with by telephone, including the approval of the UNITE contract and some other contractual items that are fairly routine or have been explained to the Board. There is, however, the possibility of a faculty appeal. He does not know the status at this time. If the appeal were to be held, then it would have to be held at that meeting and it would be more appropriate to hold an in-person meeting.

Dr. Rowe asked what the timeline would be. Dr. Schurin deferred to Interim Provost and Executive Vice President Maryanski about the faculty appeal. Interim Provost Maryanski responded that the Committee of Three has not made a final recommendation to the President, but he will follow-up as soon as possible.

There being no further business, the Board meeting adjourned at 2:05 p.m.

Respectfully submitted,

Louise M. Bailey
Secretary